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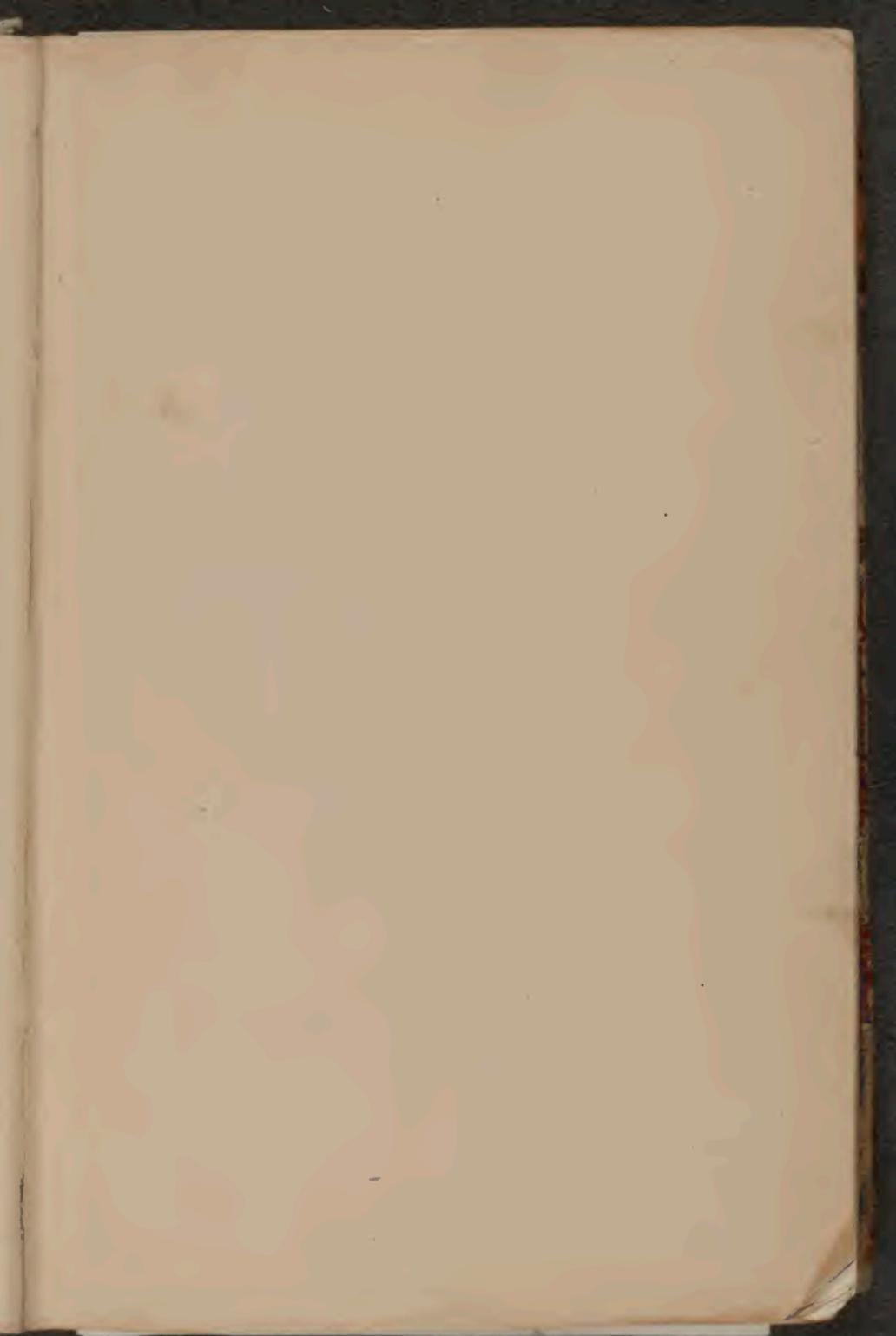


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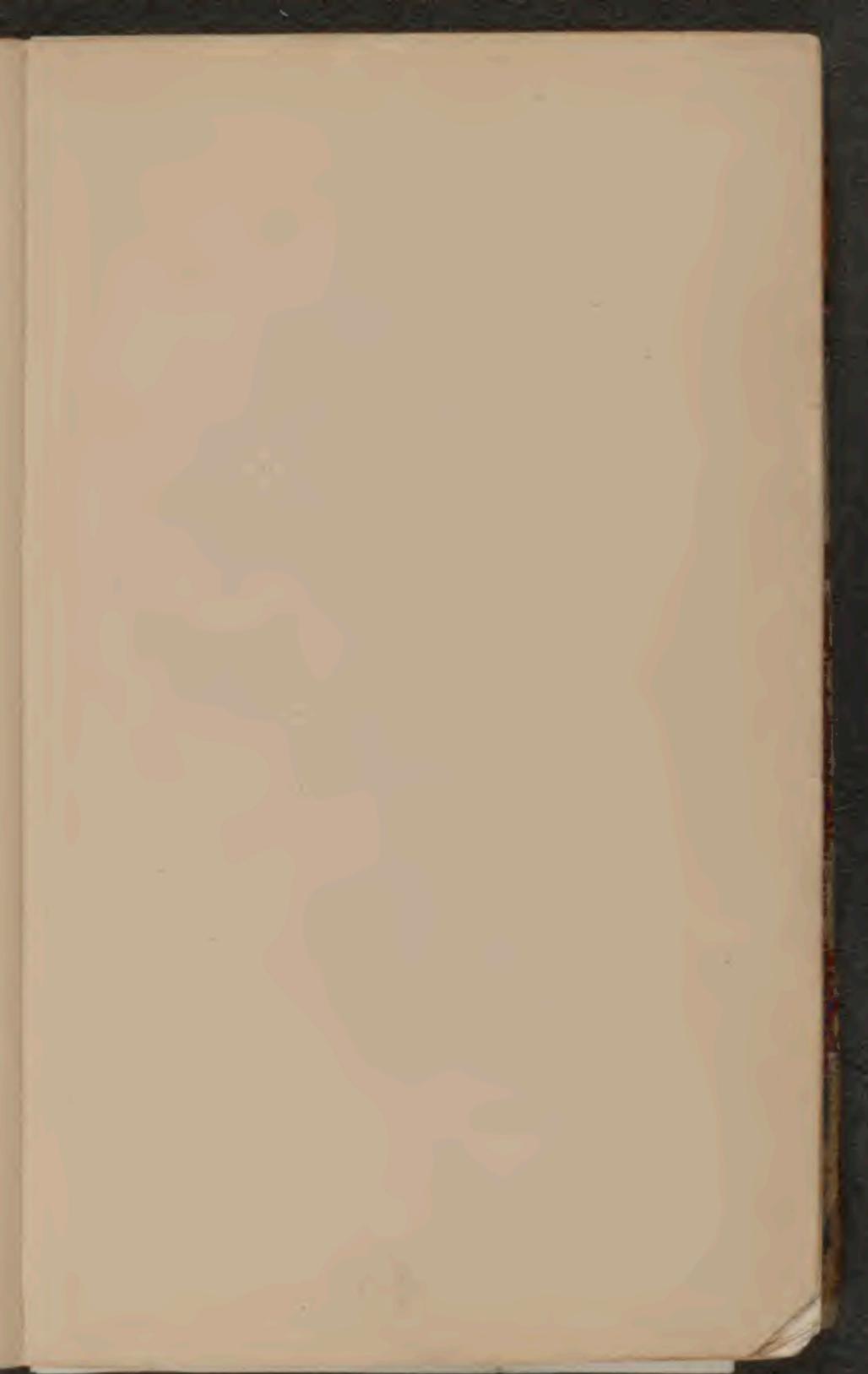
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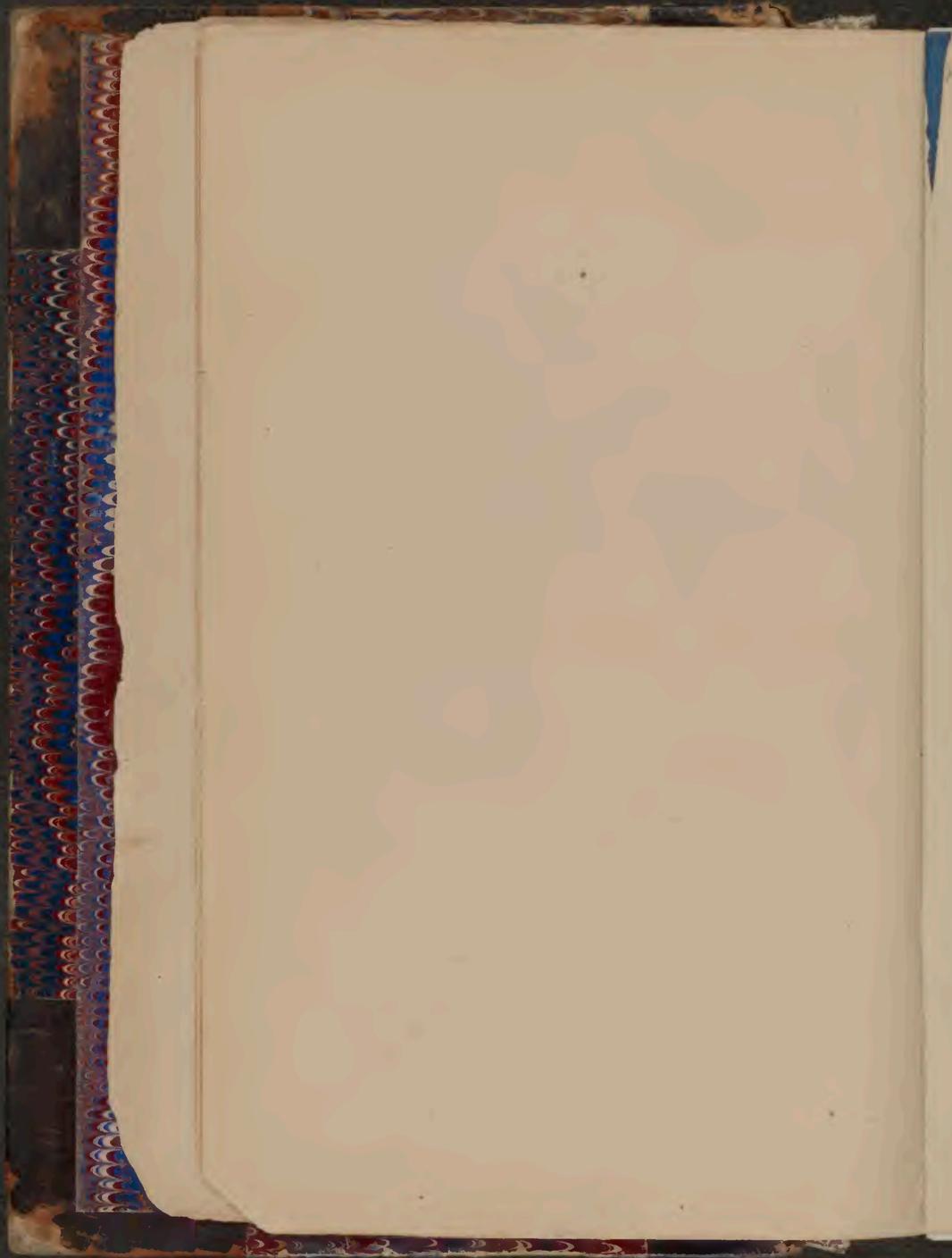












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MILITARY TRIALS.

HEADQUARTERS

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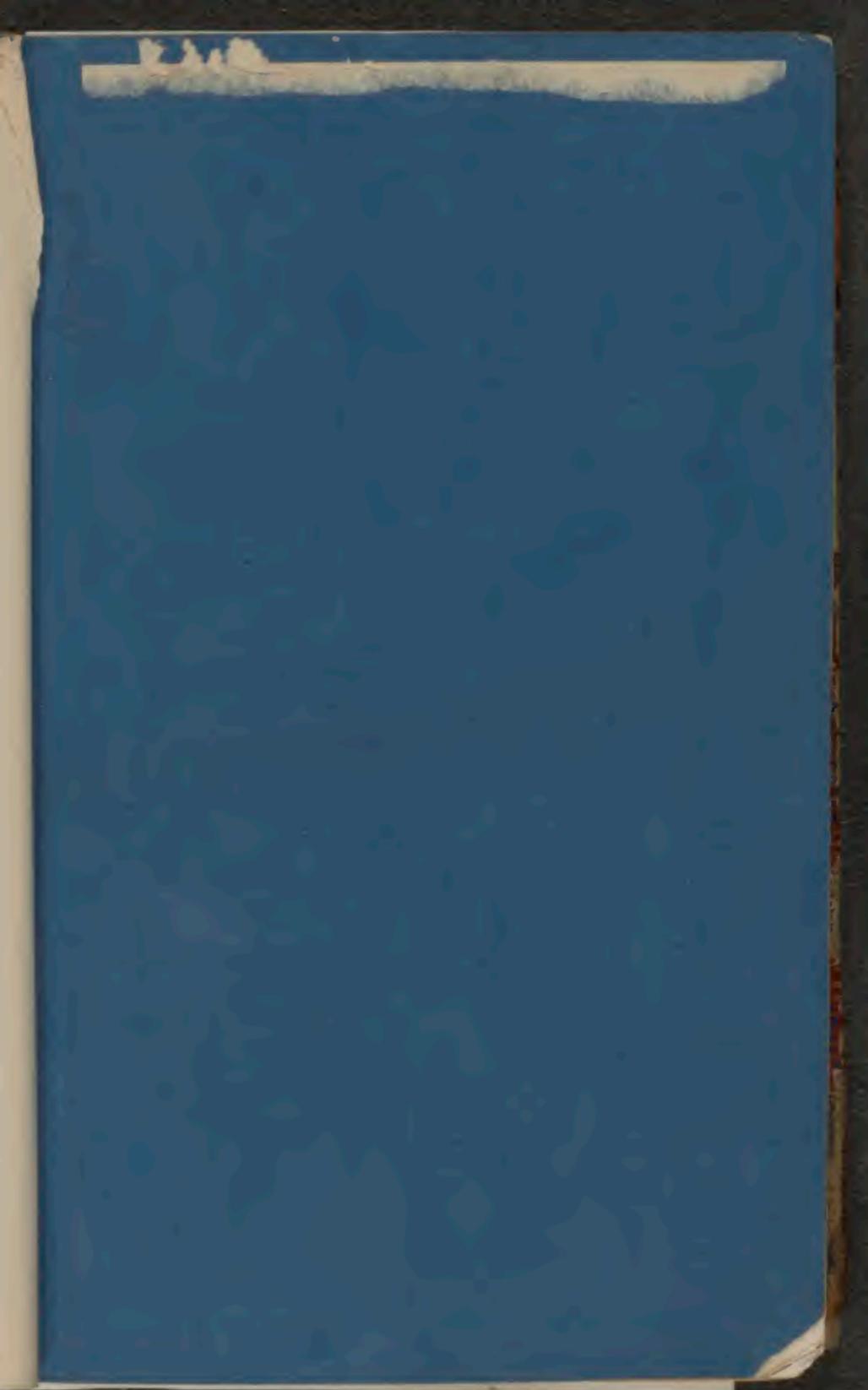
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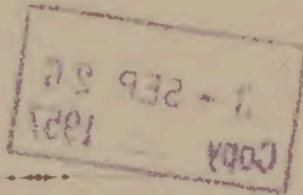




MILITARY TRIALS.

HEADQUARTERS

Middle Department.



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HEAD QUARTERS, MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, March 30th, 1863.

GENERAL ORDERS, }
No. 22. }

I.—At a General Court-martial which convened at the City of Baltimore, pursuant to Special Orders No. 43, of February 13th, 1863, from these Head Quarters, and of which Brigadier General L. P. GRAHAM, U. S. Vols., was President, was arraigned and tried—Colonel *Charles L. K. Sumwalt*, 138th Regiment Pennsylvania Volunteers, on the following charges and specifications, viz:

CHARGE I.

“*Drunkenness whilst on duty.*”

Specification 1st.—“That *Charles L. K. Sumwalt*, regularly mustered into the Military Service of the United States as Colonel Commanding the one hundred and thirty-eighth Regiment of Pennsylvania Volunteers, did on or about the fourth day of November, eighteen hundred and sixty-two, at Camp Relay House, being then and there on duty in command of said Regiment, drink intoxicating liquor until he became drunk, so that in consequence of drunkenness he was unable to discharge his said duty and it became necessary for the Lieutenant Colonel to relieve him.”

Specification 2nd.—“That the said *Charles L. K. Sumwalt*, did on the afternoon of the second day of January, eighteen hundred and sixty-three, at the Camp aforesaid and whilst on duty as Colonel of the said Regiment, get drunk and while laboring under the effect of intoxication, was incapable of his military duties and behave in an unseemly and disgusting manner.”

Specification 3rd.—That the said *Charles L. K. Sumwalt*, did on the twentieth day of December, eighteen hundred and sixty-two, being on duty as Colonel aforesaid at the Camp Relay House, drink ardent spirits to such an extent as to render himself totally unfit for duty, by reason of drunkenness.”

Specification 4th.—"That the said *Charles L. K. Sumwalt*, did on the twenty-third day of December, in the year one thousand eight hundred and sixty-two, at said Camp, and whilst on duty as Colonel aforesaid, render himself totally unfit for duty by reason of becoming drunk from excessive use of strong drink."

Specification 5th.—"That the said *Charles L. K. Sumwalt*, did on the night of the thirteenth day of December, eighteen hundred and sixty-two, at Camp Relay House, whilst on duty as Colonel as aforesaid, render himself unable to discharge his duties as such by drunkenness."

Specification 6th.—"That the said *Charles L. K. Sumwalt*, did on the evening of the fourth day of December, eighteen hundred and sixty-two, at said Camp, and whilst on duty as aforesaid, become drunk and unfit in consequence thereof for duty."

Specification 7th.—"That the said *Charles L. K. Sumwalt*, did on the sixth day of December, eighteen hundred and sixty-two, at the said Camp while on duty as Colonel of said Regiment, get drunk so far as totally to disqualify him for the discharge of his military duties and induce on his part grossly improper conduct."

Specification 8th.—"That the said *Charles L. K. Sumwalt*, did on the twenty-fifth day of December, eighteen hundred and sixty-two, at the Camp aforesaid, whilst on duty as Colonel of said Regiment, get drunk so as totally to unfit him for his said military duties, and that also while on duty as aforesaid at the said Camp, the said *Charles L. K. Sumwalt*, did on the thirtieth day of December, eighteen hundred and sixty-two, become so drunk as totally to unfit him for the performance of his duties."

CHARGE II.

"*Conduct prejudicial to good order and military discipline.*"

Specification 1st.—"That the said *Charles L. K. Sumwalt*, did on the afternoon of the second day of December, eighteen hundred and sixty-three, enter the officers' Quarters of Company "K," of the said Regiment at the Camp aforesaid, while deeply intoxicated from drink and did spew upon the floor of said Quarters, in close proximity to the supper table of said officers, upon which

their supper was then placed, rendering the scene so nauseating as to oblige them to eat elsewhere."

Specification 2nd.—"That the said *Charles L. K. Sumwalt*, did on the evening of the 4th day of December, eighteen hundred and sixty-two, at Camp Relay House, being then and there Colonel of the said one hundred and thirty-eighth Regiment of Pennsylvania Volunteers, under the influence of drink after the usual hour of dress parade, and after the same had been conducted by the Lieutenant Colonel of said Regiment, order the long Roll to be beaten for a second dress parade, and did then and there deliver a long harangue."

Specification 3d.—"That the said *Charles L. K. Sumwalt*, did on the thirteenth day of January, eighteen hundred and sixty-three, at the said Camp, being then and there Colonel as aforesaid, in presence of his line officers and others, conduct himself in a very disorderly manner, using profane language of a very violent character."

Specification 4th.—"That the said *Charles L. K. Sumwalt*, did, at the time last aforesaid, and on divers other occasions, at the said Camp, call the guards stationed at the Relay House depot from their posts to drink with him at the hotel: he being then and there their Colonel as aforesaid."

Specification 5th.—"That the said *Charles L. K. Sumwalt*, being Colonel as aforesaid, did on the thirteenth day of January, eighteen hundred and sixty-three, at the Camp aforesaid, become much intoxicated, and use profane and abusive language towards one of his private soldiers."

Specification 6th.—"That the said *Charles L. K. Sumwalt*, being Colonel as aforesaid at the said Camp, did on or about the twentieth day of September, eighteen hundred and sixty-two, in the night time, discharge fire arms unnecessarily in the neighborhood of the Camp of the said Regiment, and thereby create a false alarm."

CHARGE III.

"Conduct unbecoming an officer and gentleman."

Specification 1st.—"That the said *Charles L. K. Sumwalt*, on the sixteenth day of October, eighteen hundred and sixty-two, visited the family

of Mr. *Hammond Dorsey*, Howard County, Maryland, in company with a certain *James H. Lockett*, and the Hospital Steward of the aforesaid Regiment, and while at the house of said *Hammond*, became highly intoxicated and behaved in an unofficer like and ungentlemanly manner, and then and there in company of said *Lockett* and the members of Mr. *Dorsey's* family, persons reputed to be of secession proclivities, announced himself the advocate of John C. Breckenridge's election at the last Presidential election, and that on the question of the present rebellion, his sympathies were with the South."

Specification 2nd.—"That the said *Charles L. K. Sumwalt*, being Colonel as aforesaid, did on the eighteenth day of December, eighteen hundred and sixty-two, at the Camp aforesaid enter the Quarters of Dr. *C. P. Harrington*, Chief Surgeon of said Regiment, and while there took from his pocket a certain official document received from Head-Quarters of this Department, containing charges against himself preferred by a certain *H. H. Brandes*, and then and there tore the said document to pieces and threw the fragments into the stove, and accompanied this action with a message grossly insulting to General Wool, then in Command of this Department, in language too indecent to be spread out upon this record."

To which charges and specifications the accused, Colonel *Charles L. K. Sumwalt*, 138th Regt. Penn. Volunteers, pleaded as follows :

CHARGE FIRST.

To *Specification 1st*, "Not Guilty."
 To *Specification 2d*, "Not Guilty."
 To *Specification 3d*, "Not Guilty."
 To *Specification 4th*, "Not Guilty."
 To *Specification 5th*, "Not Guilty."
 To *Specification 6th*, "Not Guilty."
 To *Specification 7th*, "Not Guilty."
 To *Specification 8th*, "Not Guilty."
 And to the CHARGE, "Not Guilty."

CHARGE SECOND.

To *Specification 1st*, "Not Guilty."

To *Specification 2d*, "Not Guilty."

To *Specification 3d*, "Not Guilty."

To *Specification 4th*, "Not Guilty."

To *Specification 5th*, "Not Guilty."

To *Specification 6th*, "Not Guilty."

And to the CHARGE, "Not Guilty."

CHARGE THIRD

To *Specification 1st*, "Not Guilty."

To *Specification 2d*, "Not Guilty."

And to the CHARGE, "Not Guilty."

FINDING.

The Court after mature deliberation upon the evidence adduced, finds the accused as follows :

CHARGE FIRST.

Of the *1st Specification*, "Not Guilty."

Of the *2d Specification*, "Not Guilty."

Of the *3d Specification*, "Guilty."

Of the *4th Specification*, "Not Guilty."

Of the *5th Specification*, "Not Guilty."

Of the *6th Specification*, "Guilty."

Of the *7th Specification*, "Guilty."

Of the *8th Specification*, "Guilty" of so much of the same as relates to the 25th of Dec.; and "Not Guilty" of so much of the same as relates to the 30th of Dec., 1862.

Of the *1st CHARGE*, "Guilty."

CHARGE SECOND.

Of the *1st Specification*, "Not Guilty."

Of the *2d Specification*, "Guilty."

Of the *3d Specification*, "Not Guilty."

Of the *4th Specification*, "Not Guilty."

Of the *5th Specification*, "Not Guilty."

Of the *6th Specification*, "Guilty," except as to the false alarm.

Of the *2d CHARGE*, "Guilty."

CHARGE THIRD.

Of the 1st Specification, "Not Guilty."

Of the 2d Specification, "Guilty."

Of the 3d CHARGE, "Not Guilty," but "Guilty" of conduct to the prejudice of good order and military discipline.

SENTENCE.

And the Court does therefore sentence him, Colonel *Charles L. K. Sumwalt*, "To be dismissed from the military service of the United States."

II.—The proceedings, findings and sentence, in the foregoing case are approved and confirmed, and Colonel *Charles L. K. Sumwalt* ceases to be an officer in the military service of the United States from this date.

BY COMMAND OF MAJOR GENERAL SCHENCK :

WM. H. CHESEBROUGH,

Lieut. Col and Asst. Adj. Gen'l.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 5TH ARMY CORPS,

Baltimore, Md., April 8th, 1863.

GENERAL ORDERS }
 }

No. 23. }

At a General Court-martial, which convened at Drummondtown, Va., pursuant to Special Orders No. 3, of January 3d, 1863, from these Headquarters, of which Lt. Col. WM. H. COMEGYS, 1st Regt. E. S. Md. Vols., was President, were arraigned and tried:

1. Private *Derial D. Britton*, Co. H, 1st Regt. E. S. Md. Vols.

CHARGE.

“*Desertion.*”

Specification.—“In this, that Private *D. D. Britton*, Co. H, 1st Regt. E. S. Md. Vols., did desert his Company, on or about the 6th day of September, and stay away until brought back by a guard on the 25th day of December, 1862. This at Drummondtown, Va.”

To which charge and specification the accused pleaded “Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, finds the accused, Private *Derial D. Britton*, Co. H, 1st Regt. E. S. Md. Vols., as follows:

Of the *Specification*, “Guilty.”

Of the *CHARGE*, “Guilty.”

SENTENCE.

And the Court do therefore sentence the said Private *Derial D. Britton*, Co. H, 1st Regt. E. S. Md. Vols., “To be confined at hard labor on government works, designated by the commanding General, until the 1st day

of March, 1864; to forfeit to the United States all pay and allowances which are, or may become due to him, and at the expiration of his term of confinement, be dishonorably discharged the service."

2. Private *Solomon D. Chaplain*, 1st Regt. E. S. Md. Vols.

CHARGE I.

"*Drunkenness.*"

Specification.—"In this, that *S. D. Chaplain*, Private of Co. H, 1st E. S. Md. Vols., was on the night of the 27 of December, 1862, intoxicated to such an extent, as to render him unfit for any duty that he might have been called on to perform. This at Camp "Joe Hooker," Drummondtown, Va."

CHARGE II.

"*Disrespectful and abusive language to his superior officer Lt. J. C. MULLIKIN.*"

Specification.—"In this, that Private *S. D. Chaplain*, Co. H, 1st E. S. Md. Vols., did call his superior officer, Lieut. J. C. MULLIKIN, "A damned son of a bitch," and other abusive language. This at Camp "Joe Hooker," on or about the 27 of December, 1862."

CHARGE III.

"*Striking a guard.*"

Specification.—"In this, that Private *S. D. Chaplain*, did strike Private Wm. S. McClayland, Co. H, he being a regularly detailed guard for the day. This at Camp "Joe Hooker," on or about the 27th day of December, 1862."

To all of which charges and specifications the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows :

CHARGE I.

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

CHARGE II.

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty."

CHARGE III.

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *Solomon D. Chaplain*, Co. H, 1st Regt. E. S. Md. Vols., "To have the sum of ten dollars deducted from his monthly pay."

3. Private *Levin Rathell*, Co. H, 1st Regt. E. S. Md. Vols.

CHARGE I.

"*Violation of the 9th Article of War.*"

Specification 1st.—"In this, that Private *Levin Rathell*, Co. H, 1st Regt. E. S. Md. Vols., did refuse to go on guard, he being ordered to do so by his superior officer Captain A. G. HENRISEE. This at or near Pongeoteague, Va., on or about the 15th day of August, 1862."

Specification 2d.—"In this, that Private *Levin Rathell*, Co. H, 1st Regt. E. S. Md. Vols., did violence to his superior officer Sergt. John P. Holmes, by choking him, he being in the execution of his office. This at Drummondtown, Va., on or about the 7th day of September, 1862."

CHARGE II.

"*Disrespect to his superior officer.*"

Specification.—"In this, that Private *Levin Rathell*, Co. H, 1st Regt. E. S. Md. Vols., did say to his superior officer, Capt. A. G. HENRISEE, that he would like to see him try to tie Barton or any other man of the Company. This at Drummondtown, Va., on or about the 5th day of September, 1862."

To all of which charges and specifications the accused pleaded, "Not Guilty."

FINDING

The Court having maturely considered the evidence adduced, find the accused as follows, viz :

CHARGE I.

Of the 1st *Specification*, "Guilty."

Of the 2d *Specification*, "Not Guilty."

Of the *CHARGE*, "Guilty."

CHARGE II.

Of the *Specification*, "Guilty."
Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *Lavin Rathell*, of Co. H, 1st Regt. E. S. Md. Vols., "To have the sum of ten dollars deducted from his pay."

4. Private *John N. Dorsey*, Co. I, 1st Regt. E. S. Md. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this, that he, the said Private *John N. Dorsey*, Co. I, 1st Regt. E. S. Md. Vols., having been duly enlisted in the service of the United States, did desert the same, on or about the 8th of October, 1862. This in Camp at Felton, Del."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty," but "Guilty" of "being absent without leave."

SENTENCE.

And the Court do therefore sentence the said Private *John N. Dorsey*, Co. I, 1st E. S. Md. Vols., "To forfeit to the United States his pay for two months."

5. Private *John J. Byrne*, Co. I, 1st Regt. E. S. Md. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this, that the said Private *John J. Byrne*, Co. I, 1st Regt. E. S. Md. Vols., having been duly enlisted in the service of the United States, did desert the same. This on or about the 8th day of October, 1862, at Camp at Felton, Delaware."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty," but "Guilty" of "absence without leave."

SENTENCE.

And the Court do therefore sentence the said Private *John J. Byrne*, Co. I, 1st Regt. E. S. Md. Vols., "To forfeit to the United States his pay for two months."

6. Private *James Webber*, Co. F, 1st Regt. E. S. Md. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *James Webber*, Co. F, 1st Regt. E. S. Md. Vols., having been duly enlisted in the service of the United States, did desert the same. This on or about the 3d day of October, 1862, at Camp near Eastville, Northampton County, Va."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *James Webber*, Co. F, 1st Regt. E. S. Md. Vols., "To be confined at hard labor on government works, designated by the commanding General, until the first day of March, 1864: to forfeit to the United States all pay and allowances, which now are, or may become due to him, and at the expiration of his term of confinement, be dishonorably discharged the service."

7. Private *James Wooters*, Co. F, 1st Regt. E. S. Md. Vols.

CHARGE.

"Desertion."

Specification.—"In this, that Private *James Wooters*, Co. F, 1st Regt. E. S. Md. Vols., having been duly enlisted in the service of the United States, did desert the same. This at Camp Pocahontas, near Eastville, on or about the 3d day of October, 1862."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows :

Of the *Specification*, "Guilty," except the words "Camp Pocahontas, near."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *James Wooters*, of Co. F, 1st Regt. E. S. Md. Vols., "To forfeit to the United States all pay and arrearages now due, or which may become due, to the first day of May, eighteen hundred and sixty-three."

8. Private *William Baker*, Co. F, 1st Regt. E. S. Md. Vols.

CHARGE.

"Desertion."

Specification.—"In this, that Private *William Baker*, Co. F, 1st E. S. Md. Vols., having been duly enlisted in the service of the United States, did desert the same. This at Camp Pocahontas, near Eastville, Northampton Co., Va., on or about the 31st day of July, 1862."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *William Baker*, Co. F, 1st Regt. E. S. Md. Vols., "To be confined at hard labor on government works designated by the commanding General, until the 1st day of March, 1864; to forfeit to the United States all pay and allowances which now are or may become due to him, and at the expiration of his term of confinement be dishonorably discharged the service."

9. Private *Holliday Voss*, Co. F, 1st Regt. E. S. Md. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *Holliday Voss*, 1st E. S. Md. Vols., after having been duly enlisted in the service of the United States, did desert the same. This on or about the 24th day of September 1862, near Drummondtown, Va."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty," but "Guilty" of "being absent without leave."

SENTENCE.

And the Court do therefore sentence the said Private *Holliday Voss*, of Company F, 1st Regt. E. S. Md. Vols., "To forfeit to the United States, all pay and allowances which now are, or may become due to him, and be dishonorably discharged the service."

10. Private *William H. Adra*, Co. H, 1st Regt. E. S. Md. Vols.

CHARGE.

"*Leaving his post as Sentinel.*"

Specification.—"In this, that Private *William H. Adra*, Co. H, 1st Regt. E. S. Md. Vols., after having been duly posted as a sentinel, did leave his post before being regularly relieved. This at Camp

"Joe Hooker," Drummondtown, Va., on or about the 9th day of January, 1863."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty."

And the Court do therefore acquit him.

11. Private *Nathaniel Hubbard*, Co. D, 1st Regt. E. S. Md. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *Nathaniel Hubbard*, Co. D, 1st Regt. E. S. Md. Vols., having been duly enlisted in the service of the United States, did desert the same. This at Camp Wallace, Salisbury, Md., on the 27th day of September, 1862."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *Nathaniel Hubbard*, Co. D, 1st Regt. E. S. Md. Vols., "To be confined at hard labor on government works, designated by the commanding General, until the first day of March, 1864; to forfeit to the United States all pay and allowances which now are or may become due to him, and at the expiration of his term of confinement, be dishonorably discharged the service."

12. Private *John W. Baznard*, Co. D, 1st Regt. E. S. Md. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this that Private *John W. Baznard*, Co. D, 1st Regt. E. S. Md. Vols., having been duly enlisted in the service of the

United States, did desert the same. This at Guilford, Accomac County, Va., and about the 7th day of July, 1862."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do therefore sentence the said *John W. Bazward*, Private of Co. D, 1st Regt. E. S. Md. Vols., "To forfeit all pay and allowances due, or that may become due to him: to be marked with the letter "D," one and one-half inches long in indelible ink on his left hip; to be confined at hard labor until the first day of September, 1864, upon such public works as the commanding General may direct, and then be dishonorably discharged the service of the United States."

13. Private *James Cooper*, Co. D, 1st Regt. E. S. Md. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *James Cooper*, Co. D, 1st Regt. E. S. Md. Vols., having been duly enlisted in the service of the United States, did desert the same. This at Camp Comegys, at Greensborough, Md., on or about the 14th day of October, 1862."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused Private *James Cooper*, Co. D, 1st Regt. E. S. Md. Vols., as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty," but "Guilty" of "being absent without leave."

SENTENCE.

And the Court do therefore sentence the said *James Cooper*, Private of Co. D, 1st Regt. E. S. Md. Vols., "To forfeit to the United States all pay

and allowances due him to the first day of January, 1863, and one-half of his monthly pay from the 1st day of January to the 1st day of May, 1863."

14. *Jeremiah McCarty*, Wagoner, Co. G, 1st Regt. E. S. Md. Vols.

CHARGE I.

"Threatening the life of his superior officer."

Specification.—"In this, that *Jeremiah McCarty*, wagoner Co. G, 1st Regt. E. S. Md. Vols., did threaten to shoot Corporal John W. Hooper, of Co. C, 1st Regt. E. S. Md. Vols., while in the lawful discharge of his duty. Said Corp. Hooper having been sent by Capt. JOHN B. KEENE, Commanding the Post, into the town of Salisbury, Md., to arrest said *Jeremiah McCarty*, and bring him into Camp. All this at Salisbury, on or about the 12th day of October, 1862."

CHARGE II.

"Violation of the 9th Article of War."

Specification 1st.—"In this, that *Jeremiah McCarty*, wagoner Co. G, 1st Regt. E. S. Md. Vols., did disobey the orders of his superior officer Captain JOHN R. KEENE, by refusing to return to Camp, when ordered to do so by him."

Specification 2nd.—"In this, that *Jeremiah McCarty*, wagoner Co. G, 1st Regt., E. S. Md. Vols., did draw a loaded pistol and point the same at the person of his superior officer, Capt. JOHN R. KEENE, Commanding the Post, while he the said Capt. JOHN R. KEENE, was in the lawful discharge of his duty."

Specification 3rd.—"In this, that *Jeremiah McCarty*, wagoner Co. G, 1st E. S. Md. Vols., did fire a loaded pistol at his superior officer, Capt. JOHN R. KEENE, Commander of the Post, at Salisbury, Md., with the intention of taking his life. This while Capt. JOHN R. KEENE, was in the lawful discharge of his duty as Commander of the Post at Salisbury, Md."

To which charges and specifications the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows, viz:

CHARGE I.

Of the *Specification*, "Guilty," excepting the words "Capt. JOHN R. KEENE, Commanding the Post."

Of the CHARGE, "Guilty."

CHARGE II.

Of the 1st *Specification*, "Not Guilty."

Of the 2d *Specification*, "Guilty."

Of the 3d *Specification*, "Not Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court do therefore sentence the said *Jeremiah Mc Carly*, wagoner Co. G, 1st Regt. E. S. Md. Vols., "To be confined at hard labor, with a 24 pound ball and chain attached to his leg, upon such works as the commanding General may direct, from the date of the approval of this sentence, to the first day of January, (1868,) eighteen hundred and sixty-eight, and to forfeit to the United States all pay and allowances now due, or that may become due to him."

15. Private *William T. Adams*, Co. G, 2d Regt. E. S. Md. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *William T. Adams*, Co. G, 2d Regt. E. S. Md. Vols., a Company duly mustered into the service of the United States, and the said *Adams*, having been duly mustered into the Army and service of the United States, he being a soldier therein, and whose term of enlistment had not then expired, did desert the said service on or about the 22d day of June, 1862. This at Camp Carroll, at Baltimore, Md."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Guilty," except the words "22nd of June," and "Carroll."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *William T. Adams*, Co. G, 2d Regt. E. S. Md. Vols., "To be confined at hard labor, on government works designated by the commanding General, until the 1st day of March, 1864; to forfeit to the United States all pay and allowances, which now are, or may become due to him, and at the expiration of his term of confinement, to be dishonorably discharged the service of the United States."

16. Private *Nicholas Shivers*, Co. G, 2d Regt. E. S. Md. Vols.

CHARGE.

"Desertion."

Specification.—"In this, that Private *Nicholas Shivers*, Co. G, 2d Regt. E. S. Md. Vols., a company duly mustered into the service of the United States, and the said *Shivers* having been duly mustered into the Army and service of the United States, he being a soldier therein, and whose term of enlistment had not then expired, did desert the said service, on or about the 24th day of October, 1862. This at "Lafayette Barracks," at Baltimore, Md."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *Nicholas Shivers*, Co. G, 2d Regt. E. S. Md. Vols., "To forfeit all pay and allowances now due, or that may become due to him, and be dishonorably discharged the service of the United States."

"The Court are induced to be thus lenient in its sentence, on account of the feeble and diseased physical condition of the prisoner."

17. Private *Abraham D. Morris*, Co. E, 2d Regt. E. S. Md. Vols.

CHARGE.

"Desertion."

Specification.—"In this, that Private *Abraham D. Morris*, Co. E, 2d Regt. E. S. Md. Vols., a company duly mustered into the service of

the United States, and the said *Morris*, having been duly mustered into the Army and service of the United States, he being a soldier therein, and whose term of enlistment had not then expired, did desert the said service on or about the 24th day of October, 1862. This from the Steam Transport "Belvidere," at Baltimore, Md."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows :

Of the *Specification*, "Not Guilty," but "Guilty" of the following facts, viz : "That Private *Abraham D. Morris*, an unassigned recruit attached to the 2d Regt. of E. Shore Maryland Volunteers, being duly mustered into the service of the United States, and whose term of enlistment had not then expired, did desert the said service, from the Steam Transport "Belvidere," at Baltimore, Maryland, on or about the 24th day of October, 1862."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *Abraham D. Morris*, of the Second Regt. E. Shore Md. Vols., "To forfeit to the United States, all pay now due, or that may become due to him, up to the 1st day of March, 1863; and one-half of his monthly pay for two months thereafter."

"The Court is thus lenient in its sentence from the following facts, viz : That the prisoner was an unassigned recruit, to whom the Articles of War appeared never to have been read, and that his conduct before and since his desertion has been exemplary."

18. Private *William H. Fishpaugh*, Co. E, 2d Regt. E. S. Md. Vols.

CHARGE.

"Desertion."

Specification.—"In this, that Private *William H. Fishpaugh*, Co. E, Second Regt. E. Shore Md. Vols., a Company duly mustered into the service of the United States, and the said *Fishpaugh* having been duly mustered into the Army and service of the United States, he being a soldier therein, and whose term of enlistment had not then expired, did desert the said service, on or about the 24th day of October, 1862. This from the Steam Transport "Belvidere," at Baltimore, Maryland."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows, viz :

Of the *Specification*, "Not Guilty," but "Guilty" of the following facts, viz : "That Private *William H. Fishpaugh*, an unassigned recruit, attached to the Second Regiment E. Shore Maryland Volunteers, being duly mustered into the service of the United States, and whose term of enlistment had not then expired, did desert the said service, from the Steam Transport "Belvidere," at Baltimore, Maryland, on or about the twenty-fourth day of October, eighteen hundred and sixty-two."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *William H. Fishpaugh*, of the Second Regiment of E. Shore Maryland Volunteers, "To forfeit to the United States all pay now due, or that may become due to him, up to the first day of March, eighteen hundred and sixty-three, and one-half of his monthly pay for two months thereafter."

"The Court are induced to be thus lenient in the sentence, from the fact that the prisoner was an unattached recruit at the time of absenting himself, that his conduct before leaving was exemplary, and he appeared to have been partially returned to duty since his return, and behaved in a soldier-like manner."

19. Private *Gustave Hines*, Co. E, 2d Regt. E. S. Md. Vols.

CHARGE.

"Desertion."

Specification.—"In this, that Private *Gustave Hines*, Co. E, 2d Regt. E. S. Md. Vols., a company duly mustered into the service of the United States, and the said *Hines* having been duly mustered into the Army and service of the United States, he being a soldier therein, and whose term of enlistment had not then expired, did desert the said service on or about the 12th day of October, 1862. This at Lafayette Square, Baltimore, Md."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows :

Of the *Specification*, "Not Guilty," but "Guilty" of the following facts, viz: "That Private *Gustave Hines*, an unassigned recruit, attached to the Second Regiment of E. Shore Maryland Vols., being duly mustered into the service of the United States, and whose term of enlistment had not then expired, did desert the said service from "Lafayette Square," Baltimore, Maryland, on or about the twelfth day of October, eighteen hundred and sixty-two."

Of the *Charge*, "Guilty."

SENTENCE.

And the Court do therefore sentence the said Private *Gustave Hines*, of the Second Regiment of E. Shore Maryland Volunteers, "To forfeit to the United States all pay now due, or that may become due to him up to the first day of March eighteen hundred and sixty-three, and one-half of his monthly pay for two months thereafter."

"The Court is induced to be thus lenient in its sentence, from the fact that the prisoner was an unassigned recruit, recently enlisted, that it appears he has been partially restored to duty since his return to the Regiment, and that his conduct has been exemplary."

20. Private *James Parker*, Co. E, Second Regt. E. Shore Md. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *James Parker*, Company E, Second Regt. E. Shore Md. Vols., a Company duly mustered into the service of the United States, and the said *Parker* having been duly mustered into the Army and service of the United States, he being a soldier therein, and whose term of enlistment had not then expired, did desert the said service on or about the 23d day of October, 1862. This at Camp at "Lafayette Square," in Baltimore, Md."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Not Guilty."

Of the *Charge*, "Not Guilty," but "Guilty" of "being absent without leave." And the Court are of opinion, that the long confinement of the prisoner, under the circumstances is sufficient punishment for the offence.

21. Dr. *John Fields*, an employe of Smith's Independent Cavalry.

CHARGE.

"Violation of the 23d Article of War."

Specification.—"In this, that he, the said Dr. *John Fields*, being at the time, and still in the service of the United States as a Physician, under contract to attend Smith's Indpt. Md. Cavalry, did, on or about the 20th day of December, 1862, at Sandy Hill, Md., advise, persuade, and induce Private *McKenzie*, an enlisted soldier of the 2d E. S. Md. Vols. to desert, and did aid him in his desertion by giving him a false certificate of discharge, and otherwise."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find "that the accused, Dr. *John Fields* was not a party to the contract referred to in the specification of the charge: that he was not held responsible under the said contract, that he was to receive no profit arising therefrom, and that at the time, and prior to the time of his intercourse with Private *McKenzie*, he had not attended the Camp as a Surgeon in any particular, and therefore was not an employe of the Government, neither was he a retainer to the Camp; and the Court with these facts before them, are of the opinion that this Court has no jurisdiction in the case."

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution with the following exception:

In the case of Private *Solomon D. Chaplin*, Co. H, 1st Regt. E. S. Md. Vols., the accused is found guilty under a charge of drunkenness."

This in itself does not constitute an offence of which a military court under that form of charge, takes cognizance.

The 45th Article of War, provides that "Any commissioned officer who shall be found drunk *on his guard, party, or other duty*, shall be cashiered. Any non-commissioned officer or soldier so offending shall suffer such corporeal punishment as shall be inflicted by the sentence of a court-martial."

The subject having thus been under consideration by the law-making power, and this qualification annexed as a component element of the offence, the conclusion follows, that where it does not exist, the offence is not complete.

It is not intended that drunkenness off duty, is to be excused or palliated; on the other hand, commanding officers will see that summary punishment of such character as will effectually remedy the evil, is, in all cases rigorously inflicted.

In this case, had the accused been charged with "conduct prejudicial to good order and military discipline," the charge would have been sustained by the proof, and the sentence carried into execution.

The specification alleging that the accused was "intoxicated to such an extent as to render him unfit for any duty that he might have been called on to perform," is conjectural in statement, and incapable of proof.

The proceedings and sentence are disapproved, and the accused will be returned to duty.

The attention of the General commanding has been attracted by the inequality of the sentences that prevails throughout the record of these cases, and deems it proper to express his conviction, that while in particular cases a proper degree of severity is exercised, in other instances the punishment is in no respect adequate to the offence proved.

For instance, in the case of Private *Lavin Rathell*, Co. H, 1st Regt. E. S. Md. Vols., the accused is found guilty of a violation of the ninth Article of War, and also of disrespect to his superior officer.

The first of these offences in a proper case is by the Articles of War punishable with death; the penalty inflicted by the Court is, a deduction of ten dollars from his pay.

In the case of Private *James Walters*, Co. F, 1st Regt. E. S. Md. Vols., found guilty of desertion, the sentence is, that he forfeit all pay and arrearages now due or to become due him, to the first day of May, 1863. As the Regulations provide, Par. 1326, that "No officer or soldier shall receive pay or allowances for any time which he was absent without leave," * * and that "Every deserter shall forfeit all pay and allowances due at the time of desertion," Par. 1327; the only penalty which this sentence imposes, is to deprive the accused of his pay from the time that he returned to his Company, to the first day of May, 1863.

In the case of Private *Holliday Voss*, Co. F, 1st Regt. E. S. Md. Vols., charged with desertion, and convicted of being absent without leave; the accused is sentenced to forfeit all pay and allowances due, or to become due him, and to be dishonorably discharged the service of the United States.

Thus achieving by the judgment of the Court, what he endeavored to accomplish by the act for which he was tried. For had he never been returned to his Regiment, the result would have been precisely the same;

he is out of the service, and only loses that which he forfeited by his absence without leave, except whatever pay, if any, due at the time he left his Company.

Privates *William H. Adra*, Co. H, 1st Regt. E. S. Md. Vols., and *James Parker*, Co. E, 2nd Regt. E. S. Md. Vols., are released from confinement and returned to duty.

Dr. *John Fields*, is discharged from arrest.

BY COMMAND OF MAJOR GENERAL SCHENCK :

WM. H. CHESEBROUGH,

Lieut. Col. and Asst. Adj. Gen'l.

OFFICIAL :

Aide-de-Camp.

HEAD QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md. April 9, 1863.

GENERAL ORDERS, }
No. 25. }

1.—AT the General Court Martial which convened at Philadelphia, Pennsylvania, pursuant to Special Orders, No. 77, from these Head Quarters, and of which Colonel F. A. FRINK, 10th Pennsylvania Volunteers, was President, were arraigned and tried:

1st. *James Cunningham*, Private Provost Guard, Company C, 154th Regiment.

CHARGE.

"Receiving Money from Sergeant White, knowing it to have been stolen."

Specification—"That the said Private, *James Cunningham*, Company C, Provost Guard, Company C, 154th Regiment, did receive from Sergeant White February 2, 1863, one dollar, knowing it to have been stolen at Philadelphia, Pa."

To which CHARGE and *Specification* the accused Private, *James Cunningham*, pleaded as follows: "Not Guilty."

FINDING.

The Court, having maturely considered the evidence adduced, find the accused as follows:

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

And they do, therefore, acquit the accused.

2. Private *Wm. McDonald*, Company B, Provost Guard.

CHARGE.

"Conduct disgraceful and prejudicial to military orders."

Specification—In this; "That the said Private, *Wm. McDonald*, did while on duty as R. R. G. at Broad and Prime, become intoxicated, and allowed his men whom he had in charge to leave their posts, and raise disturbances with the passengers in the depot. This occurred on or about the 5th of March, 1863. This at Philadelphia, Pa., March, 1863."

To which CHARGE and *Specification* the accused, Private *Wm. McDonald*, pleaded as follows: "Not Guilty."

FINDING.

The Court, having maturely considered the evidence adduced, finds the accused, Private *Wm. McDonald*, Company B, Provost Guard, as follows:

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

And they do, therefore, acquit the accused.

3. Private *John S. Barbin*, Company C, Provost Guard, Philadelphia, Pa.

CHARGE.

"Theft of a pocket-book."

Specification—"That the said *John S. Barbin*, Company C, Provost Guard, 154th Regiment, while on duty at the depot, Broad and Prime Streets, February 13, 1863, did snatch a pocket-book from a discharged soldier, said to contain twenty-three dollars and seventy-five cents, (23 75.) This at Philadelphia, Pennsylvania."

To which CHARGE and *Specification* the accused pleaded as follows:

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

FINDING.

The Court, having maturely considered the evidence adduced, finds Private *John S. Barbin*, Company C, Provost Guard, as follows:

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

And they do, therefore, acquit him.

4 Private *George W. Barbin*, Company C, Provost Guard.

CHARGE.

"Accessory to the theft of a pocket-book."

Specification—"That the said *George W. Barbin*, Private Company C, Provost Guard, 154th Regiment, did have in his possession February 15, 1863, the pocket-book "stolen by his brother," and delivered it over to a third party, so it could not be brought forward as evidence against him upon his examination. This at Philadelphia, Pennsylvania."

To which CHARGE and *Specification* the accused pleaded as follows:

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court, having maturely considered the evidence adduced, find the accused as follows:

Of the *Specification*, "Not Guilty."

Of the CHARGE, "Not Guilty."

And they do, therefore, acquit the accused.

5. Private *Joseph Smith*, Company C, Provost Guard, Philadelphia, Pa.

CHARGE.

"Receiving a pocket-book knowing it to have been stolen."

Specification—"That the said Private *Joseph Smith*, Company C, Provost Guard, did receive a pocket-book from —— Barbin, knowing at the same time it had been stolen by the said —— Barbin. Said pocket-book contained \$23 75, which Smith divided with four other soldiers on the night of the 13th of February, 1863."

To which CHARGE and *Specification* the accused pleaded as follows:

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

And the Court, having maturely considered the evidence adduced, find the accused as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty."

And they do, therefore, acquit the accused.

6. Private *George Coffee*, Company C, Provost Guard.

CHARGE.

"*Receiving stolen money.*"

Specification—"That the said Private *George Coffee*, Company C, Provost Guard, did receive about four dollars from Private *Joseph Smith*, knowing the same to have been stolen from a soldier at the depot, Broad and Prime Streets, on the night of February 13, 1863."

To which *CHARGE* and *Specification* the accused pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

And the Court, having maturely considered the evidence adduced, find the accused as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty."

And does therefore acquit him.

7. Sergeant *Charles White*, Company C, Provost Guard.

CHARGE I.

"*Theft of Clothing.*"

Specification—In this; "The said Sergeant *Charles White*, Company C, Provost Guard, 154th Pennsylvania Volunteers, did on the afternoon of Feb'y 7th, 1863, whilst in the Captain's office, Swanson Street Barracks, open several knapsacks and took therefrom several articles of clothing, viz: one coat, one pair of shoes, one pair of drawers, which he sold for the sum of seventy-five cents at Philadelphia."

CHARGE II.

"*Theft of money.*"

Specification—"That the said Sergeant *Charles White*, Company C, Provost Guard, 154th Pennsylvania Volunteers, while on duty as Sergeant of

the Guard on the night of February 20th, 1863, at the depot, Broad and Prime Streets, did take from a discharged soldier the sum of three dollars (\$3)—three one dollar bills. And did not return the same at Philadelphia, Pa.”

CHARGE III.

“*Purchasing liquor for the Guard.*”

Specification—“That the said Sergeant *Charles White*, Company C, Provost Guard, 154th Pennsylvania Volunteers, while on duty as Sergeant of the Guard at the depot, corner of Broad and Prime Streets, February 20th, 1863, did send one of the guard, Private *James Cunningham*, with a one dollar bill, which he, the Sergeant, had taken from the discharged soldier, to purchase liquor, which was given to the guard, causing Private *Cunningham* to get drunk. After which he committed several grievous offences, when he was arrested by a police officer, and committed to jail. At Philadelphia, Pa.”

CHARGE IV.

“*Aiding and abetting the theft of money.*”

Specification—“That the said *Charles White*, Company C, Provost Guard, 154th Pennsylvania Volunteers, on duty as Sergeant of the Guard at the depot, Broad and Prime Streets, February 20th, 1863, called his guard together and marched them to the necessary; when he remarked to them, ‘money has been stolen; if any of you have been sharp enough to steal it, be smart enough to not let it be found upon your persons, as there will be a fuss about it.’ At Philadelphia, Pa.”

CHARGE V.

“*Neglect of duty.*”

Specification—“That the said Sergeant, *Charles White*, Company C, Provost Guard, 154th Regiment Pennsylvania Volunteers, was detailed for duty February 20th, 1863, at the depot, Broad and Prime Streets, did absent himself from his Guard-post for several hours at a time, between the intervals of the arrival and departure of the trains. At Philadelphia, Pa.”

To which CHARGES and *Specifications* the accused pleaded as follows :

To the *Specification* of the first CHARGE, "Not Guilty."
 To the first CHARGE, "Not Guilty."
 To the *Specification* of the second CHARGE, "Not Guilty."
 To the second CHARGE, "Not Guilty."
 To the *Specification* of the third CHARGE, "Not Guilty."
 To the third CHARGE, "Not Guilty."
 To the *Specification* of the fourth CHARGE, "Not Guilty."
 To the fourth CHARGE, "Not Guilty."
 To the *Specification* of the fifth CHARGE, "Not Guilty."
 To the fifth CHARGE, "Not Guilty."

FINDING.

And the Court, having maturely considered the evidence adduced, find the accused, Sergeant *Charles White*, Company C, Provost Guard, as follows :

Of the *Specification* of the first CHARGE, "Guilty."
 Of the first CHARGE, "Guilty."
 Of the *Specification* of the second CHARGE, "Guilty."
 Of the second CHARGE, "Not Guilty."
 Of the *Specification* of the third CHARGE, "Guilty."
 Of the third CHARGE, "Guilty."
 Of the *Specification* of the fourth CHARGE, "Guilty."
 Of the fourth CHARGE, "Not Guilty."
 Of the *Specification* of the fifth CHARGE, "Guilty."
 Of the fifth CHARGE, "Guilty."

SENTENCE.

And they sentence the said accused, *Charles White*, Co. C. Provost Guard "to forfeit three months' pay, to be reduced to the ranks, and to be confined for the space of fourteen days."

II. The proceedings, findings, and sentences in the foregoing cases are approved. The sentence in the case of Sergeant *Charles White* will be carried into effect, under the direction of the Commanding Officer at Philadelphia. Privates *James Cunningham*, *Wm. McDonald*, *John S. Barbin*, *George W. Barbin*, *Joseph Smith*, *George Coffee*, are released from arrest and will be returned to duty.

The Major General Commanding, in thus giving effect to these findings, cannot refrain from expressing surprise at the leniency of the sentence in the case of Sergeant *White*. The offences of which he has been found guilty are

of very gross character. The moral effect of such lenity must be bad, particularly in the case of an officer, who, although of subordinate rank, should be an example to those whom he commands, both in a military and moral point of view. The Court should have marked such offences, in such a case, with peculiar reprobation.

In the other cases the General Commanding feels constrained to animadvert upon what he must regard as great carelessness and inconsideration on the part of those officers who have permitted so many men to be subjected to the hardship of long confinement and trials under charges so entirely unsupported by evidence. It would seem that a very little inquiry or investigation by the immediate commander, through whom such complaints were forwarded, or by the party signing the charges, should have shown that they were made without any probable cause.

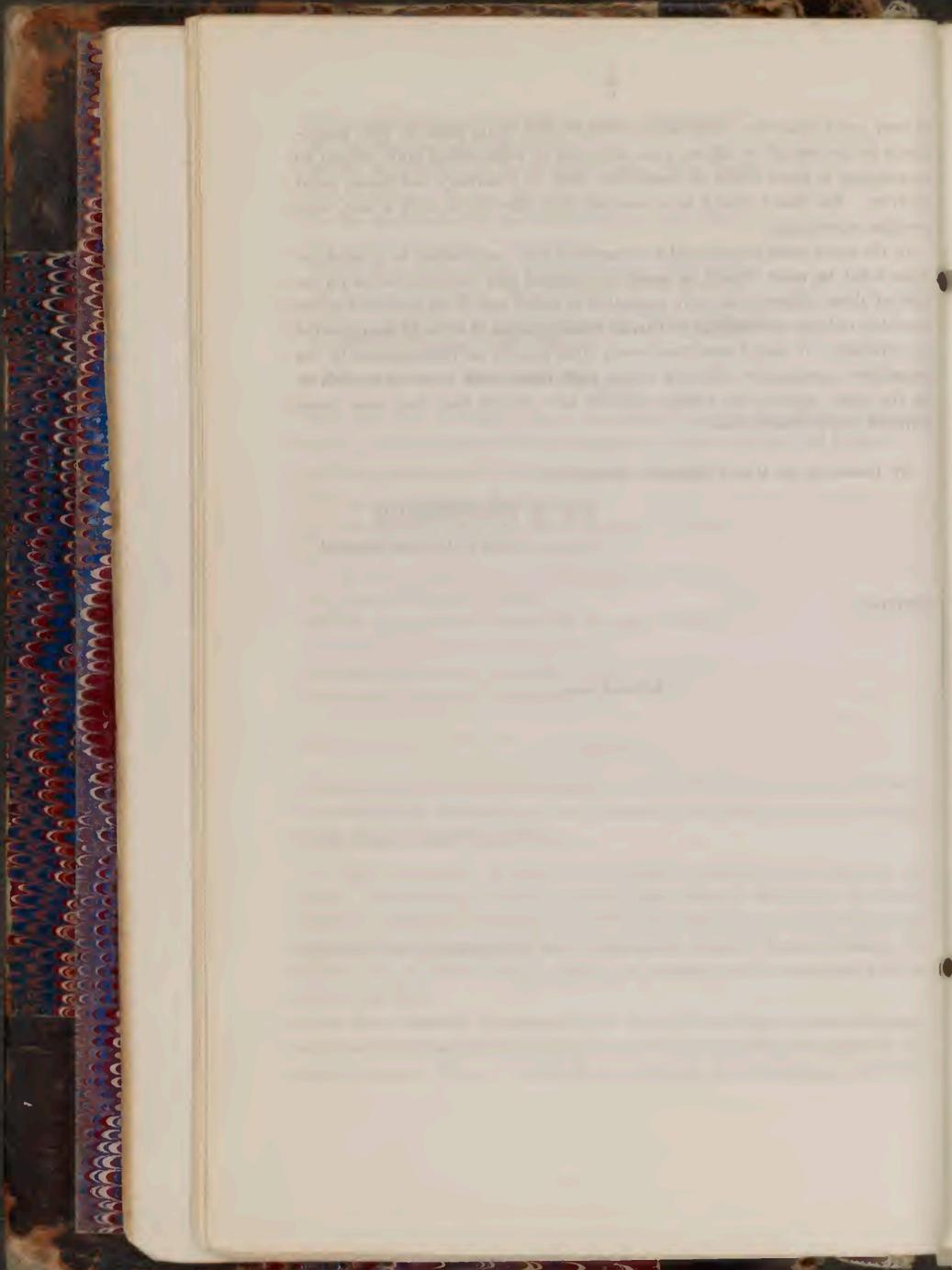
BY COMMAND OF MAJOR GENERAL SCHENCK :

WM. H. CHESEBROUGH,

Ass't Adjutant General.

OFFICIAL :

Aid-de-Camp.



HEAD QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md. April 9, 1863.

GENERAL ORDERS, }
No. 26. }

1.—At a General Court-Martial which convened at Fort McHenry, Maryland, pursuant to General Orders No. 4, from Head Quarters, Separate Brigade Defences of Baltimore, Fort McHenry, January 8, 1863, of which Colonel P. A. PORTER, 129th Regiment N. Y. Volunteers, was President, was arraigned and tried:

1.—*Isadore Leopold*, Private Company A, 78th Regiment New York Vols.

CHARGE I.

“Deserting to the enemy.”

Specification 1.—In this; “That Private *Isadore Leopold*, of Company A, 78th Regiment, New York Volunteers, then in the service of the United States did, on the 4th day of December, 1862, while the division was halted at Winchester Va., on the reconnoissance to that point, desert the service of the United States, and go to the enemy.

Specification 2nd—In this: “That he, the said Private *Isadore Leopold*, Company A, 78th Regiment New York Volunteers, in the service of the United States, did, while a prisoner awaiting trial for desertion to the enemy at Fort McHenry, Md., desert from said Fort and secrete himself amongst rebel prisoners going South for exchange, on board the Government steamer, and did proceed to Fortress Monroce, Va., for the purpose of deserting to the enemy. This at Fort McHenry, Md., on or about the 31st day of January, 1863.”

Specification 3d—In this; “That the said *Isadore Leopold*, alias *George Lewis*, alias *Brown*, alias *Carson*, of Company A, 78th Regiment, New York Volunteers, in the service of the United States, did, on or about the

1st day of February 1863, secrete himself on board the Flag of truce steamer New York at Fortress Monroe, Va., and remain upon said steamer during the passage of said steamer to City Point, Va., for the purpose of deserting to the enemy. This at Fortress Monroe and City Point, Va., on or about the 1st day of February, 1863."

Specification 4th—In this; "That he, the said *Isadore Leopold*, alias *George Lewis*, alias *Brown*, alias *Carson*, of Company A, 78th Regiment New York Volunteers, did after being discovered and placed under guard on board of the Flag of truce steamer, New York, make two ineffectual attempts to escape to the rebel lines. This at or near City Point, Va., on or about the 2d day of February, 1863."

CHARGE II.

"Violation of the 57th Article of War."

Specification—In this; "That Private *Isadore Leopold*, of Company A, 78th Regiment New York Volunteers, in the service of the United States, did on or about the 22d of December, 1862, act as messenger in carrying letters and papers from, and to those in rebellion against the Government of the United States, thereby giving information and aid to the enemy. All this at, or near Baltimore, Md."

To which CHARGES and *Specifications* the accused pleaded, as follows:

To first *Specification* to first CHARGE, "Not Guilty."

To second *Specification* to first CHARGE, "Not Guilty."

To third *Specification* to first CHARGE, "Not Guilty."

To fourth *Specification* to first CHARGE, "Not Guilty."

To first CHARGE, "Not Guilty."

To *Specification* to second CHARGE, "Not Guilty."

To second CHARGE, "Not Guilty."

FINDING OF THE COURT.

The Court having maturely considered the evidence adduced, finds the accused, *Isadore Leopold*, Company A, 78th Regiment New York Volunteers as follows:

Of 1st *Specification* to first CHARGE, "Not Guilty."

Of 2d *Specification* to first CHARGE, "Guilty."

Of 3d *Specification* to first CHARGE "Guilty."

Of 4th *Specification* to first CHARGE "Guilty."

Of first CHARGE, "Not Guilty," as laid, but "Guilty," of desertion.

Of *Specification* to second CHARGE, "Not Guilty."

Of second CHARGE, "Not Guilty."

And the Court do sentence him, the said *Isadore Leopold*, Private Company A, 78th Regiment N. Y. Volunteers, two thirds of the members present concurring therein, "to be shot to death with musketry, at such time and place as the Commanding General may direct "

II. The proceedings, finding and sentence in the foregoing case are approved, and the General Commanding, moreover expresses the opinion, from a careful review, that the evidence in the case might well have warranted the Court in finding the prisoner "Guilty" to the full extent as charged, not only of desertion, but of desertion to the enemy. But it appearing that since his trial, the prisoner has by daring cunning, broken from imprisonment in Fort McHenry, and escaped, it is ordered that in the event of his re-capture, the sentence be hereafter carried into execution, and that the said *Isadore Leopold*, Private Company A, 78th Regiment New York Volunteers, be shot to death with musketry, at such time and place as the Commanding Officer of this Department shall direct.

BY ORDER OF MAJOR GENERAL SCHENCK :

WM. H. CHESEBROUGH,
Asst. Adjutant General

OFFICIAL :

Aide-de-Camp.

HEAD QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md. April 9, 1863.

GENERAL ORDERS, }
No 27. }

I.—At a General Court Martial which convened at Fort McHenry, Md, pursuant to General Orders No. 25, from Head Quarters, Separate Brigade Defences of Baltimore, Fort McHenry, Md., of which Colonel WM. G. ELY, 18th Regiment Connecticut Volunteers, was President, was arraigned and tried:

1st. 2nd Lieutenant *Orville Harris*, 5th Regiment New York Vol. Artillery.

CHARGE.

“*Drunkenness on Duty.*”

Specification 1st.—In this: “That he, the said Second Lieutenant *Orville Harris*, of Company B, 5th Artillery, New York Volunteers, did, on or about the 11th day of March, 1863, appear on company drill in a state of intoxication, much to the prejudice of good order and discipline in said Company. This at Fort McHenry, Md., on or about the 11th day of March, 1863.”

Specification 2nd.—In this; “That he, the said *Orville Harris*, Second Lieutenant Company B, 5th Artillery, New York Volunteers, did, on or about the 14th day of March, 1863, appear on dress parade in a state of intoxication, and did then and there act in a disorderly and disgraceful manner. This, after repeated warnings from his commanding officer not to appear upon duty, in such a state. This at Fort McHenry, Md., on or about the 14th day of March, 1862.”

To which CHARGE and *Specifications* the accused pleaded as follows:

To the 1st *Specification* of the CHARGE, “Not Guilty.”

To the 2nd *Specification* of the CHARGE, “Not Guilty.”

To the CHARGE, “Not Guilty.”

FINDING OF THE COURT.

The Court having maturely considered the evidence adduced, finds the accused, Second Lieutenant *Orville Harris*, Company B, 5th Regiment Artillery, New York Volunteers, as follows:

Of the 1st Specification, "Guilty."

Of the 2nd Specification, "Guilty."

Of the CHARGE, "Guilty."

And they sentence him, Second Lieutenant *Orville Harris*, Company B, 5th Regiment Artillery, New York Volunteers, "to be dishonorably dismissed the service."

II.—The proceedings, finding and sentence in the above case are approved, and Second Lieutenant *Orville Harris*, Company B, 5th Regiment Artillery, New York Volunteers, ceases to be an officer in the military service of the United States from this date.

BY ORDER OF MAJOR GENERAL SCHENCK,

WM. H. CHESEBROUGH

Ass't Adj't General.

OFFICIAL:

Aide-de-Camp.

HEAD QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md. April 9, 1863.

GENERAL ORDERS, }
No. 28. }

I.—AT a General Court-Martial which convened at Williamsport, Md. pursuant to Special Order No. 1, from Head Quarters, Defence Upper Potomac, Hagerstown, Md. of which Major WILLIAM B. DALLAM, 7th Maryland Vols. was President, was arraigned and tried :

1st. *Capt. Thomas Saville*, 1st Regiment Maryland Volunteer Infantry.

CHARGE I.

“Conduct subversive of good order and military discipline.”

Specification—In this; “That Captain *Thomas Saville*, of Company B, 1st Maryland Regiment Inf. of the U. S. Army, did loudly and vehemently denounce General Order No. 5, dated Head Quarters, Williamsport, Md. Sept. 27, 1862, characterizing it as illegal, and did say that he would not be made a slave by it or any such order—that he was no “nigger,” and would not be made one, or words to that effect—and did threaten to resign in consequence of said order, and did say, that he would not be alone in so doing. All this in the presence and hearing of officers and enlisted men of the command, and at Camp Kenly, near Williamsport, Md. on or about the 27, 28 and 29th days of Sept. 1862.”

CHARGE II.

“Unofficerlike and unmilitary conduct.”

Specification—In this; “That Captain *Thomas Saville*, of Company B, 1st Maryland Regiment of Infantry of the U. S. Army, did, on the 22, 23, 24, 25, 26, 27, 28, 29 and 30th days of Sept. 1862, and on the 1st, 2d, 3d, 4th, 5th, 6th, and 7th days of October, 1862, fail to sign the Morning Reports of his Company B, and did devolve that duty of signing his name to said reports upon *John R. Shekells*, a Sergeant of his Company. This at Camp Kenly, near Williamsport, Md.”

CHARGE III.

“*Habitual neglect of duty.*”

Specification—In this; “That Capt. *Thomas Saville*, of Company B, 1st Maryland Regiment of the U. S. Army, in not personally verifying and signing the Morning Reports of his Company B, for sixteen consecutive days, and did habitually neglect his duty as the commander of the said company. This at Camp Kenly, near Williamsport, Md. between the 21st day of September, 1862, and the 8th day of October, 1862.”

CHARGE IV.

“*Disobedience of orders.*”

Specification 1st—In this; “That Captain *Thomas Saville*, of Company B, 1st Maryland Regiment Infantry of the U. S. Army, being in the habit of having his name signed to official papers by a Sergeant, and having been admonished and ordered by his commanding officer to sign all such papers in person—did disobey said admonition and orders. This at Camp Kenly, near Williamsport, Md. on or about the 6th, 7th and 15th days of October, 1862.”

Specification 2d—In this; “That Capt. *Thomas Saville*, of Company B, of the 1st Maryland Regiment of the U. S. Army, having been ordered by his commanding officer to sign all his officer’s papers in person, did disobey said order, and did address to his said commanding officer an official note dated Camp Kenly, October 15, 1862, not signed by himself, but with his name and title signed by a Sergeant of his Company. This at Camp Kenly, near Williamsport, Md. on the 15th of October, 1862.”

To which CHARGES and *Specifications* the accused, Captain *Thomas Saville* pleaded as follows :

To the *Specification* to 1st CHARGE, “Not Guilty.”

To the 1st CHARGE, “Not Guilty.”

To the *Specification* to 2d CHARGE, “Guilty.”

To 2d CHARGE, “Guilty.”

To the *Specification* of 3d CHARGE, “Guilty.”

To the 3d CHARGE, “Guilty.”

To the 1st *Specification* to 4th CHARGE, “Not Guilty.”

To the 2d *Specification* to 4th CHARGE, “Not Guilty.”

To the 4th CHARGE, “Not Guilty.”

FINDING OF THE COURT.

And the Court having maturely considered the evidence, find the accused Captain *Thomas Saville*, Company B, 1st Maryland Infantry, as follows:

Of *Specification* to 1st CHARGE, "Not Guilty."

Of 1st CHARGE, "Not Guilty."

Of *Specification* to 2d CHARGE, "Guilty."

Of 2d CHARGE, "Guilty."

Of the *Specification* to 3d CHARGE, "Guilty."

Of the 3d CHARGE, "Guilty."

Of the 1st *Specification* to 4th CHARGE, "Not Guilty."

Of the 2d *Specification* of the 4th CHARGE, the Court find the accused as follows: "Guilty of addressing an official paper to his commanding officer, not signed by himself, but not guilty of doing so in violation of the orders of his commanding officer. The Court not being satisfied that the order referred to, was ever served on Captain *Saville*."

Of the fourth CHARGE, "Not Guilty."

And the Court sentences the said Captain *Thomas Saville*, of Company B, 1st Regiment Maryland Volunteer Infantry, "to be dismissed the service of the United States," his dismissal to date from November 29, 1862.

II.—The proceedings, finding and sentence in the above case are approved. And the accused, Captain *Thomas Saville*, Company B, 1st Maryland Regiment Volunteer Infantry, stands dismissed the military service of the United States from the 29th day of November, 1862.

Since the proceedings of the General Court-Martial embraced in this order, the following Special Order from the War Department has been received, viz:

WAR DEPARTMENT,

Adjutant General's Office.

WASHINGTON, *March 20, 1863.*

SPECIAL ORDERS, }

No. 130. }

EXTRACT.—The following officers, (published officially, February 23, 1863,) having failed within the time allowed, to make satisfactory defence before the Military Commission, instituted by Special Orders No. 53, current series from the War Department, as to the charges against them, and now set against

their respective names, stand dismissed the service of the United States, to date February 22, 1863.

Absence without leave, and breach of arrest.

Captain *Thomas Saville*, 1st Maryland Volunteers.

Prolonged absence without leave.

Lieutenant *Isaac Wilson*, 1st Maryland Volunteers.

By order of the Secretary of War.

(Signed,)

L. THOMAS,

Adjutant General.

BY ORDER OF MAJOR GENERAL SCHENCK,

WM. H. CHESEBROUGH,

Ass't Adjutant General.

OFFICIAL :

Max Hood Hull

Aide-de-Camp.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., April 11th, 1863.

GENERAL ORDERS }
 }

No. 29. }

I.—At a General Court-martial, which convened at the City of Baltimore, pursuant to Special Orders No. 43, of February 13th, 1863, from these Headquarters, and of which Brigadier General L. P. GRAHAM, U. S. Vols., was President, were arraigned and tried :

1. Lieutenant *Edmund Townsend*, Quartermaster, 3d Regt. Del. Vols.

CHARGE I.

“Absence without leave.”

Specification 1st.—“In this, that 1st Lieut. *Edmund Townsend*, Quartermaster, 3d Regt. Del. Vol. Infantry, did absent himself from his Regiment without leave from proper authority, on or about the 28th day of December, 1862, at Frederick, Md., and did remain thus absent until the 2d day of January, 1863.”

Specification 2d.—“In this, that the said 1st Lieut. *Edmund Townsend*, did again, on or about the 11th day of January, absent himself from his Regiment without leave from proper authority, at or near Frederick, Md., and did thus remain absent until the 20th day of January, 1863.”

CHARGE II.

“Conduct to the prejudice of good order and military discipline.”

Specification.—“In this, that 1st Lieut. *Edmund Townsend*, Quartermaster of the 3d Del. Vol. Infantry, having been placed under arrest by his Regimental Commander, Lt. Col. JENKINS, on the 5th day of January, 1863, to answer charges of absence without leave,

according to the first specification of the first charge, did, on the 11th day of January, 1863, break his arrest, and did proceed beyond the limits of this Military Department, without proper authority, and in defiance of the arrest as aforesaid."

To which charges and specifications the accused pleaded as follows, viz :

CHARGE I.

To the 1st Specification, "Not Guilty."
To the 2d Specification, "Not Guilty."
To the CHARGE, "Not Guilty."

CHARGE II.

To the Specification, "Not Guilty."
To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the accused as follows :

CHARGE I.

Of the 1st Specification, "Not Guilty."
Of the 2d Specification, "Not Guilty."
Of the CHARGE, "Not Guilty."

CHARGE II.

Of the Specification, "Not Guilty."
Of the CHARGE, "Not Guilty."

And they do therefore acquit the said accused, Lieut. *Edmund Townsend*, Quartermaster, 3d Regt. Del. Vol. Infantry.

2. Private *J. P. Ballard*, Company F, Third Kentucky Volunteers.

CHARGE I.

"Absence without leave."

Specification 1st.—"In this, the said *J. P. Ballard*, of Company F, Third Regiment Kentucky Volunteers, did on the sixteenth day of February, eighteen hundred and sixty-three, leave his quarters in the United States General Hospital, Annapolis Junction, Maryland, without leave from any of his Superior Officers, and did remain absent until the morning of the seventeenth of February, eighteen hundred and sixty-three."

CHARGE II.

“*Conduct to the prejudice of good order and military discipline.*”

Specification 1st.—“In this, the said *J. P. Ballard*, of Company F, Third Regiment Kentucky Volunteers, did on the sixteenth day of February, eighteen hundred and sixty-three, enter the dwelling-house of Mr. Charles Haslup, in Howard County, Md., without permission and in the absence of Mr. Charles Haslup, and did demand his supper of Misses Henrietta and Louisa Haslup, daughters of the said Charles Haslup.”

Specification 2nd.—“In this, that the said *J. P. Ballard*, of Company F, Third Kentucky Volunteers, did on the sixteenth day of February, eighteen hundred and sixty-three, attempt to take improper liberties with the persons of Miss Henrietta and Miss Louisa Haslup, against their consent and entreaties, in Howard County, Maryland.”

Specification 3rd.—“In this, that the said *J. P. Ballard*, of Company F, Third Regiment Kentucky Volunteers, did on the sixteenth day of February, eighteen hundred and sixty three, threaten to shoot down any person or persons whosoever, who should attempt to interfere with or prevent the accomplishment of his purpose, namely: to take improper liberties with the persons of Miss Henrietta and Miss Louisa Haslup, in Howard County, Md.”

Specification 4th.—“In this, that the said *J. P. Ballard*, of Company F, Third Regiment Kentucky Volunteers, did on the sixteenth day of February, eighteen hundred and sixty-three, after having been ejected from the house, help, aid and assist in breaking through the door of said house, and did again enter it against the wishes and endeavors of the inmates, in Howard County, Maryland.”

To which charges and specifications the accused pleaded as follows :

CHARGE I.

To the *Specification*, “Not Guilty.”

To the *CHARGE*, “Not Guilty.”

CHARGE II.

To *Specification 1st*, “Not Guilty.”

To *Specification 2d*, “Not Guilty.”

To *Specification 3d*, “Not Guilty.”

To *Specification 4th*, “Not Guilty.”

To the *CHARGE*, “Not Guilty.”

FINDING.

The Court after mature deliberation upon the evidence adduced, finds the prisoner as follows :

CHARGE I.

Of the *Specification*, "Guilty."
Of the *CHARGE*, "Guilty."

CHARGE II.

Of the 1st *Specification*, "Not Guilty."
Of the 2nd *Specification*, "Not Guilty."
Of the 3rd *Specification*, "Not Guilty."
Of the 4th *Specification*, "Not Guilty."
Of the *CHARGE*, "Not Guilty."

SENTENCE.

And the Court do sentence the said Private *S. P. Ballard*, Co. F, 3rd Kentucky Vols., "To forfeit one month's pay."

3. Private *Henry Williams*, Co. B, 151st N. York Volunteers.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *Henry Williams*, having been duly enlisted, passed and mustered into the service of the United States for three years, unless sooner discharged, did desert the same, on or about November 4th, 1862, and has not since returned. That said Private *Henry Williams* was arrested by 1st Lieut. *JAMES LOUNT*, Co. B, 151st N. Y. Volunteers, at the Union Relief Rooms, Baltimore, in the evening of February 12, 1863, he having enlisted in another Company, and being on the way to join it, in charge of a Commissioned Officer. This at McKim's Mansion Hospital, Baltimore, November 4, 1862."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court after mature deliberation upon the evidence adduced, find the prisoner as follows :

Of the *Specification*, "Guilty."
Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do sentence the said *Henry Williams*, "To two years confinement at hard labor, without pay or allowances, except necessary food and clothing, at such place as the General commanding the Middle Department may direct."

4. Private *Richard J. Tarlton*, Co. B, 151st N. Y. Volunteers.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *Richard J. Tarlton*, having been duly enlisted, passed and mustered into the service of the United States for three years, unless sooner discharged, did desert the same, on or about November 4th, 1862, and has not since returned. That said Private *Richard J. Tarlton*, was arrested by 1st Lieut. JAMES LOUNT, Co. B, 151st N. Y. V., at the Union Relief Rooms, Baltimore, on the evening of February 12th, 1863, he having enlisted in another Company, and being on the way to join it in charge of a Commissioned Officer. This at McKim's Mansion Hospital, Baltimore, November 4th, 1862."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court after mature deliberation upon the evidence adduced, finds the accused as follows :

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do sentence the said *Richard J. Tarlton*, "To two years confinement at hard labor, without pay or allowances, except necessary food and clothing, at such place as the General commanding the Middle Department may direct."

5. Private *Abraham Miller*, Co. H, 151st Regiment N. Y. Vols.

CHARGE I.

"*Violation of the 45th Article of War.*"

Specification.—"In this, that Private *Abraham Miller*, of Company H, 151st Regt. N. Y. Vol. Infantry, having been regularly mustered into the service of the United States, and being now a soldier in said

service, and having been regularly detailed with his company to do guard duty, did while on such duty, get so intoxicated as to unfit him for the same. All this on or about the first day of January, 1863, at McKim's Hospital, Baltimore, Md."

CHARGE II.

"Violation of the 9th Article of War."

Specification 1st.—"In this, that said Private *Abraham Miller*, Co. H, 151st Regt. N. Y. Vol. Infantry, having been regularly mustered into the service of the United States, and being now a soldier in said service, did refuse to obey the lawful command of his Captain S. S. WILCOX, when ordered out for inspection and muster. All this on or about the 1st day of January, 1863, at McKim's Hospital, Baltimore, Md."

Specification 2d.—"In this, that the said Private *Abraham Miller*, of Co. H, 151st Regt. N. Y. Vol. Infantry, having been regularly mustered into the service of the United States, and being now a soldier in said service, did draw an open dirk knife, and lift it up in the attitude of striking his Captain S. S. WILCOX, while in the discharge of his duty, and did otherwise act in a threatening and violent manner, and when seized for the purpose of confinement, did resist said Captain S. S. WILCOX and Sergeant Conrad Eggeuwiler. All this in the presence of the Company drawn up in line, on or about the first day of January, 1863, at McKim's Hospital, Baltimore, Md."

To which charges and specifications the accused pleaded as follows :

CHARGE I.

To the *Specification*, "Guilty."
To the *CHARGE*, "Guilty."

CHARGE II.

To *Specification 1st*, "Not Guilty."
To *Specification 2d*, "Not Guilty."
To the *CHARGE*, "Not Guilty."

FINDING.

The Court after mature deliberation upon the evidence adduced, finds the prisoner as follows :

CHARGE I.

Of the *Specification*, "Guilty."
Of the *CHARGE*, "Guilty."

CHARGE II.

Of the 1st Specification, "Guilty."

Of the 2d Specification, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court do sentence the said *Abraham Miller*, Private Co. H, 151st N. Y. Vol. Infantry, "To undergo confinement at hard labor for four months, at such place as the commanding General of this Department may designate, with a 24 pound ball attached to his leg, by a four foot chain, together with a forfeiture of all pay and allowances, from the 1st day of January, 1863, till the expiration of the period of his confinement, when he shall be dishonorably discharged from the military service of the United States."

6. Private *John T. Brady*, Co. G, 151st N. Y. Vols.

CHARGE.

"*Drunkenness on duty.*"

Specification.—"In this, that he the said Private *John T. Brady*, Co. G, 151st N. Y. Vols., having been duly posted as a sentinel, at ten o'clock, on or about the night of the seventh of March, 1863, was found drunk by the Corporal of the Guard, who was conducting the relief. This at or near the United States General Hospital, Stewart's Mansion, Baltimore, Md."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, and the statement of the prisoner, do find the prisoner *John T. Brady*, Private Co. G, 151st Regt. N. Y. Vols., as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court do sentence the said prisoner *John T. Brady*, Private Co. G, 151st Regt. N. Y. Vols., "To forfeit all pay and allowances that are now due him, to serve at hard labor in charge of the guard for the period of six months, with a ball and chain attached to one of his legs, and to forfeit ten dollars per month of his pay for the same period. At the expiration of his sentence to be returned to duty."

7. Private *James Haney*, Co. B, 151st Regt. N. Y. Vols.

CHARGE.

"*Drunkenness on duty.*"

Specification.—"In this, that said *James Haney*, Private Co. B, 151st N. Y. Vols., having been regularly posted as a sentinel, on or about the 9th day of March, 1863, did get so drunk as to be utterly unfit for duty, and in consequence, had to be relieved by the Officer of the Guard. This at National Hotel Hospital, Baltimore, March 9th, 1863."

To which charge and specification the accused pleaded as follows:

To the *Specification*, "Guilty,"

To the CHARGE, "Guilty."

FINDING.

The Court having maturely deliberated, do affirm the plea of the prisoner, and find the accused as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court do sentence the said *James Haney*, Private Co. B, 151st Regt. N. Y. Vols., "To forfeit all pay and allowances that are now due him, to serve at hard labor in charge of the guard, with a ball and chain attached to one of his legs for six months, and to forfeit ten dollars per month of his pay for the same period."

8. Private *John Smith*, Co. B, 151st Regt. N. Y. Vols.

CHARGE.

"*Desertion.*"

Specification.—"In this, that said Private *John Smith*, a soldier of Co. B, 151st N. Y. Vols., did, on or about December 29th, 1862, desert the service of the United States, in the following manner, to wit: said *Smith* being posted as a sentinel regularly, did leave his post carrying off his belts and accoutrements, and did remain absent until apprehended at Baltimore, March 11th, 1863, dressed in citizen's clothing. This at National Hotel Hospital, Baltimore, December 29, 1863."

To which charge and specification the accused pleaded as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do sentence the said prisoner *John Smith*, Private Co. B, 151st Regt. N. Y. Vols., "To be confined for two years to do hard labor, and to have a ball of 24 pounds, by a chain four feet long, attached to one of his legs, and to the loss of ten dollars per month of his pay, during the time of his confinement."

9. Private *E. M. Everett*, Co. F, 9th Pennsylvania Reserve Corps.

CHARGE I.

"Violation of the 42nd Article of War."

Specification 1st.—"In this, the said *E. M. Everett*, Private Company F, Ninth Pennsylvania Reserve Corps, did on the sixteenth day of February, eighteen hundred and sixty-three, leave his quarters in the United States General Hospital, at Annapolis Junction, Maryland, without leave from any of his Superior Officers, and did remain absent until the morning of the seventeenth day of February, eighteen hundred and sixty-three."

CHARGE II.

"Conduct prejudicial to good order and military discipline."

Specification 1st.—"In this, he, *E. M. Everett*, Private of Company F, Ninth Pennsylvania Reserve Corps, did on the sixteenth day of February, eighteen hundred and sixty-three, enter the dwelling-house of Mr. Charles Haslup, in Howard County, Maryland, without permission and in the absence of the said Mr. Haslup, and did demand supper of Misses Henrietta and Louisa Haslup, daughters of the said Charles Haslup."

Specification 2nd.—"In this, that the said *E. M. Everett*, Private of Company F, Ninth Pennsylvania Reserve Corps, did on the sixteenth day of February, eighteen hundred and sixty-three, attempt to

take improper liberties with the persons of Miss Henrietta and Miss Louisa Haslup, against their consent and entreaties, at the County aforesaid."

Specification 3rd.—"In this, that the said *E. M. Everett*, of Company F, Ninth Pennsylvania Reserve Corps, did on the sixteenth day of February, eighteen hundred and sixty-three, threaten to shoot down any person or persons whomsoever, who should attempt to interfere with or prevent the accomplishment of his purpose, viz: to take improper liberties with the persons of Miss Henrietta and Miss Louisa Haslup. All this at the time aforesaid, in Howard County, Maryland."

Specification 4th.—"In this, that the said *E. M. Everett*, Private of Company F, Ninth Pennsylvania Reserve Corps, did on the sixteenth day of February, eighteen hundred and sixty-three, in Howard County, Maryland, after having been ejected from the house, help, aid and assist in breaking through the door of said house, and did again enter it against the wishes and endeavors of the inmates."

Specification 5th.—"In this, that the said *E. M. Everett*, of Company F, Ninth Pennsylvania Reserve Corps, did on the sixteenth day of February, eighteen hundred and sixty-three, strike James Haslup, son of Charles Haslup aforementioned, and did inflict a severe bruise on or about his left eye, without any just provocation or excuse. All this at the time aforesaid, in Howard County, Maryland."

To which charges and specifications the accused pleaded as follows, viz :

CHARGE I.

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

CHARGE II.

To 1st *Specification*, "Not Guilty."

To 2d *Specification*, "Not Guilty."

To 3d *Specification*, "Not Guilty."

To 4th *Specification*, "Not Guilty."

To 5th *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows:

CHARGE I.

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Not Guilty." but "Guilty of absence without leave."

CHARGE II.

Of the 1st *Specification*, "Guilty," except the word "demand," but attach no criminality to the act.

Of the 2nd *Specification*, "Not Guilty."

Of the 3rd *Specification*, "Not Guilty."

Of the 4th *Specification*, "Guilty."

Of the 5th *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do sentence the said prisoner *E. M. Everett*, Private Co. F, 9th Pennsylvania Reserve Corps, "To four months hard labor, with forfeiture of ten dollars per month of his pay during the time of sentence."

10. Private *Jacob Simpson*, Co. C, 151st Regt. N. Y. S. Vols.

CHARGE.

"*Violation of the 46th Article of the Articles of War.*"

Specification.—"In this, that he the said Private *Jacob Simpson*, Company C, 151st N. Y. S. Vols., having been duly mustered into the service of the United States, and now a soldier in said service, and having been duly posted as a sentinel, on the night of the sixth of March, 1863, was found asleep on his Post, by the Coporal commanding the first relief. This at the Camp of the 151st N. Y. S. Vols., Lafayette Square, Baltimore, Md."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused as follows, viz :

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do sentence him, the said Private *Jacob Simpson*, Co. C, 151st Regt. N. Y. Vols., "To forfeit all pay and allowances that are now due him; to serve at hard labor in charge of the guard for the period of six

months, with a ball and chain attached to one of his legs, and to forfeit ten dollars per month of his pay for the same period; at the expiration of his sentence to be returned to duty."

11. Private *George E. Ostrom*, Co. B, 150th Regt. N. Y. S. Vols.

CHARGE.

"*Disobedience of orders.*"

Specification.—"In this, that the said Private *George E. Ostrom*, Company B, one hundred and fiftieth Regiment New York State Volunteers, duly enlisted as a soldier in the service of the United States, when ordered to go on guard by his Commanding Officer, Captain *ROBERT MCCONNELL*, did refuse, and replied, "I won't go on guard for you or any other man." This at Belger Barracks, Baltimore, Md., on the 21st day of March, 1863."

To which charge and specification the accused pleaded as follows, viz:

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

The Court after mature deliberation, do affirm the plea of the prisoner *George E. Ostrom*, Private of Co. B, 150th Regt. N. Y. Vols., and do find him as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court sentence the said Private *George E. Ostrom*, Co. B, 150th Regt. N. Y. Vols., "To undergo confinement at hard labor, with ball and chain attached to his leg, during the term of his enlistment, together with forfeiture of all pay and allowances, and then be dishonorably discharged from the service."

12. Hospital Steward *Charles Gaylord*, McKim's Hospital, Baltimore, Md.

CHARGE.

"*Conduct to the prejudice of good order and military discipline.*"

Specification 1st.—"In this, that he, *Charles Gaylord*, Hospital Steward, U. S. A., did at McKim's Hospital, on or about the 14th day of

March, 1863, make out a requisition for Hospital Stores, as follows: "

"SPECIAL REQUISITION

For Medicines required U. S. A. Genl. Hospital, McKim's Mansion, Baltimore, Md.

Castile Soap, lbs. 50.

I Certify, that the medicines above required, are necessary for the sick at the above named Hospital, in consequence of supply being exhausted, and that the requisition is agreeable to the supply table.

LAVINGTON QUICK,

MARCH, 13th, 1863.

U. S. Vols., Surg. in Charge."

and to the requisition did sign the name of Lavington Quick, Surgeon U. S. Vols. in charge of Hospital, without his (Surgeon Lavington Quick,) knowledge or consent "

Specification 2nd.—"In this, that he, *Charles Gaylord*, Hospital Steward, U. S. A., being at the office of the Medical Director, in Baltimore, Md., on or about the 14th day of March, 1863, when being shown the paper in question, and asked by Asst. Surgeon Alf. A. Woodhull, U. S. A., if the signature was that of Surgeon Lavington Quick, U. S. Vols., did then and there say it was, he at the same time knowing to the contrary."

To which charge and specifications the accused pleaded as follows, viz:

To the 1st *Specification*, "Not Guilty."

To the 2d *Specification*, "Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court after mature deliberation upon the evidence adduced, finds the prisoner as follows:

Of the 1st *Specification*, "Guilty," but "without criminal intent."

Of the 2d *Specification*, "Guilty."

Of the CHARGE, "Guilty."

SENTENCE.

And the Court do sentence the said accused, *Charles Gaylord*, Hospital Steward, "To be privately reprimanded by the Surgeon in Charge of the McKim Hospital." The Court is thus lenient because it is evident that no fraud was intended by the prisoner.

13. Private *John Olmstead*, Co. H, 151st Regt. N. Y. Vols.

CHARGE.

“*Conduct prejudicial to good order and military discipline.*”

Specification 1st.—“In this, that Private *John Olmstead*, Co. H, 151st Regt. N. Y. Vols., in the United States service, and being one of a guard regularly mounted to do guard duty at Lafayette Barracks, did get so intoxicated while on guard, as to unfit him for duty. All this on or about the 27th day of March, 1863, at Lafayette Barracks, Balto., Md.”

Specification 2d.—“In this, that said *John Olmstead*, being one of the guards regularly mounted to do guard duty at Lafayette Barracks, while in performance of such duty, did absent himself from the guard and from the guard quarters, without leave from his Commanding Officer. All this on or about the 27th day of March, 1863, at Lafayette Barracks, Baltimore, Md.”

To which charge and specification the accused pleaded as follows :

To *Specification 1st*, “Not Guilty.”

To *Specification 2d*, “Guilty.”

To the CHARGE, “Not Guilty.”

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows :

Of the 1st *Specification*, “Not Guilty.”

Of the 2d *Specification*, “Guilty.”

Of the CHARGE, “Guilty.”

SENTENCE.

And they do sentence the said prisoner *John Olmstead*, Private Co. H, 151st Regt. N. Y. Vols., “To forfeit one month’s pay.”

14. Private *James W. Baldwin*, Co. F, 151st Regt. N. Y. Vols.

CHARGE.

“*Drunkenness on duty.*”

Specification.—“In this, that *James W. Baldwin*, of Co. F, 151st Regt. N. Y. Vols., having been regularly mustered into the service of the United States, and now a soldier in said service, and having been regularly detailed to do guard duty at Camden Station, Balto.,

Md., did while in the performance of said duty, get so intoxicated as to unfit him for duty. This at Camden Station, Baltimore, Md., on or about the 25th day of March, 1863."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And they do sentence the said *James W. Baldwin*, Private Co. F, 151st Regt. N. Y. Vols., "To forfeit all pay and allowances that are now or may become due him, to serve at hard labor in charge of the guard for the period of six months, and to be then drummed out of service."

15. Medical Cadet *H. Shepherd*, U. S. A.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Medical Cadet *H. Shepherd*, U. S. A., having been duly enlisted in the service of the United States, did desert the same, on or about the 27th day of September, 1862. This at or near Alexandria, Va."

To which charge and specification the accused pleaded "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, finds the accused as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

SENTENCE.

And the Court do sentence the said Medical Cadet *Henry Shepherd*, "To be reduced to the ranks as a private soldier, to forfeit all pay and allowances that are now due him, to serve at hard labor in charge of the guard for the period of six months, and to forfeit ten dollars per month of his pay for the same period, at the expiration of the six months to be dishonorably discharged from the service."

11.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution.

In the case of 1st Lieut. EDMUND TOWNSEND, Quartermaster, 3rd Regt. Del. Vols., the accused is released from arrest, and will return to duty.

In the case of Hospital Steward *Charles Gaylord*, upon the execution of the sentence, the prisoner will be released from confinement and returned to duty.

BY COMMAND OF MAJOR GENERAL SCHENCK :

WM. H. CHESEBROUGH,
Lieut. Col. and Asst. Adj. Gen'l.

OFFICIAL :

Aide-de-Camp.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., May 14th, 1863.

GENERAL ORDERS }
 }

No. 30.

I.—At a General Court-Martial convened at Baltimore, Maryland, pursuant to Special Orders No. 43, of February 13th, 1863, from these Headquarters, of which Brigadier General L. P. GRAHAM, U. S. Vols., was President, was arraigned and tried :

1. Colonel *Samuel Graham*, 5th Regt. N. Y. Vol. Artillery.

CHARGE I.

“Signing false certificates.”

Specification.—“In this, that he, Col. *Samuel Graham*, 5th Regt. Artillery, N. Y. Vols., in the service of the United States, did have in his employ as a private servant an enlisted man, named Daniel Kasta, a private of Company A, 5th Regiment Artillery, N. Y. Vols. in the service of the United States, during the months of May, June, July, August, September, October, November and December, 1862, in violation of section 3d of an Act of Congress, entitled An Act to define the pay and emoluments of certain officers of the Army, and for other purposes, approved July 17th, 1862. The said enlisted man was drawing his pay from the Government during the said months, and the said Colonel *Graham* did knowingly fail to deduct from his own monthly pay the amount so paid to said Kasta. This at Fort Marshall, near Baltimore, Maryland.”

CHARGE II.

“Signing false muster rolls.”

Specification.—“In this, that he, Col. *Samuel Graham*, 5th Regiment Artillery, N. Y. Vols., in the service of the United States, did muster for pay Private Henry R. Sandford as Sergeant in Company G, 5th Regiment Artillery, N. Y. Vols., in the service of the United

States, said Sandford never having been transferred to said Company G, and having returned to the Regiment from desertion after an absence of several weeks and having been reduced to the ranks before said muster, and not reappointed Sergeant previous thereto. This at Fort Marshall, near Baltimore, Md., on or about the 31st of October, 1862."

CHARGE III.

"Conduct to the prejudice of good order and military discipline.

Specification 1st.—In this, that he, Col. *Samuel Graham*, 5th Regiment Artillery, N. Y. Vols., in the service of the United States, did on or about May 29th, 1862, issue or cause to be issued a Regimental Special Order in the words and figures following, to wit:

"HD. QRS. 5TH REGT. ART'Y, N. Y. VOLS.

"FORT MARSHALL, *Baltimore*, May 29th, 1862.

"SPECIAL ORDERS }

"No. 32. }

"1st Lieut. C. Dissosway, Co. C., is ordered to recruit for his Company
"—and forward the recruits to the Regiment as soon as practicable, where-
"ever it may be.

"By order of

"JAMES F. FARREL,

"Adjutant.

S. GRAHAM,

Col. Comd'g 5th Regt. N. Y. Art'y."

"That C. Dissosway, or J. C. Dissosway, named in the foregoing order, or certificate as 1st Lieut., was to the knowledge of the said Col. *Graham*, at the same time and place of issuing said order only an enlisted man in the service of the United States, and that upon such false representation, order or certificate, Major General JOHN E. WOOL, U. S. A. Comdg. Middle Department, 8th Army Corps, did on or about June 23rd, 1862, issue a Special Order of which the following is a copy:

"HEADQUARTERS, MIDDLE DEPARTMENT,

"*Baltimore, Md.*, June 23rd, 1862.

"SPECIAL ORDERS }

"No. 14. }

"II.—1st Lieut. J. C. Dissosway, 5th Regt. Artillery, N. Y. Vols., is
"detailed on recruiting service in the City of New York, and under such
"instructions as he may receive from the Commanding Officer of his
"Regiment.

"By command of

"MAJOR GENL. WOOL.

"(Signed,)

SEPT. CARNCROSS,

"A. Asst. Adj. Genl."

"That said Dissosway although an enlisted man, did recruit for the Regiment during the months of July, August, September, October and November, until 1st December, 1862, and as 1st Lieut. did receive commutation as such for fuel, quarters, &c., for the same in accordance with the aforesaid order and instructions of the said Colonel *Samuel Graham*. This at Albany, and New York City, and City of Baltimore, Md., during the months of July, August, September, October and November, 1862."

Specification 2nd.—"In this, that he, Colonel *Samuel Graham*, 5th Regiment Artillery, N. Y. Vols., in the service of the United States, did on or about May 29th, 1862, issue or cause to be issued, a Regimental Special Order, in the words and figures following, to wit:

"HEADQUARTERS, 5TH REGT. ARTY. N. Y. VOLS.

"FORT MARSHALL, *Baltimore, May 29th, 1862.*

"SPECIAL ORDERS)

"No. 31. }

"2nd Lieut. C. Schaffer, Co. 'B,' is hereby ordered to recruit for his Company, and forward the recruits to the Regiment as soon as practicable, wherever it may be.

"By order of

"JAS. F. FARREL,

"Adjutant.

S. GRAHAM,

Col. Comd'g 5th Regt. N. Y. Art'y."

"That C. Schaffer named in the foregoing order or certificate as 2nd Lieut., was to the knowledge of the said Col. *Graham*, at the same time and place of issuing said order, only a citizen or civilian, and was not in the service of the United States, and that upon such false representation, order or certificate Major Gen'l JOHN E. WOOL, U. S. A. Comd'g Middle Department, 8th Army Corps, did, on or about the 9th day of June, 1862, order the said Schaffer to New York City on recruiting service. That said Schaffer, although a citizen or civilian, and not in the service of the United States, did recruit for the Regiment or Company during the months of June, July, August and September, 1862, as 2nd Lieut., and did receive commutation as such for fuel, quarters, &c., therefor. That the action of the said Schaffer was strictly by the order and instructions of the said Col. *Samuel Graham*. This at Albany and New York City, and City of Baltimore, Md., during the months of June, July, August and September, 1862."

Specification 3rd.—"In this, that he, Col. *Samuel Graham*, 5th Regt. Artillery N. Y. Vols., in the service of the United States, did on or about May 29th, 1862, issue, or cause to be issued, a Regimental Special Order, in the words and figures following, to wit:

"HEADQUARTERS, 5th Regt. Art'y, N. Y. Vols.

"FORT MARSHALL, Baltimore, May 29th, 1862.

"SPECIAL ORDERS }
"No. 34. }

"2nd Lieut. E. B. Allen, Co. 'G,' is ordered to recruit for his Company
"and forward the recruits to the Regiment as soon as practicable, wherever
"it may be.

"By order of

"JAMES F. FARRELL,
"Adjutant.

S. GRAHAM,
"Col. Comd'g 5th Regt. N. Y. Art'y."

"That E. B. Allen named in the foregoing order or certificate as 2nd Lieut., was to the knowledge of the said Col. *Graham* at the same time and place of issuing said order, only an enlisted man in the service of the United States, and that upon such false representation, order or certificate Major General JOHN E. WOOL, U. S. A., Comd'g Middle Department, 8th Army Corps, did on or about the 9th day of June, 1862, order the said Allen to New York City, on recruiting service. That said Allen, although an enlisted man, did recruit for the Regiment or Company during the months of June and July, 1862, as 2nd Lieut., and did receive commutation as such for fuel, quarters, &c., therefor. And the said E. B. Allen acted in accordance with the aforesaid order and instructions of the said Colonel *Samuel Graham*. This at Albany, New York and City of Baltimore, Md., during the months of June and July, 1862. And the said E. B. Allen is not now connected with the Regiment."

Specification 4th.—"In this, that he, Colonel *Samuel Graham*, 5th Regiment Artillery N. Y. Vols., in the service of the United States, did order Oliver Cotter, Captain Co. 'D,' in said Regiment to place upon his Company Roll and Morning Report the name of Thomas Young, and report the said Young as attached and assigned to, and present for duty in said Company 'D,' as a 1st Lieut., when said Young was not in the service of the United States, but was absent from the Department; said Colonel *Graham* threatening to put Capt. Cotter under arrest if he did not obey his order. That thereupon the said Captain Cotter obeyed said order. This at Fort Marshall, near Baltimore, Md., on or about November 4th, 5th and 6th, 1862."

Specification 5th.—"In this, that he, Colonel *Samuel Graham*, 5th Regiment Artillery N. Y. Vols., in the service of the United States, did order 1st Lieut. Sharp, Company 'D,' in said Regiment, to place upon the Roll and Morning Report of Company 'D,' the name of Thomas Young, and report said Young as attached and assigned to, and present for duty in said Company 'D,' as a 1st Lieut.,

when said Young was absent from the Department, and said Col. Graham threatened to put said Lieutenant Sharp under arrest if he did not obey said order. That thereupon said Lieut. Sharp obeyed said order. This at Fort Marshall, near Baltimore, Md., on or about November 8th, 1862."

Specification 6th.—"In this, that he, Colonel Samuel Graham, 5th Regiment Artillery N. Y. Vols., in the service of the United States, did order and compel Captain James Crane, to detail the following named enlisted men of Company 'E,' 5th Regiment Artillery, N. Y. Vols., in the service of the United States, to wit: Wallace Cotton, Andrew Osborn, H. F. Hatch, E. P. Baird, Peter Van Lorn, James Gaffney, Amasa H. Elwell and Edwin Lowerre, to proceed to the farm of David R. Lusby, at Canton, near Fort Marshall, Md., on the 7th, 8th and 9th of July, 1862, and work on the farm of said Lusby, as laborers. The said enlisted men receiving their pay from the United States Government for said days, and also being paid for laboring on the farm of said Lusby. This at Fort Marshall, Baltimore, Md."

Specification 7th.—"In this, that he, Colonel Samuel Graham, 5th Regiment Artillery N. Y. Vols., in the service of the United States, did knowingly permit Major Caspar Urban, 5th Regiment Artillery, N. Y. Vols., in the service of the United States, to absent himself from his Regiment and Post without leave from proper authority, leaving the Command at Fort Marshall, near Baltimore, Md., without a Field Officer, in consequence of the absence of said Major Caspar Urban, and subsequent absence of Colonel Samuel Graham. This at Fort Marshall, near Baltimore, Md., on or about the 23rd, 24th, 25th, 26th, 27th and 28th August, 1862."

CHARGE IV.

"Securing for his own use the proceeds of a sale of the property of the United States."

Specification.—"In this, that he, the said Colonel Samuel Graham, 5th Regt. Artillery, N. Y. Vols., in the service of the United States, did sell two horses, the property of the Government of the United States, and duly branded with the letters "U. S.", and did receive the proceeds of said sale and appropriate the same to his own use and benefit. This at or near Fort Marshall, Md., on or about the 25th day of September, 1862."

To which charges and specifications the accused pleaded as follows:

To *Specification* to 1st Charge, "Not Guilty."

To 1st CHARGE, "Not Guilty."

To *Specification* to 2d Charge, "Not Guilty."

To 2d CHARGE, "Not Guilty."
 To 1st Specification to 3d Charge, "Not Guilty."
 To 2d Specification to 3d Charge, "Not Guilty."
 To 3d Specification to 3d Charge, "Not Guilty."
 To 4th Specification to 3d Charge, "Not Guilty."
 To 5th Specification to 3d Charge, "Not Guilty."
 To 6th Specification to 3d Charge, "Not Guilty."
 To 7th Specification to 3d Charge, "Not Guilty."
 To 3d CHARGE, "Not Guilty."
 To Specification to 4th Charge, "Not Guilty."
 To 4th CHARGE, "Not Guilty."

FINDING.

And the Court having maturely considered the evidence adduced, do find the accused as follows:

Of the Specification to the 1st Charge, "Not Guilty."
 Of the 1st CHARGE, "Not Guilty."
 Of the Specification to 2d Charge, "Not Guilty."
 Of the 2d CHARGE, "Not Guilty."

Of the 1st Specification to 3d Charge, the Court find the facts as stated, except the words "and that upon such false representations," but attach no criminality thereto.

Of the 2d Specification to the 3d Charge, the Court find the facts as stated, except the words, "and that upon such false representations," but attach no criminality thereto.

Of the 3d Specification to 3d Charge, "Not Guilty."
 Of the 4th Specification to 3d Charge, "Not Guilty."
 Of the 5th Specification to 3d Charge, "Not Guilty."
 Of the 6th Specification to 3d Charge, "Not Guilty."
 Of the 7th Specification to 3d Charge, "Not Guilty."
 Of the 3d CHARGE, "Not Guilty."

Of the Specification to 4th Charge, the Court find the facts as set forth in the specification, except the words "and duly branded with the letters 'U. S.', and appropriate the same to his own use and benefit," and attach no criminality thereto, as the Court are of opinion that the accused was ignorant of the fact that the horses were the property of the U. S.

Of the 4th CHARGE, "Not Guilty."

And they do acquit the said accused Colonel *Samuel Graham*, 5th Regiment N. Y. Vol. Artillery.

II.—The proceedings and findings in this case are not approved. The Court in establishing the facts of the first and second specifications to the 3d charge, convict the accused of Military irregularities which the Commanding General thinks should have received some measure of censure.

Colonel *Graham* is found to have designated certain privates as Lieutenants, and to have detailed them in a regimental order, as such, on recruiting service. Such conduct is not relieved from fault in the opinion of the Commanding General, by the verbal explanation said to have been given to the Asst. Adjt. General of Major Genl. Wool, but should be adjudged prejudicial to good order and Military discipline.

The evidence upon the fourth specification of the 3rd charge shows conclusively that Thomas Young was mustered out of the service of the United States under General Order 126, from the War Department, on the 29th of October, 1862; that with the knowledge if not by the procurement of the accused, he was re-mustered into the service illegally by Col. Beale, on the 31st of the same month, that the accused in an order based upon such illegal muster, assigned him to a Company to which he had never belonged, and had him borne upon the rolls of that Company as 1st Lieut. Col. Beale learning that he had been misled, annulled the muster of Young, on the third of November, 1862, notwithstanding which the accused ordered him to be borne upon the rolls of the Company as 1st Lieutenant for the several successive days embraced in the specification. Such proceedings are unjustifiable.

The fourth charge involves a serious moral offence and the Commanding General dissents with pain from the finding of the Court upon it. That the accused sold horses of the United States and appropriated the proceeds to his own use is undisputed. The Court thought that he did not know the horses belonged to the Government. The Comdg. Genl. believes from the evidence that he did know it. Capt. McGrath stated positively that he told Col. *Graham* they were Government horses on the evening of the day when he sent them to him. To weaken this statement the defence offered evidence that Capt. McGrath had demanded half the proceeds of sale, that he admitted that he had given the horses to Col. *Graham*, that in reply to the question from Col. *Graham*, "what shall I do with the horses?" he said "sell them, give them away, do as you please with them, I must go to Chicago." The defence however does not pretend that in these conversations Capt. McGrath told Col. *Graham* that the horses were Government property, nor does it show when or from whom Col. *Graham* learned that fact. We have this information only from Capt. McGrath, who says he told Col. *Graham* the same day he sent him the horses. This must have been so, for we find that the moment Capt. McGrath expressed dissatisfaction with the sale of the horses, and without evidence that he received any new information in regard to them, Col. *Graham* repurchased the horses at a heavy sacrifice and turned them over to the quartermaster in Capt. McGrath's name. One of the witnesses who assail Capt. McGrath, opened his testimony by an intimation that Capt. McGrath had returned the horses through him as his friend or agent, but when pressed,

he disclosed that he had re-purchased the horses for Col. *Graham*, at Mrs. *Graham's* request and turned them over to the quartermaster in Capt. *McGrath's* name, when he was ill in the hospital. The conduct of the accused and all the circumstances of the case affirm Capt. *McGrath's* statement.

The Commanding General might refer this case back to the Court to be reconsidered by them, but after much reflection has concluded not to reconvene the Court for that purpose.

III.—Col. *Samuel Graham*, 5th Regiment N. Y. Vol. Artillery, will therefore be released from arrest, and restored to his command.

IV.—The General Court-Martial of which Brig. Gen'l L. P. *GRAHAM* is President, is dissolved.

BY COMMAND OF MAJOR GEN'L SCHENCK:

WM. H. CHESEBROUGH,

Lt. Col. and Asst. Adjt. Gen'l.

OFFICIAL:

Aide-de-Camp.

HEAD-QUARTERS.

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., May 15th, 1863.

GENERAL ORDER }
}

No. 31.

I.—At a General Court-martial convened at Fort McHenry, Md., pursuant to General Orders, No. 25, from the Headquarters 2nd Separate Brigade, March 18th, 1863, of which Col. Wm. G. Ely, 18th Conn. Vols., is President, was arraigned and tried:

1. *William B. Compton.*

CHARGE I.

“Being a spy.”

Specification.—In this, that *William B. Compton*, being in the service of the Rebel Army, and acting under and by virtue of the authority of the War Department of the Government of the so-called Confederate States of America, which States are in rebellion against and at war with the Government of the United States, did on or about the first day of April, 1863, in Western Virginia, and at the place called Valley Falls, on a line of the Baltimore and Ohio Rail Road, in said Western Virginia, and at various other places in said Western Virginia, and on divers other days than the said first day of April, 1863, secretly enter within the lines of the Army of the United States for the purpose of acquiring intelligence to communicate to the Government of the said States in Rebellion against and at war with the United States Government, and did communicate intelligence to the Government of the said States in rebellion against and at war with the United States Government, and to the army of said Government, the enemy of the United States.”

CHARGE II.

“Violating an Act of the United States Congress, for enrolling and calling out the National forces, and for other purposes. Approved March 3rd, 1863.”

Specification 1st.—“In this, that *William B. Compton*, being in the service of the Rebel Army, on or about the first day of April, 1863, it

being a time of rebellion against the Supreme Authority of the United States, and when the United States were engaged in war for the suppression of said rebellion, was found lurking about the posts, quarters and encampments, or some of them, of the Army of the United States, stationed in Western Virginia, and especially about the posts, quarters and encampments, or some of them, of the Army of the United States, stationed in the Counties of Taylor and Marion, in said Western Virginia."

Specification 2nd.—"In this, that *William B. Compton*, being in the service of the Army of the so-called Confederate States of America, said States being in rebellion against the Supreme Authority of the United States and at war with the United States, on or about the first day of April, 1863, was found lurking and acting as a spy about the fortifications, posts, quarters and encampments, or some of them, of the Army of the United States located in Western Virginia, and especially about the fortifications, posts, quarters and encampments, or some of them, of the Army of the United States located in the Counties of Taylor and Marion, in said Western Virginia."

CHARGE III.

"Violating the 57th Article of War."

Specification.—"In this, that *William B. Compton*, on or about the first day of April, 1863, and divers other days both before and after that day, while in Western Virginia and in the counties of Taylor and Marion in said Western Virginia, did directly or indirectly hold correspondence with and give intelligence to the Government and Army of the so-called Confederate States of America, said Government and Army being at the time the enemy of and at war with the Government of the United States."

CHARGE IV.

"Violating his parole."

Specification.—"In this, that *William B. Compton* on or about the 28th day of January, 1862, he then being in the service of the Rebel Army and held as a prisoner of war by Brig. Gen'l W. S. Rosecrans, Commanding the Department of Western Virginia, did solemnly pledge his honor that he would procure the release of Lieutenant Cowley, of Dayton, Ohio, in the service of the United States, then a prisoner in the hands of the Confederate States' authorities, or failing that, some one else of same rank with himself, or failing to do either would deliver himself into the custody of Gen'l Rosecrans, and would not meanwhile until the exchange should be effected or he return, do any act hostile to the Government of

the United States, nor give aid or information to its enemies-- that upon his giving his said parole as aforesaid, he the said *William B. Compton*, was released from imprisonment and permitted to go to the City of Richmond, Va., that he went to the said City of Richmond or elsewhere within the limits of said Confederate States, but did not procure the release of the said Lieutenant Cowley, or the release of some one else of equal rank with himself, or the release of any person whatsoever, nor did he deliver himself into the custody of Genl. Rosecrans according to the obligation of his said parole, but on the contrary the said *William B. Compton*, in direct violation of his said parole, did perform acts hostile to the Government of the United States, and give aid and information to its enemies, and especially on or about the first day of April, 1863, and on divers other days before that day, in the Counties of Taylor and Marion in said Western Virginia, and in other Counties in said Western Virginia, the said *William B. Compton* was engaged in efforts to enlist a company for the army and service of the said Confederate States, they being in rebellion against and at war with the United States."

To which charges and specifications the accused pleaded as follows:

- To the *Specification* to 1st Charge, "Not Guilty."
- To the 1st CHARGE, "Not Guilty."
- To the 1st *Specification* to 2d Charge, "Not Guilty."
- To the 2d *Specification* to 2d Charge, "Not Guilty."
- To the 2d CHARGE, "Not Guilty."
- To the *Specification* to 3d Charge, "Not Guilty."
- To the 3d CHARGE, "Not Guilty."
- To the *Specification* to 4th Charge, "Not Guilty."
- To the 4th CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the accused *William B. Compton*, as follows:

Of the 1st *Specification* to the 1st Charge, "Guilty," except the allegation, "and did communicate intelligence to the Government of the said States in rebellion against and at war with the U. S. Government as aforesaid," and of such allegation, "Not Guilty."

- Of the 1st CHARGE, "Guilty."
- Of the 1st *Specification* to 2d Charge, "Guilty."
- Of the 2d *Specification* to 2d Charge, "Guilty."
- Of the 2d CHARGE, "Guilty."
- Of the *Specification* to 3d Charge, "Not Guilty."
- Of the 3d CHARGE, "Not Guilty."

Of the Specification to 4th Charge, "Not Guilty."
Of the 4th CHARGE, "Not Guilty."

And the Court do therefore by the concurrence of two-thirds of the members, "sentence him, *William B. Compton*, to be hanged by the neck until dead, at such time and place as the Commanding General of the Middle Department may appoint."

HEADQUARTERS 2D SEPARATE BRIGADE, 8TH ARMY CORPS,
DEFENCES OF BALTIMORE,
FORT MCHENRY, MD., *May 13th*, 1863.

The foregoing proceedings are fully approved, and the finding and sentence confirmed.

This case of *William B. Compton* is respectfully referred to the Commander of the Middle Department, 8th Army Corps, for his approval and orders in the case.

(Signed) W. W. MORRIS,
Bl. Brig. Gen'l U. S. A., Commanding.

II.—The proceedings, findings and sentence in the foregoing case are approved and confirmed. The prisoner *William B. Compton*, now or late of the so-called Confederate Army, will be kept in irons and in strict custody in solitary confinement, under the direction of the Commanding Officer at Fort McHenry, where he is now imprisoned, and the Commanding Officer at Fort McHenry will see that the sentence is duly executed, at that Post, between the hours of 12 o'clock noon and 3 o'clock, P. M., of Friday the twenty-ninth day of May, 1863.

ROBT. C. SCHENCK,
Maj. Gen. Commanding.

OFFICIAL:

Asst. Adj. Gen'l.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 5TH ARMY CORPS,

Baltimore, Md., May 25th, 1863.

GENERAL ORDERS }
}

No. 34.

I.—At a General Court-Martial convened at Fort Delaware, Delaware, pursuant to Special Orders No. 60, from these Headquarters, of which Major H. S. BARTON, 3d U. S. Artillery, is President, were arraigned and tried:

1. *William L. Pugh*, Private Battery A, Marine and Fortification Artillery P. V.

CHARGE.

“Desertion.”

Specification.—“That Private *William L. Pugh*, Battery A, M. & F. Artillery P. V., and duly mustered into the service of the United States, did desert the same at Philadelphia on or about the 18th day of March, 1862. He was apprehended at Philadelphia August 22, 1862.”

To which charge and specification the said prisoner pleaded as follows:

To the *Specification* “Not Guilty.”

To the CHARGE, “Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the accused *William L. Pugh*, private Battery A, Marine and Fortification Artillery P. V., as follows:

Of the *Specification*, “Guilty.”

Of the CHARGE, “Guilty.”

And they sentence the said *William L. Pugh*, private Co. A, Marine and Fortification Artillery P. V., "To forfeit all pay and allowances due him, except the just dues of the sutler and laundress, and to six months hard labor under charge of the Guard, with a twenty-four pound ball attached to his leg."

2. *Ludwig Glanzer*, 1st Independent Battery P. V.

CHARGE.

"*Drunk on duty.*"

Specification.—"In this, that Private *Ludwig Glanzer*, an enlisted man of Capt. Stanislaus Mlotkowski's 1st Independent Battery P. V., duly mustered into the service of the United States, having been detailed on guard duty, became so drunk during his tour as to render himself incapable of attending to his duty on guard. This at Fort Delaware, Del., on or about the 14th day of January, 1862."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

The Court having maturely considered the case, confirm the plea of the prisoner, and find him as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

And they sentence the said *Ludwig Glanzer*, private 1st Independent Battery P. V., "To two months hard labor under charge of the Guard, with a twenty-four pound ball attached to his leg with a chain, and fourteen days additional solitary confinement on bread and water."

3. *James Barry*, Private Battery A, M. & F. Artillery P. V.

CHARGE.

"*Desertion.*"

Specification.—"That Private *James Barry*, Battery A, M. & F. Artillery P. V., and duly mustered into the service of the United States, did desert the same while stationed at Fort Delaware, Del., on or about the 14th day of June, 1862. He was apprehended at Philadelphia, Pa., on or about the 31st of July, 1862."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Guilty."

To the *CHARGE*, "Guilty."

FINDING.

The Court having maturely considered the evidence, confirm the plea of the prisoner, and find him as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

And they sentence the said prisoner *James Barry*, private Battery A, Marine and Fortification Artillery P. V., "To forfeit all pay and allowances due him, except the just dues of the sutler and laundress, and to six months hard labor under charge of the Guard, with a twenty-four pound ball attached to his leg by a chain."

4. *John Archer*, Private Battery B, Marine & Fortification Artillery P. V.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *John Archer*, of Battery B, Marine and Fortification Artillery P. V., a duly enlisted soldier into the Army of the United States, and having been regularly mustered into the Army of the United States, did desert the same on or about December 1st, 1862, and was apprehended by the Provost Guard of Philadelphia December 31st, 1862."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Guilty."

To the *CHARGE*, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, confirm the plea of the prisoner, and find him as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

And they sentence the said prisoner *John Archer*, private Battery B, Marine and Fortification Artillery P. V., "To forfeit all pay and allowances due him, except the just dues to the sutler and laundress, (6) six months hard labor under charge of the Guard, with a twenty-four pound ball attached to his leg, and to forfeit the charges of his apprehension and transportation to this post."

5. *Michael Palmer*, Private Battery B, M. & F. Artillery P. V.

CHARGE I.

"Repeated Desertion."

Specification.—In this, that Private *Michael Palmer*, of Battery B, Marine and Fortification Artillery, did desert the service of the U. S. on or about October 11, 1862, while absent with leave at Philadelphia, Pa., and while being 3d Sergeant of the Battery. He was tried by a Court-Martial once before for desertion."

CHARGE II.

"Insolence."

Specification.—"In this, that said Private *Michael Palmer*, of Battery B, Marine and Fortification Artillery, did, after having deserted, return his uniform coat to Capt. Franz Von Schilling of Battery B, M. & F. A., accompanied by a letter stating that the said Capt. Franz Von Schilling had played a "dirty trick" on him, and at the same time said Private *Michael Palmer* refused positively to return to his Company, on or about November the 15th, 1862."

CHARGE III.

"Conduct prejudicial to good order and military discipline."

Specification —"In this, that said Private *Michael Palmer*, of Battery B, Marine and Fortification Artillery, did threaten to stab Private Henry Harlin, of the same Battery, and also made a motion to execute his threat. This at Fort Delaware, Del., on or about the 23d December, 1862."

To which charges and specifications the prisoner pleaded as follows:

To the *Specification* to 1st Charge, "Guilty" of desertion.

To the 1st CHARGE, "Not Guilty."

To the *Specification* to 2d Charge, "Not Guilty."

To 2d CHARGE, "Not Guilty."

To the *Specification* to 3d Charge, "Not Guilty."

To 3d CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the *Specification* to 1st Charge, "Guilty," except the words "He was tried by a Court-Martial once before for desertion."

Of the 1st CHARGE, "Not Guilty," but "Guilty" of "desertion."

Of the *Specification* to 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

Of the *Specification* to 3d Charge. The Court finds the facts as set forth in the *specification* except the words, "and also made a motion to execute his threat," but attach no criminality thereto.

Of the 3d CHARGE, "Not Guilty."

And the Court do therefore sentence him Private *Michael Palmer*, of Battery B, Marine and Fortification Artillery P. V. "To six months confinement under Guard, with a twenty-four pound ball attached to his right leg by a four feet chain, seven days of each month to be placed in solitary confinement on bread and water, and to forfeit all pay and allowances due him, except the just dues of the sutler and laundress."

6. *George E. Williams*, private of Battery B, Marine and Fortification Artillery P. V.

CHARGE I

"*Conduct prejudicial to good order, military discipline and subordination.*"

Specification.—"In this, that Private *George E. Williams*, of Battery B, Marine and Fortification Artillery P. V., did abuse Corporal *Christian Einselen* of the same Battery, and after being called to order, did strike him several times in the face and in such a manner that said Corporal *Christian Einselen* was senseless for some time, and while in that state kicked his face several times with his heel, at the same time calling him "a damned rascal," and "a damned liar," or words to that effect. This at Fort Delaware, Del., on or about September, 18, 1862."

CHARGE II.

"*Desertion.*"

Specification.—"In this, that Private *George E. Williams*, of Battery B, Marine and Fortification Artillery P. V., said *George E. Williams* being then a duly enlisted soldier in the Army and service of the United States, and the Company to which he belongs having been mustered into the Army and service of the United States, did desert from the guard house at this post to which he was confined, and charges preferred against him for striking a non-commissioned officer. He did not return to this post until apprehended by a Provost Guard at Philadelphia, January 22d, 1863. This at Fort Delaware, Del., on or about October 9th, 1862."

To which charges and specifications the prisoner pleaded as follows:

To the *Specification* to 1st Charge, "Guilty."

To the 1st CHARGE, "Guilty."

To the *Specification* to 2d Charge, "Guilty."

To the 2d CHARGE, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, confirm the plea of the prisoner, and find him as follows:

Of the *Specification* to the 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the *Specification* to 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

And the Court do therefore sentence him Private *George E. Williams*, of Battery B, Marine and Fortification Artillery P. V. "To forfeit to the United States Government all pay and allowances due him, except the just dues of the sutler and laundress, and to refund (\$5 52) five dollars and fifty-two cents, the amount paid for his apprehension and transportation to this post, to be confined at hard labor in charge of the Guard for seven months, with a twelve pound ball attached to his leg by a four feet chain. The last month of this sentence to be kept in solitary confinement, fourteen days of which is to be on bread and water."

7. *James McPartlin*, Private Co. G, 157th Regt. P. V.

CHARGE.

"*Violation of the 9th Article of War.*"

Specification 1st.—"In this, that Private *James McPartlin*, Co. G, 157th P. V., said *McPartlin* having been duly mustered into the Army and service of the United States, and he being then a soldier in the service of the United States, was drunk and disorderly, and whilst being taken to the guard tent by order of Lieut. A. J. Levine, Co. F, 157th P. V. commanding the Camp, by Sergeant Charles H. Wilson, Co. D, 157th P. V. and others belonging to the guard, did offer violence to the said Sergeant Charles H. Wilson, or others having him in charge, striking one or more of them, and did also strike said Lieut. A. J. Levine. The said Lieut. A. J. Levine, said Wilson and others being in the execution of their offices, and having been duly mustered into the Army and service of the United States. This at Camp Puleston, near Philadelphia, Pa., on or about the 1st of December, 1862."

Specification 2d.—"In this, that Private *James McPartlin*, Co. G, 157th P. V., said *McPartlin* having been duly mustered into the Army and service of the United States, and he having then been a soldier in the service of the United States, and while under charge of the Guard of the 157th P. V., did offer violence to Lieut. A. J. Levine, Co. F, 157th P. V., by drawing and flourishing a knife and threatening to take the life of said Lieut. A. J. Levine, said Lieut. A. J. Levine having been duly mustered into the Army and service of the United States. This at Camp Puleston, near Philadelphia, Pa., on or about the morning of December 2nd, 1862."

Specification 3d.—"In this, that Private *James McPartlin*, Company G, 157th P. V., having been duly mustered into the Army and service of the United States, and he being then a soldier in the service of the United States, when being taken to the guard tent by order of Col. William A. Gray, 157th P. V., by Sergeant William C. Lewis, Co. E, 157th P. V., and others belonging to the guard, did offer violence to said Sergeant William C. Lewis, and others having him in charge, striking one or more of them, and when the said Col. William A. Gray and Lieut. A. J. Levine, Co. F, 157th P. V., went to the assistance of those having said *McPartlin* in charge, he also struck and kicked one or both of them, said Sergeant William C. Lewis and Lieut. A. J. Levine having been duly mustered into the Army and service of the United States. This at Camp Puleston, near Philadelphia, Pa., on or about the 16th December, 1862."

To which charge and specifications the prisoner pleaded as follows:

To the 1st *Specification*, "Not Guilty."

To the 2d *Specification*, "Not Guilty."

To the 3d *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner *James McPartlin*, private Co. G, 157th Regt. P. V., as follows:

Of the 1st *Specification*, "Guilty," with the exception of the words, "striking one or more of them and did also strike said Lieut. A. J. Levine."

Of the 2d *Specification*, "Not Guilty."

Of the 3d *Specification*, "Guilty," except the words, "striking one or more of them, and he also struck and kicked one or both of them."

Of the CHARGE, "Guilty."

And they do therefore sentence him, Private *James McPartlin*, Co. G, 157th Regt. P. V., "To four months at hard labor in charge of the Guard,

with a twenty-four pound ball attached to his right leg, and two months additional solitary confinement, fourteen days of each on bread and water, at such fortification as the General Commanding this Department may direct."

8. *Charles M. Harrington*, private Company B, 157th Regt. P. V.

CHARGE I.

"Conduct prejudicial to good order and military discipline."

Specification 1st.—"In this, that Private *Charles M. Harrington*, of Co. B, 157th Regt. P. V. Infantry, said *Charles M. Harrington* having been duly mustered into the Army and service of the United States, and he being then a soldier in said service, on being asked to sign his clothing account, he having received and then wearing clothing from the United States Government, did refuse and continued in such obstinate conduct, using profane, obscene and boisterous language, saying "he be damned if he would sign it," thereby producing disorder and disturbance in his Company, and bringing odium upon his fellow-soldiers. This at the post of Fort Delaware, Del., on or about the eleventh day of February, 1863."

Specification 2nd.—"In this, that Private *Charles M. Harrington*, Company B, 157th Regt. P. V. Infantry, said *Charles M. Harrington* having been duly mustered into the Army and service of the United States, and he being then a soldier in the Army of the United States, did leave the limits of his barracks without permission of his Commanding Officer, he having before applied for permission and been refused. This at the post of Fort Delaware, Del., on or about the 11th day of February, 1863."

CHARGE II.

"Violation of the 9th Article of War."

Specification.—"In this, that Private *Charles M. Harrington*, of Company B, 157th Regt. P. V. Infantry, said *Charles M. Harrington* having been duly mustered into the Army and service of the United States, and being then a soldier in the Army and service of the United States, did kick at and strike 1st Lieutenant Edward S. Smith, Company H 157th Regt. P. V. Infantry, said Lieutenant Edward S. Smith being in the execution of his office, and having been duly mustered and sworn into the Army and service of the United States. This at Fort Delaware, Del., on or about the 11th day of February, 1863."

CHARGE III.

"Threatening the life of his Superior Officer."

Specification.—"In this, that Private *Charles M. Harrington*, of Company B, 157th Regt. P. V. Infantry, said *Charles M. Harrington* having been duly mustered into the Army and service of the United States, and he being then a soldier in the service of the United States, did threaten to put a ball through the heart of 1st Lieutenant Edward S. Smith, Co. H, 157th Regt. P. V. Infantry, the first chance he had, confirming said threat with a solemn oath. This at the post of Fort Delaware, Del., on or about the 11th day of February, 1863."

To which charges and specifications the prisoner pleaded as follows:

To 1st *Specification* to 1st Charge, "Not Guilty."

To 2d *Specification* to 1st Charge, "Not Guilty."

To 1st CHARGE, "Not Guilty."

To *Specification* to 2d Charge, "Not Guilty."

To 2d CHARGE, "Not Guilty."

To *Specification* to 3d Charge, "Not Guilty."

To 3d CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner, Private *Charles M. Harrington*, Co. B, 157th Regt. P. V. Infantry, as follows:

Of 1st *Specification* to 1st Charge, "Guilty."

Of 2d *Specification* to 1st Charge, "Guilty."

Of 1st CHARGE, "Guilty."

Of *Specification* to 2d Charge, "Guilty."

Of 2d CHARGE, "Guilty."

Of *Specification* to 3d Charge, "Not Guilty."

Of 3d CHARGE, "Not Guilty."

And the Court do therefore sentence him, Private *Charles M. Harrington*, of Company B, 157th Regiment Pennsylvania Volunteers, "To forfeit all pay and allowances due him from the United States Government, except his just dues to the sutler and laundress, and to be dishonorably discharged from the service of the United States."

9. *William Bray*, Corporal Co. A, 157th Regt. P. V.

CHARGE.

“*Violation of the 9th Article of War.*”

Specification 1st.—“In this, that Corporal *Wm. Bray*, Co. A, 157th Regiment P. V., said *Bray* having been duly mustered into the Army and service of the United States, and being then a soldier in the service of the United States, upon being ordered by 1st Sergeant *William S. Hoster*, Co. A, 157th Regt. P. V., to attend the usual afternoon drill of non-commissioned Officers, did positively refuse to obey said order, and did continue in disobedience of said order until compelled to attend by 1st Lieut. *Edward S. Smith*, Co. H, 157th Regiment P. V., then an officer of the Guard, said Sergeant *Hoster* and said officer of the Guard being in the execution of their office, and having been duly mustered into the Army and service of the United States. This at Fort Delaware, Del., on or about the 4th of February, 1863.”

Specification 2d.—“In this, that Corporal *William Bray*, of Co. A, 157th Regt. P. V., said *Bray* having been duly mustered into the Army and service of the United States, and being then a soldier in the service of the United States, did shake his fist at and strike 1st Sergeant *William S. Hoster*, Co. A, 157th Regt. P. V., said Sergeant *Hoster* being in the execution of his office, and having been duly mustered into the Army and service of the United States. This at the post of Fort Delaware, Del., on or about the 4th day of February, 1863.”

Specification 3d.—“In this, that Corporal *William Bray*, Co. A, 157th Regiment P. V., said *Bray* having been mustered into the Army and service of the United States, and being then a soldier in the service of the United States, did, upon 1st Lieut. *Wm. R. Peddle*, Co. A, 157th Regt. P. V., attempting to take said *Bray* to the guard house, offer violence to the said Lieutenant *Peddle*, and did jump at and attempt to throttle said Lieutenant *Peddle*, grasping him violently by the throat; the said Lieut. *Peddle* being in the execution of his office, and having been duly mustered into the Army and service of the United States. This at the post of Fort Delaware, Del., on or about the 4th day of February, 1863.”

To which charge and specifications the prisoner pleaded as follows:

To the 1st *Specification*, “Not Guilty.”

To the 2d *Specification*, “Not Guilty.”

'To the 3d *Specification*, "Not Guilty."

'To the CHARGE "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner, Corporal *Wm. Bray*, as follows:

Of the 1st *Specification*, "Guilty."

Of the 2d *Specification*, "Guilty."

Of the 3d *Specification*, "Guilty."

Of the CHARGE, "Guilty."

And do therefore sentence him, Corporal *William Bray*, of Company A, 157th Regiment P. V., "To be reduced to the ranks, and forfeit all pay and allowances due him from the United States Government, except the just dues to the sutler and laundress, and to six months at hard labor under charge of the Guard, with a twenty-four pound ball attached to his leg by a five feet chain, at such fortification as the Commanding Officer of this Department may direct."

10. *Jacob Youngman*, Private of Capt. Stanislaus Mlotkowski's Independent Battery P. V.

CHARGE I.

"*Conduct prejudicial to good order and military discipline*"

Specification.—"In this, that Private *Jacob Youngman*, of Captain Stanislaus Mlotkowski's Independent Battery P. V., a Company duly mustered into service of the United States, whilst a member of the Garrison Guard at the post of Fort Delaware, Del., did at the order of Captain Stanislaus Mlotkowski, Post Officer of the day, "to go and discharge his piece," step outside the sally-port and in a careless and unsoldierly manner fire his piece along a public thoroughfare, wounding Private Benjamin M. Bathurst, Co. A, Consolidated Battalion 156th & 157th Regt. P. V., sentinel on post No. 18, in such a manner as to cause his death, and at the same time severely wound another soldier. All this at Fort Delaware, Del., on or about the 6th day of March, 1863."

CHARGE II.

"*Reckless and culpable disregard of human life whilst on duty*."

Specification.—"In this, that Private *Jacob Youngman*, of Captain Stanislaus Mlotkowski's Independent Battery Penn. Vols., a Company

duly mustered into the service of the United States, whilst a member of the Garrison Guard at the post of Fort Delaware, Del., did in obedience to the order of Capt. Stanislaus Mlotkowski, Post Officer of the day, "to go and discharge his piece," step outside the sally-port, and without making an inspection to see whether there was danger and without giving any warning to passers by, aim and discharge his musket along a public thoroughfare in a reckless and careless manner, thereby wounding Private Benjamin M. Bathurst, Co. A. Consolidated Battalion 156th & 157th Regt. P. V., a sentinel on post No. 18, in such manner as to cause his death in a short time, and at the same time severely wounding another soldier. All this at Fort Delaware, Del., on or about the 6th day of March, 1863."

To which charges and specifications the prisoner pleaded as follows:

To the *Specification* of the 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the *Specification* of the 2d Charge, "Not Guilty."

To the 2d CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner Private *Jacob Youngman*, 1st Independent Battery P. V., as follows:

Of the *Specification* to 1st Charge, "Guilty," except the words "along," (and inserting in its stead "across,") and "severely."

Of the 1st CHARGE, "Guilty."

Of the *Specification* to 2d Charge, "Not Guilty."

Of the 2d CHARGE, "Not Guilty."

And the Court sentence him, Private *Jacob Youngman*, of the 1st Independent Battery P. V., "To three months imprisonment under charge of the Guard, fourteen days of each month on bread and water, the remainder at hard labor, and to forfeit eight dollars of his monthly pay during his imprisonment."

11. *Charles Steck*, 1st Lieut. of 1st Independent Battery P. V.

CHARGE.

"Conduct prejudicial to good order and military discipline."

Specification 1st.—In this, that 1st Lieutenant *Charles Steck*, of 1st Independent Battery P. V., did say to certain enlisted men of said Battery, that Captain Stanislaus Mlotkowski had sold his Battery to

Col. Hermann Segebarth, 3d Artillery P. V., (152d Regiment P. V.) or words to this effect; thereby creating bad feeling and discontent in the Battery. 'This at Fort Delaware, Del., between the 13th and 16th of September, 1862.'

Specification 2d.—"That on or about the 21st day of September, 1862, he, 1st Lieutenant *Charles Steck*, of 1st Independent Battery P. V., did try to induce certain enlisted men to desert from their Company and from Fort Delaware, and said that he would meet them in Philadelphia, Pa., and that it would be all right, or words to that effect."

Specification 3rd.—"In this, that said 1st Lieutenant *Charles Steck*, of 1st Independent Battery P. V., during the month of July, 1862, after being relieved from duty as Assistant Quartermaster and Commissary of Subsistence, did try to induce the butcher, William Holz, to charge the United States Government thirty (30) dollars more than his actual account with said Government, and to hand the amount so charged over to him the said 1st Lieutenant *Charles Steck*, of Independent Battery P. V., as a perquisite."

To which charge and specifications the accused pleaded as follows:

To the 1st *Specification*, "Not Guilty."

To the 2d *Specification*, "Not Guilty."

To the 3d *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused 1st Lieutenant *Charles Steck*, of the 1st Independent Battery P. V., as follows:

Of the 1st *Specification*. The Court find the facts as set forth except the words, "thereby creating bad feeling and discontent in the Battery," but attach no criminality thereto.

Of the 2d *Specification*, "Not Guilty."

Of the 3d *Specification*, "Guilty."

Of the CHARGE, "Guilty."

And the Court therefore sentence him 1st Lieutenant *Charles Steck*, of the 1st Independent Battery P. V., "To be confined for the period of three months within the limits of the post or camp where he may be stationed, to lose three months pay, and be reprimanded in General Orders."

II.—The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, and by him examined and considered, are approved and confirmed; and the sentences will be carried into execution except in the following cases: Privates *William L. Pugh*, and *James Barry*, of Battery A, Pa. Vol., M. & F. Artillery, and Privates *John Archer*, and *Michael Palmer*, of Battery B, Pa. Vol., M. & F. Artillery, found guilty of desertion, are pardoned, and they will be respectively restored to duty. This act of clemency towards these prisoners is in consideration of the fact that the crime in each case was committed many months since, and they had been arrested and were in confinement at the time of the President's proclamation issued under authority of Congress, offering pardon to returning deserters, took effect. However penitent therefore or well disposed to avail themselves of the benefits of that favor extended to them by the Legislative and Executive Departments of the Government, it was not in their power to do so. These parties have also already been subjected to several months of imprisonment. The General Commanding desires to have it hereafter distinctly understood, that in cases of soldiers convicted of desertion subsequent to the 1st of April 1863, or where the crime having been previously committed, the guilty parties have not returned, when they could, to take advantage of the provisions of that proclamation, he will feel it his duty to sustain the action of Courts-Martial, by carrying out the severest penalties which they may impose.

In the case of Private *James McPartlin*, Co. G, 157th Regt. Pa. Vol. Infantry, the General Commanding concurs with the Court, who have recommended a remission of the sentence, in view of the prisoner's general good character, his penitence and what he has already suffered: that sentence is accordingly remitted and he will be restored to duty.

The General Commanding remarks that in a number of the other cases above disposed of, and especially in the cases of Lieutenant *Steck*, and privates *Williams*, *Harrington* and *Youngman*, the sentences appear to be too lenient and not proportioned to the character of the offences. Nor can he forbear commenting on the prevailing practice of Courts-Martial in almost all cases making a pecuniary fine in the shape of forfeiture of pay, a principal feature of the punishment they prescribe, and this generally without considering the conditions and relations of those who are sentenced. Such punishment may be in many cases very appropriate for officers or men who have nobody dependent on them; but ordinarily some corporeal or disgraceful punishment is more effective for its influence on the soldier. And then the suffering does not fall on the often helpless or destitute family, instead of on the criminal himself. And certainly there is no good reason why the "sutler" should be tenderly considered, and not the poor wife and children.

III:—The General Court-Martial of which Major H. S. BURTON, 3rd U. S. Artillery, is President, is dissolved.

BY COMMAND OF MAJOR GEN'L SCHENCK:

WM. H. CHESEBROUGH,
Lt. Col. and Asst. Adj. Gen'l.

OFFICIAL:

Aide-de-Camp.

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 5TH ARMY CORPS,

Baltimore, Md., June 1st, 1863.

GENERAL ORDERS }
No. 35. }

At a General Court-Martial convened at Philadelphia, Pa., pursuant to Special Orders No. 77, from these Headquarters, of which Lt. Col. H. A. FRISK, 11th Pa. Vols., was President, were arraigned and tried:

1. *James Johnson*, Co. C, Provost Guard.

CHARGE I.

"Violation of the 21st Article of War."

Specification.—"In this, that the said Private *James Johnson*, Co. C, Provost Guard, when on duty as a guard at the Rail Road Depot, Broad and Prime Sts., was sent to the Provost Barracks in charge of a prisoner. After delivering his prisoner, he did get intoxicated and did not return to his post. After committing various outrages in and about the City, he was apprehended and confined by order of Captain Howell. All this on or about the 4th of February, 1863, at Philadelphia, Pa."

CHARGE II.

"Absent without leave."

Specification 1st.—"In this, that the said Private *James Johnson*, Co. C, Provost Guard, when released from confinement in the Provost Barracks, did absent himself without leave for thirty hours; on his return he was placed in confinement at the Swanson Street Barracks. All this on or about the 9th and 10th days of February, 1863."

Specification 2nd.—"In this, that the said Private *James Johnson*, Co. C, Provost Guard, having been previously released from confinement that he might eat his breakfast, did break guard, and was caught by Sergeant White several squares from the barracks. All this on or about the 12th day of February, 1863, at Philadelphia, Pa."

CHARGE III.

“Conduct prejudicial to good order and military discipline.”

Specification.—“In this, that the said Private *James Johnson*, Co. C, Provost Guard, was on the 4th day of February much intoxicated, and attempt to incite the men to mutiny. Did threaten the lives of some of the men, and when ordered by Lieut. Brooker to behave himself, he replied in an insulting and threatening manner, calling him “a son of a bitch,” or words to that effect. This at Philadelphia, Pa., February 4th, 1863.”

To which charges and specifications the prisoner pleaded as follows:

To the *Specification* of the 1st Charge, “Not Guilty.”

To the 1st CHARGE, “Not Guilty.”

To the 1st *Specification* to 2d Charge, “Not Guilty.”

To the 2d *Specification* to 2d Charge, “Not Guilty.”

To the 2d CHARGE, “Not Guilty.”

To the *Specification* of 3d Charge, “Not Guilty.”

To the 3d CHARGE, “Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner *James Johnson*, as follows:

Of the 1st *Specification* to 1st Charge, “Not Guilty.”

Of the 1st CHARGE, “Not Guilty.”

Of the 1st *Specification* to 2d Charge, “Guilty.”

Of the 2d *Specification* to 2d Charge, “Not Guilty.”

Of 2d CHARGE, “Guilty.”

Of the *Specification* to 3d Charge, “Guilty,” with the exception of the following words, viz: “did attempt to incite the men to mutiny,” “did threaten the lives of some of the men.”

Of 3d CHARGE, “Guilty.”

And the Court do sentence Private *James Johnson*, Co. C, Provost Guard, as follows: “To forfeit 5 (five) dollars of his monthly pay for three months, and serve ten extra hours of guard duty.”

2. *Benjamin Saunders*, private Co. E, 37th New York Regiment.

CHARGE.

“Mutiny.”

Specification.—“In this, that the said *Benjamin Saunders*, Co. E, 37th New York Regiment, did on March 1st, 1863, use disrespectful and insulting language and assault and strike his superior officer, Ser-

geant Percy Farrel, while said Sergeant Percy Farrel, of Co. K, 18th New York Regiment, was in the execution of his duty as non-commissioned officer of the guard at the United States Hospital at West Philadelphia, Pennsylvania, March 1st, 1863. All this at Philadelphia, Pennsylvania, March 5th, 1863."

To which charge and specification the prisoner pleaded as follows:

To the *Specification* "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the *Specification*, "Guilty," with the exception of the following words, "as non-commissioned officer of the guard."

Of the CHARGE, "Not Guilty," but "Guilty" of "insubordination."

And the Court do therefore sentence the said prisoner *Benjamin Saunders*, private Co. E, 37th N. Y. Vols., as follows, "To be sent to Fort Delaware to do hard labor for the unexpired term of his enlistment."

3. *Daniel McGowan*, private Co. B, Provost Guard, late 154th Regt. P. V.

CHARGE.

"*Disgraceful conduct to the prejudice of good order and military discipline.*"

Specification.—"In this, that Private *Daniel McGowan*, Co. B, Provost Guard, did on the 9th day of March, 1863, draw from the U. S. Government one over-coat of the value of seven dollars and twenty-five cents, and did sell the same on the same day to one Patrick Oats for the sum of one dollar. This at Philadelphia, Pa., on or about the 9th day of March, 1863."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

The Court do confirm the plea of the prisoner, and find him, Private *Daniel McGowan*, Co. B, Provost Guard, as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

And they do sentence the prisoner, *Daniel McGowan*, private Co. B, Provost Guard, "To forfeit four dollars of his monthly pay for two months."

4. *Solomon Shuppe*, private Co. K, 1st Regiment Mich. Vols.

CHARGE.

“*Selling United States Clothing.*”

Specification.—“In this, that the said *Solomon Shuppe*, private Co. K, 1st Regiment Mich. Vols., did in January 1863, sell a United States over-coat in the City of Philadelphia, Pa., which he had drawn at this Hospital, on the 8th of that month. All this at West Philadelphia, Pa., March 2d, 1863.”

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, “Guilty.”

To the CHARGE, “Guilty.”

The Court having maturely considered the evidence adduced, do confirm the plea of the prisoner, and find him, Private *Solomon Shuppe*, as follows:

Of the *Specification*, “Guilty.”

Of the CHARGE, “Guilty.”

And they do sentence him, Private *Solomon Shuppe*, Co. K, 1st Regt. Mich. Vols., “To forfeit four dollars of his monthly pay for four months.”

5. *Charles White*, Sergeant Co. C, Provost Guard.

CHARGE.

“*Desertion.*”

Specification.—“In this, that Sergeant *Charles White*, Co. C, Provost Guard, while a prisoner did desert from Provost Barracks, at 5th Street near Bittenwood, Philadelphia, on the 15th day of March 1863, and did not return until arrested and brought back in the morning of the 17th inst. All this at Philadelphia, Pa., 1863.”

To which charge and specification the said prisoner pleaded as follows:

To the *Specification*, “Guilty.”

To the CHARGE, “Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the *Specification*, “Guilty.”

Of the CHARGE, “Not Guilty,” but guilty of “absence without leave.” And do sentence him Sergeant *Charles White*, Co. C, Provost Guard, “To

be sent to Fort Delaware, there to perform hard labor for the period of three months."

6. *James McAleer*, private Co. B, Provost Guard.

CHARGE.

"*Drunkenness on duty.*"

Specification.—"In this, that the said *James McAleer*, private Co. B, Provost Guard, did on the 14th day of March, 1863, while on guard escorting stragglers, &c., from Philadelphia, Pa., to Washington, D. C., become so beastly intoxicated as to be entirely unfit to perform said duty, and was unable to assist the officer in command, in quelling a disturbance in the cars, thereby putting the life of said officer in jeopardy. This at Baltimore, Md."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Guilty."

To the CHARGE "Guilty."

FINDING.

The Court confirm the plea of the prisoner, and find him as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

And they do sentence him, Private *James McAleer*, Co. B, Provost Guard, as follows: "He shall perform his regular tours of duty, and on every day on which he is not on duty, he shall walk in front of the Provost Guard Quarters from 10 A. M. till 12 M., and from 4 P. M. to 6 P. M., with a loaded knapsack weighing forty pounds, until the number of days so marched shall in the aggregate amount to twenty. With the placard on the outside of the knapsack with the words "*I got drunk on duty*," inscribed upon it in large letters."

7. *William S. Kilpatrick*, private Co. B, 3d Pa. Vols.

CHARGE.

"*Absent without leave.*"

Specification.—"In this, that the said *William S. Kilpatrick*, Co. B, 23d Pa. Vols., was absent from the U. S. A. Hospital at West Philadelphia, from March 2d, 1863, till March 10, 1863, without leave. All this at West Philadelphia, Pa., March 12, 1863."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Guilty."

To the CHARGE, "Guilty."

FINDING.

The Court do confirm the plea of the prisoner, and find him, *William S. Kilpatrick*, as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

And the Court do sentence him, *William S. Kilpatrick*, private Co. B, 23d Pa. Vols., "To forfeit five dollars of his monthly pay for one month, and to be deprived of all leaves of absence or passes for two months."

8. *William Stout*, private Co. B, Provost Guard.

CHARGE.

"*Sleeping on Post.*"

Specification.—"In this, that the said Private *William Stout* did on the morning of the 11th of March, 1863, at half past 5, fall asleep on post, and was discovered by the officer of the day at the Provost Barracks."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty," in confirmation of the prisoner's plea, "But in consideration of the youth of the accused, the unusual amount of guard duty he had been performing, and the already long punishment he has undergone, attach no criminality thereto."

9. *Charles White*, Co. B, Provost Guard.

CHARGE.

"*Sleeping on Post*"

Specification.—"In this, that the said Private *Charles White*, did on the morning of the 11th of March, 1863, at half past 5 o'clock, fall asleep on post, and was so discovered by the officer of the day at the Provost Barracks."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Guilty."

To the *CHARGE*, "Guilty."

FINDING.

The Court confirm the plea of the prisoner, and find him as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

But the Court think in consideration of the extreme amount of guard duty he had been required to perform he was physically unable to do it, and the Court do therefore attach no criminality thereto.

10. *John Maltz*, private Co. B, Provost Guard.

CHARGE.

"*Sleeping on Post.*"

Specification.—"In this, that the said Private *John Maltz*, did on the morning of the 11th of March, 1863, at half-past five o'clock, fall asleep on post, and was so discovered by the officer of the day at Provost Barracks."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty."

And they do acquit the said prisoner *John Maltz*.

11. *William Sullivan*, private Co. B, Provost Guard.

CHARGE.

"*Desertion of Post.*"

Specification.—"In this, that Private *William Sullivan*, Co. B, Provost Guard, did, while on guard on the night of the 24th of March, 1863, at Broad and Prime sts. Depot desert his post, and did not return until 8.15, A. M. on the morning of the 25th March, 1863, seven hours after his guard had been relieved from duty. All this at Philadelphia, Pa., on the 24th day of March, 1863."

To which charge and specification the prisoner pleaded as follows:

To the *Specification* "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner as follows:

Of the *Specification* "Guilty."

Of the *CHARGE* "Guilty."

And the Court do (in consideration of the excessive guard duty which the prisoner had been subjected to,) sentence him "To forfeit five dollars of his monthly pay for one month."

12. *Joseph W. Harrison*, private Co. C, Provost Guard.

CHARGE.

"Absent without leave."

Specification.—"In this, that the said Private *Joseph W. Harrison*, Co. C, Provost Guard, while absent on a pass of a few hours on the 11th day of February, 1863, did overstay his pass and did absent himself from his Company for the period of fifty-two hours, when he was arrested by Sergeant White, three miles from his quarters. He being at the time of his arrest disguised in citizen's clothes. He had previously declared his intention to desert."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner Private *Joseph W. Harrison*, Co. C, Provost Guard, as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty."

And the Court do acquit the prisoner *Joseph W. Harrison*.

13. *August Jennings*, Co. B, Provost Guard.

CHARGE.

“*Wilful disobedience of orders.*”

Specification 1st.—“In this, that the said Private *August Jennings*, Co. B, Provost Guard, did on the 25th day of March, 1863, when detailed for guard duty, and ordered to report for said duty at guard mounting at the Provost Barracks, by Sergeant Fouladoux, acting Orderly Sergeant Co. B, did wilfully refuse to obey said Sergeant Fouladoux, by saying “I will not go on guard.”

Specification 2nd.—“In this, that the said Private *August Jennings*, of Co. B, Provost Guard, did on the 25th day of March, 1863, wilfully disobey the orders of his Commanding Officer, in refusing to go on guard duty, when regularly detailed. This at the Provost Barracks, Philadelphia, Pa., on the 25th day of March, 1863.”

To which charge and specifications the prisoner pleaded as follows:

To the 1st *Specification*, “Guilty.”

To the 2d *Specification*, “Guilty.”

To the CHARGE, “Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, do confirm the prisoner's plea, and find him as follows:

Of the 1st *Specification*, “Guilty.”

Of the 2d *Specification*, “Guilty.”

Of the CHARGE, “Guilty.”

And the Court do sentence the prisoner Private *August Jennings*, Co. B, Provost Guard, “To be sent to Fort Delaware, and placed at hard labor for one month, and forfeit one-half of his monthly pay for two months.”

14. *Joseph Woodward*, private Co. K, 2d Maine Vols.

CHARGE I.

“*Insubordination.*”

Specification 1st.—“In this, that the said Private *Joseph Woodward*, Co. K, 2d Me. Vols., did positively refuse to submit to the medical treatment of his Surgeon J. H. Jamar, when such treatment was ordered. This at the U. S. A. Genl. Hospital, Chestnut Hill, on or about the 27th inst.”

Specification 2d.—"In this, that the said Private *Joseph Woodward*, Co. K, 2d Me. Vols., did set at defiance the authority of his immediate Commander, by proclaiming aloud to his patients in his ward, that "He'd be damned if he submitted to Dr. Jamar's treatment without he was forced to," or words to that effect. This at the U. S. A. Gen'l Hospital, Chestnut Hill, on or about the 27 inst."

CHARGE II.

"*Conduct prejudicial to good order and military discipline.*"

Specification 1st.—"In this, that the said Private *Joseph Woodward*, Co. K, 2d Me. Vols., on being ordered to bed by his Commanding Officer, Asst. Surgeon C. R. Greenleaf, U. S. Army, Executive Officer, did positively refuse to obey such orders. This at the U. S. Hospital, Chestnut Hill, on or about the 29th day of March, 1863."

Specification 2nd.—"In this, that the said Private *Joseph Woodward*, Co. K, 2d Me. Vols., did use the following language to Asst. Surgeon C. R. Greenleaf, U. S. Army, while being placed in bed by the guard, "the man that told me I should go to my Regiment is a liar," or words to that effect: these remarks referring to Jos. Hopkinson, Surgeon U. S. Vols. in charge."

To which charges and specifications the prisoner pleaded as follows:

To 1st *Specification* to 1st Charge, "Guilty."

To 2nd *Specification* to 1st Charge, "Not Guilty."

To 1st CHARGE, "Not Guilty."

To 1st *Specification* to 2nd Charge, "Guilty."

To 2nd *Specification* to 2nd Charge "Not Guilty."

To 2nd CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner as follows:

Of 1st *Specification* to 1st Charge, "Guilty."

Of 2d *Specification* to 1st Charge, "Guilty."

Of 1st CHARGE, "Guilty."

Of 1st *Specification* to 2d Charge, "Guilty."

Of 2d *Specification* to 2d Charge "Guilty."

Of 2d CHARGE, "Guilty."

And do sentence him, Private *Joseph Woodward*, Co. K, 2d Maine Vols., as follows: "To forfeit ten dollars of his monthly pay for one month, and be confined for seven days on bread and water, and after an interval of seven days be confined again for seven days on bread and water."

15. *Isaac Thayer*, Hospital Steward, U. S. A.

CHARGE I.

“Neglect of Duty.”

Specification.—“In this, that *Isaac Thayer*, Hospital Steward, U. S. A., when ordered by his Commanding Officer to put his uniform on did fail to obey such order. This at U. S. General Hospital, Chestnut Hill, on or about Dec. 26th, January 8th, January 26th.”

CHARGE II.

“Conduct prejudicial to good order and military discipline.”

Specification 1st.—“In this, that *Isaac Thayer*, Hospital Steward, U. S. A., did on the morning of January 30th, 1863, at or about 4 o'clock in the morning, use the following language to Dr. J. H. Jamar, acting as officer of the day, “what in the devil are you doing here.”

Specification 2d.—“In this, that *Isaac Thayer*, Hospital Steward, U. S. A., did on several occasions engage and discharge female cooks, without authority from the Surgeon commanding the Hospital, thus assuming authority which he never possessed.”

Specification 3d.—“In this, that *Isaac Thayer*, Hospital Steward, U. S. A., did by continued acts of disobedience set at defiance the authority of the Surgeon in Charge, and thereby set an example of insubordination and disrespect to the other employees and enlisted men in the Hospital.”

To which charges and specifications the prisoner pleaded as follows:

To the *Specification* to 1st Charge, “Not Guilty.”

To 1st CHARGE, “Not Guilty.”

To the 1st *Specification* to 2nd Charge, “Not Guilty.”

To 2nd *Specification* to 2nd Charge, “Not Guilty.”

To 3rd *Specification* he declined to plead “because it is vague and general. It has neither a fact charged or a date given, it is no specification according to military law. I therefore demand that it be stricken out.” The specification was stricken out.

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner as follows:

Of the 1st *Specification* to the 1st Charge, “Guilty.”

Of the 1st CHARGE, “Guilty.”

Of the 1st *Specification* to 2nd Charge, "Not Guilty."

Of the 2d *Specification* to 2nd Charge, "Not Guilty."

Of the 2d CHARGE, "Not Guilty."

And the Court do sentence the accused *Isaac Thayer*, Hospital Steward U. S. A., "To forfeit eight dollars of his monthly pay for three months."

16. *John T. Doyle*, Captain Co. A, Provost Guard.

CHARGE I.

"Lying."

Specification 1st.—"In this, that on or about the twenty-fifth day of January, A. D. eighteen hundred and sixty-three, the said Captain *John T. Doyle* being then in command of his Company at Camp near Schuylkill Arsenal, Philadelphia, said Camp was visited by Lieut. Col. George H. Crossman, of the United States Army, then in command of the Schuylkill Arsenal, and the said Captain *John T. Doyle*, having been then and there asked by Lieut. Col. George H. Crossman aforesaid, as to the strength of the command of said Captain *John T. Doyle*, did with wilful falsehood reply "sixty, Colonel, sixty," or words to that effect, he the said Captain *John T. Doyle* knowing the said command did not exceed forty-five at the time and place specified."

Specification 2d.—"In this, that at the time and place set forth above, the said Captain *John T. Doyle*, when asked by his superior officer Lieut. Col. George H. Crossman aforesaid, where the said sixty men were, did reply "out on patrol hunting up stragglers," or words to that effect, he the said Capt. *John T. Doyle* knowing said reply to be false."

CHARGE II.

"Making a false muster."

Specification.—"In this, that on or about the twenty-fourth day of January A. D. eighteen hundred and sixty-three, and for several days following, at Philadelphia, the said Captain *John T. Doyle* did make a mustering report to Head-Quarters, of sixty men and upwards for duty in the Company under his command, when Captain *John T. Doyle* knew said mustering report to be false by an excess of about twenty or twenty-five men, who were falsely borne on said mustering report."

CHARGE III.

“Drunk on duty.”

Specification 1st.—“In this, that on or about the fifteenth day of January, A. D. eighteen hundred and sixty-three, the said Captain *John T. Doyle* was drunk while on duty at Camp Bache, Philadelphia.”

Specification 2d.—“In this, that on or about the twenty-second day of January, A. D. eighteen hundred and sixty-three, the said Captain *John T. Doyle* was drunk on duty at Camp Bache, Philadelphia.”

Specification 3d.—“In this, that on or about the twenty-fourth day of January, A. D. eighteen hundred and sixty-three, the said Captain *John T. Doyle* was drunk whilst on duty at the United States Arsenal, on the Schuylkill River, Philadelphia.”

CHARGE IV.

“Conduct prejudicial to good order and military discipline.”

Specification 1st.—“In this, that the said Captain *John T. Doyle* did at divers times, to wit: from the tenth of January, A. D. eighteen hundred and sixty-three, to the twentieth day of January, A. D. eighteen hundred and sixty-three, in a public bar-room mingle and drink with a crowd of private soldiers.”

Specification 2d.—“In this, that the said Captain *John T. Doyle* did on or about the third day of February, A. D. eighteen hundred and sixty-three, drink with the enlisted men of his Company, inviting them into his tent for that purpose, and further frequently offered liquor to the guard, and to the private soldiers of his company. All this in Camp, at Schuylkill Arsenal, on or about the third day of February, A. D. eighteen hundred and sixty-three.”

Specification 3d.—“In this, that the said Captain *John T. Doyle* did on or about the twenty-fourth day of January, A. D. eighteen hundred and sixty-three, in camp at the Schuylkill Arsenal, offer intoxicating liquor to the private soldiers of his guard whilst on duty.”

CHARGE V.

“Embezzling and misapplying property of the United States.”

Specification.—“In this, that on or about the twenty-first day of January, A. D. eighteen hundred and sixty-three, the said Captain *John T. Doyle* did at Philadelphia, draw from Captain F. N. Buck, A. C. S., U. S. Volunteers, rations for seventy men for ten days, when that number could not be mustered at roll calls nor could there be mustered more than forty-five men, as belonging to the

Company of said Captain *John T. Doyle*, and which extra rations being the property of the United States, were sold and disposed of, and the proceeds applied to his own private use."

To which charges and specifications the accused pleaded as follows:

To the 1st *Specification* to the 1st Charge, "Not Guilty."

To the 2d *Specification* to 1st Charge, "Not Guilty."

To the 1st *Charge*, "Not Guilty."

To the *Specification* to 2d Charge, "Not Guilty."

To the 2d *Charge*, "Not Guilty."

To the 1st *Specification* to 3d Charge, "Not Guilty."

To the 2d *Specification* to 3d Charge, "Not Guilty."

To the 3d *Specification* to 3d Charge, "Not Guilty."

To the 3d *Charge*, "Not Guilty."

To the 1st *Specification* to 4th Charge, "Not Guilty."

To the 2d *Specification* to 4th Charge, "Not Guilty."

To the 3d *Specification* to 4th Charge, "Not Guilty."

To the 4th *Charge*, "Not Guilty."

To the *Specification* to 5th Charge, "Not Guilty."

To the 5th *Charge*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, Captain *John T. Doyle*, Co. A, Provost Guard, as follows:

Of the 1st *Specification* to 1st Charge, "Guilty."

Of the 2d *Specification* to 1st Charge, "Guilty."

Of the 1st *Charge*, "Guilty."

Of the *Specification* to 2d Charge, "Guilty."

Of the 2d *Charge*, "Guilty."

Of the 1st *Specification* to 3d Charge, "Guilty."

Of the 2d *Specification* to 3d Charge, "Not Guilty."

Of the 3d *Specification* to 3d Charge, "Guilty."

Of the 3d *Charge*, "Guilty."

Of the 1st *Specification* to 4th Charge, "Guilty."

Of the 2d *Specification* to 4th Charge, "Not Guilty."

Of the 3d *Specification* to 4th Charge, "Guilty."

Of the 4th *Charge*, "Guilty."

Of the *Specification* to 5th Charge, "Guilty."

Of the 5th *Charge*, "Guilty."

And the Court sentence Capt. *John T. Doyle*, Co. A, Provost Guard, as follows: "To forfeit all pay and allowances now due him, and which may become due him, and be dishonorably dismissed the service of the United States."

16. *Alexander Campbell*, 1st Lieutenant Co. B, Provost Guard.

CHARGE I.

“*Absence without leave.*”

Specification 1st.—“In this, that the said 1st Lieutenant *Alexander Campbell*, Co. B, Provost Guard, when detailed as Officer of the Patrol on the 13th day of March, 1863, did absent himself from the Provost Barracks without leave, from 1 o’clock, P. M., until 9.25 P. M. of the same day. This at Philadelphia, Pa.”

Specification 2d.—“In this, that the said 1st Lieutenant *Alexander Campbell*, Co. B, Provost Guard, when detailed for duty as Officer of the Patrol on the 13th day of March, 1863, did without leave depart from the city and visit Norristown, Montgomery County, Pa., and did remain absent until 9.25 P. M. of the same day: immediately after reporting to the Barracks at that hour he again absented himself without leave, and did remain absent until 6 o’clock P. M. of the 14th day of March, 1863, at Philadelphia, Pa.”

CHARGE II.

“*Neglect of duty.*”

Specification —“In this, that the said 1st Lieutenant *Alexander Campbell*, Co. B, Provost Guard, when detailed for duty as Officer of the Patrol on the 13th day of March, 1863, did fail to report for the performance of said duty, and to the injury of the service did leave the Patrol of that day without a commanding officer. This at Philadelphia, Pa., 1863.”

CHARGE III.

“*Disobedience of orders.*”

Specification.—“In this, that the said 1st Lieutenant *Alexander Campbell*, Co. B, Provost Guard, did while he was confined to his room as a prisoner by order of Capt. J. Orr Pinnie, Provost Marshal, when he the said 1st Lieutenant *Alexander Campbell* was ordered not to leave his room, did leave his room on the 19th day of March, 1863, and proceed to the store of George Grumbach, 1229 Ridge Avenue, Philadelphia, Penn. and was seen also on the public street on Saturday, 22d day of March, 1863. All this at Philadelphia, Penn., 1863.”

To which charges and specifications the accused pleaded as follows:

To the 1st *Specification* to the 1st Charge, “Not Guilty.”

To the 2d *Specification* to 1st Charge, “Not Guilty.”

To 1st CHARGE, “Not Guilty.”

To the *Specification* to 2d Charge, "Not Guilty."

To 2d CHARGE, "Not Guilty."

To the *Specification* to 3d Charge, "Not Guilty."

To the 3d CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the accused 1st Lieut. *Alexander Campbell*, Co. B, Provost Guard, as follows:

Of the 1st *Specification* to 1st Charge, "Guilty."

Of 2d *Specification* to 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the *Specification* to 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

Of the *Specification* to the 3d Charge, "Guilty," with the exception of the following words, "on the 19th day of March, 1863, and proceed to the store of George Grumbach, 1229 Ridge Avenue, Philadelphia, Pa., and was seen also on the public street, on Saturday, 22d day of March, 1863."

Of the 3d CHARGE, "Guilty."

And the Court do sentence 1st Lieutenant *Alexander Campbell*, Co. B, Provost Guard, as follows, "To be dismissed the service of the United States."

18. *Robert Hall*, 2d Lieutenant Co. A, Provost Guard.

CHARGE I.

"*Wilful disobedience of orders.*"

Specification.—"In this, that the said Second Lieutenant *Robert Hall*, of Company A, Provost Guard, did on the 1st day of March, 1863, wilfully disobey Special Order, No. 5, of the Provost Marshal, and after the said order was repeated to him by Captain O. C. Cunningham, and his attention again directed to it by Lieutenant Joseph A. Kauffman, in the following words, to wit: "I will be God damned if I stay in the barracks to night." This at Philadelphia, Pa."

CHARGE II.

"*Wilful neglect of duty.*"

Specification.—"In this, that the said *Robert Hall*, Second Lieutenant of Company A, Provost Guard, did on the night of March 1st, 1863, wilfully neglect his duty as Commanding Officer of the Patrol, by absenting himself from the Provost Barracks, in direct violation of Special Order, No. 5, of the Provost Marshal. This at Philadelphia, Pa."

To which charges and specifications the accused pleaded as follows:

To the *Specification* of 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the *Specification* of 2d Charge, "Not Guilty."

To the 2d CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused 2d Lieutenant *Robert Hall*, Co. A, Provost Guard, as follows:

Of the *Specification* of 1st Charge, "Guilty," with the exception of the words, "and after the said order was repeated to him by Captain O. C. Cunningham."

Of the 1st CHARGE, "Guilty."

Of the *Specification* to 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

And the Court do therefore sentence Lieut. *Robert Hall*, Co. A, Provost Guard, as follows: "To be dismissed the service of the United States."

19. *Benjamin Hadwin*, private of Co. B, Provost Guard.

CHARGE.

"*Desertion.*"

Specification.—"In this, that Private *Benjamin Hadwin*, Co. B, Provost Guard of Philadelphia, Pa., (late Co. D, 154 Pa. Vols.) did desert the service of the U. S., from Camp Bache, Philadelphia, Pa., on or about the fourth day of December, eighteen hundred and sixty-two, and did remain a deserter until he was arrested by Sergeant Charles Wilson, Co. B, Provost Guard, on the 17th day of April, eighteen hundred and sixty-three. All this at Philadelphia, Pa., on or about the 4th day of December, 1862."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner Private *Benjamin Hadwin*, Co. B, Provost Guard, as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

And the Court sentence the said prisoner Private *Benjamin Hadwin*, Co. B, Provost Guard, as follows: "To be shot to death with musketry at such time and place as the Commanding General may direct." Two-thirds of the Court concurred in passing the above sentence."

20. *Samuel D. Crumb*, private Co. B, 89th N. Y. Vols.

CHARGE I.

"*Forgery of his descriptive list.*"

Specification.—"In this, that the said *Samuel D. Crumb*, private Co. B, 89th N. Y. Vols., did make or cause to be made a descriptive list for himself and did forge or cause to be forged thereto the signature of the Captain of his Company. This at the U. S. A. General Hospital, Fairfax Seminary, Va., on or about December 12th, 1862, and at U. S. A. Genl. Hospital, West Philadelphia, during February and March, 1863."

CHARGE II.

"*Fraudulently drawing pay on a forged descriptive list.*"

Specification —"In this, that the said *Samuel D. Crumb*, private Co. B, 89th N. Y. Vols., having forged or caused to be forged his descriptive list, did fraudulently draw the sum of one hundred and four dollars (\$104) from Major Gibson, paymaster U. S. A., at U. S. A. Genl. Hosp., West Philadelphia, on or about March 21st, 1863, upon the statements made by said descriptive list. This at U. S. A. Genl. Hosp., West Philadelphia, on or about March 21st, 1863."

CHARGE III.

"*Desertion.*"

Specification 1st.—"In this, that the said *Samuel D. Crumb*, private Co. B, 89th N. Y. Vols., being then a private Co. C, (2) 27th N. Y. Vols., and being then at or near the battle field of Bull Run, Va., on or about July 21st, 1861, did then and there desert from his Company. This on or about July 21st, 1861, at or near the battle field of Bull Run, Va."

Specification 2nd.—"In this, that the said *Samuel D. Crumb*, private Co. B, 89th N. Y. Vols., being at or near the battle field of Antietam, Md., on or about September 17th, 1862, did then and there desert from his Company. This at or near the battle field of Antietam, Maryland, Sept. 17th, 1862."

Specification 3d.—"In this, that the said *Samuel D. Crumb*, private Co. B, 89th N. Y. Vols., did declare his intention to desert from the U. S. A. Genl. Hosp., West Philadelphia, that on or about March 21st, 1863, he did pass the sentinels of said hospital, that he did disguise himself in citizen's clothes and by shaving his face, and that he was taken in the cars en-route for New York. This at U. S. A. Genl. Hosp., West Philadelphia, during March, 1863."

CHARGE IV.

"*Conduct prejudicial to good order and military discipline.*"

Specification 1st.—"In this, that the said *Samuel D. Crumb*, private Co. B, 89th N. Y. Vols., when placed on the fatigue gang and otherwise punished for bad conduct by Dr. J. H. Porter, Asst. Executive Officer, did use threats and disrespectful language about said officer, and did write to the said officer a letter, in which he used language disrespectful and mutinous. This at U. S. A. General Hospital, West Philadelphia, on or about March 21, 1863."

Specification 2d.—"In this, that the said *Samuel D. Crumb*, private Co. B, 89th N. Y. Vols., when arrested and placed in confinement at U. S. A. General Hospital, West Philadelphia, on or about March 24th, 1863, did use threatening language towards those who had arrested him, to wit: *Fusten Boileau*, Sergt. Co. E, Pa. Res. and *Joseph McGraw*, Private Co. K, 71st Pa. Vols. saying in words to wit: 'I'll be damned if I don't take satisfaction out of Corporal *Boileau* and the man that arrested me,' or words to that effect. This at U. S. A. General Hospital, West Philadelphia, on or about March 24th, 1863."

To which charges and specifications the prisoner pleaded as follows:

To the *Specification* to the 1st Charge, "Guilty."

To the 1st CHARGE, "Guilty."

To the *Specification* to the 2d Charge, "Guilty."

To the 2d CHARGE, "Guilty."

To the 1st *Specification* to 3d Charge, "Not Guilty."

To the 2d *Specification* to 3d Charge, "Guilty."

To the 3d *Specification* to 3d Charge, "Guilty."

To the 3d CHARGE, "Not Guilty."

To the 1st *Specification* to 4th Charge, "Not Guilty."

To the 2d *Specification* to 4th Charge, "Guilty."

To the 4th CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner, Private *Samuel D. Crumb*, Co. B, 89th N. Y. Vols., as follows:

Of the *Specification* to the 1st Charge, in confirmation of the plea of the prisoner, "Guilty."

Of the 1st CHARGE, in confirmation of the plea of the prisoner, "Guilty."

Of the *Specification* to the 2d Charge, in confirmation of the plea of the prisoner, "Guilty."

Of the 2d CHARGE, in confirmation of the plea of the prisoner, "Guilty."

Of the 1st *Specification* to the 3d Charge, "Guilty."

Of the 2d *Specification* to the 3d Charge, in confirmation of the plea of the prisoner, "Guilty."

Of the 3d *Specification* to the 3d Charge, in confirmation of the plea of prisoner, "Guilty."

Of the 3d CHARGE "Guilty."

Of the 1st *Specification* to the 4th Charge, "Not Guilty."

Of the 2d *Specification* to the 4th Charge, in confirmation of the plea of the prisoner, "Guilty."

Of the 4th CHARGE, "Guilty."

And the Court do sentence the said *Samuel D. Crumb*, private Co. B, Eighty-ninth New York Volunteers, as follows: "That he, the said *Samuel D. Crumb*, private Co. B, Eighty-ninth New York Volunteers, be shot to death with musketry at such time and place as the Commanding General may direct." Two-thirds of the members of the Court concurred in the above sentence.

21. *James Barr*, private Co. H, 69th Penn. Vols.

CHARGE.

"Violation of the 46th Article of War."

Specification.—"In this, that the said *James Barr*, of Co. H, 69th Penn. Vols, was found asleep on post after having been regularly posted as a sentinel. This at the McClellan U. S. Army General Hospital, on or about the seventh day of April, 1863."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner *James Barr*, private Co. H, 69th Penn. Vols., as follows:

Of the *Specification* "Not Guilty."

Of the CHARGE, "Not Guilty."

And the Court acquit the prisoner.

22. *Daniel Ackerson*, Co. H, 69th N. Y. Vols.

CHARGE.

“Theft.”

Specification.—“In that, Private *Daniel Ackerson*, Co. H, 69th New York Vols., did whilst a patient in the Broad and Cherry Streets Hospital of this city, on or about the 26th day of March, 1863, borrow a watch from Private Benjamin Baker, Co. A, 17th Pa. Cavalry, a fellow patient, which watch he sold to a Jeweller in Eighth Street, Philadelphia, afterwards lying to Private Benjamin Baker that two men had stolen said watch from him. All this at the U. S. Army General Hospital, Broad and Cherry Streets, Philadelphia, on or about the 26th day of March, 1863.”

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, “Guilty.”

To the *CHARGE*, “Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner Private *Daniel Ackerson*, 69th New York Volunteers, as follows:

Of the *Specification*, “Guilty.”

Of the *CHARGE*, “Not Guilty,” but “Guilty” of “breach of trust.”

And the Court do sentence said Private *Daniel Ackerson*, as follows: “That the said Private *Daniel Ackerson*, 69th New York Vols. shall forfeit one month’s pay, which shall go to Private Benjamin Baker, of Company A, 17th Penna. Cavalry, and be confined thirty days at hard labor.”

23. *George T. Ellis*, private Co. A, Provost Guard.

CHARGE I.

“Desertion”

Specification.—“In this, that Private *George T. Ellis*, Co. A, Provost Guard, late 154th Pa. Vols., having been duly enlisted into the service of the U. States, did desert the same on or about April 1st, 1863. This in Camp at Schuylkill Arsenel, Phila., Pa.”

CHARGE II.

“Absence without leave.”

Specification.—“In this, that the said Private *George T. Ellis*, Co. A, Provost Guard, late 154th Pa. Vols., was absent from his company

without permission from proper authority on April 1st, 1863, and did so absent himself until arrested by the Patrol of the Provost Guard on or about April 4th, 1863. This in Camp at Schuylkill Arsenel, Phila. Pa."

CHARGE III.

"Violation of the 41st Article of War"

Specification.—"In this, that the said Private *George T. Ellis*, Co. A, Provost Guard, late 154th Pa. Vols., was found on the night of April 4th, 1863, by the Patrol of the Provost Guard, at least two miles from Camp, without written leave from his commanding officer. This at Philadelphia, Pa."

To which charges and specifications the prisoner pleaded as follows:

- To the *Specification* to 1st Charge, "Not Guilty."
- To the 1st CHARGE, "Not Guilty."
- To the *Specification* to 2d Charge, "Guilty."
- To the 2d CHARGE, "Guilty."
- To the *Specification* to 3d Charge, "Guilty."
- To the 3d CHARGE, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner, Private *George T. Ellis*, Co. A, Provost Guard, as follows:

- Of the *Specification* to the 1st Charge, "Not Guilty."
- Of the 1st CHARGE, "Not Guilty."
- Of the *Specification* to the 2d Charge, "Guilty."
- Of the 2d CHARGE, "Guilty."
- Of the *Specification* to the 3d Charge, "Guilty."
- Of the 3d CHARGE, "Guilty."

And the Court do sentence Private *George T. Ellis*, Company A, Provost Guard, as follows: "To lose all pay due him, and undergo hard labor for the space of thirty days."

24. *Andrew Graff*, private Co. A, Provost Guard.

CHARGE I.

"Absence without leave."

Specification.—"In this, that Private *Andrew Graff*, Co. A, Provost Guard, was absent from Camp without permission from proper authority at 11 o'clock, A. M., on April 10th, 1863. This in Camp at Schuylkill Arsenel, Phila., on or about April 10th, 1863."

CHARGE II.

“*Drunkennctss on duty.*”

Specification.—“In this, that the said Private *Andrew Graff*, Co. A, Provost Guard, late 154th Pa. Vols., having been detailed as one of the Guard, on April 10th, 1863, was found drunk about one mile from Camp, between the hours of six and seven o'clock, P. M., April 10th, 1863. This at Philadelphia, Pa.”

To which charges and specifications the prisoner pleaded as follows:

- To the *Specification* of the 1st Charge, “Guilty.”
- To the 1st CHARGE, “Guilty.”
- To the *Specification* of the 2d Charge, “Guilty.”
- To the 2d CHARGE, “Guilty.”

FINDING.

And the Court having maturely considered the case, do find in confirmation of the prisoner's plea, him Private *Andrew Graff*, of Co. A, Provost Guard, as follows:

- Of the *Specification* of 1st Charge, “Guilty.”
- Of the 1st CHARGE, “Guilty.”
- Of the *Specification* to 2d Charge, “Guilty.”
- Of the 2d CHARGE, “Guilty.”

And the Court do sentence Private *Andrew Graff*, Company A, Provost Guard, as follows: “He shall forfeit two month's pay, and be confined under guard at hard labor for thirty days.”

25. *Alfred W. B. Chambers*, Co. B, Provost Guard.

CHARGE.

“*Desertion while on guard duty.*”

Specification.—“In this, that the said *Alfred W. B. Chambers*, Co. B, Provost Guard, while on guard duty escorting convalescents, stragglers, &c., to Washington, D. C., did desert his guard in Baltimore, Md., and return to Philadelphia, Pa., on or about the 3d day of April, 1863, leaving the officer in command of the escort without the necessary aid and protection. All this at Baltimore, Md., 1863.”

To which charge and specification the prisoner pleaded as follows:

- Of the *Specification*, “Not Guilty.”
- Of the CHARGE, “Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner private *Alfred W. B. Chambers*, Co. B, Provost Guard, as follows:

Of the *Specification*, "Guilty," with the exception of those words which imply the crime of "desertion."

Of the *CHARGE*, "Not Guilty," but "Guilty" of "the violation of the 50th Article of War."

And the Court do therefore sentence him, the said *Alfred W. B. Chambers*, Co. B, Provost Guard "To forfeit two months pay, and be imprisoned fourteen days on bread and water."

26. *Euclid Smith*, private Co. B, Provost Guard.

CHARGE.

"Desertion while on guard duty."

Specification.—"In this, that the said *Euclid Smith*, private Co. B. Provost Guard, while on duty escorting convalescents, stragglers, &c., to Washington, D. C., did desert his guard in Baltimore, Md., and return to Philadelphia, Pa., on or about the 3d day of April, 1863, leaving the officer in command of the escort without the necessary aid and protection. All that at Baltimore, Md, 1863."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the *Specification*, "Guilty," with the exception of those words which imply the crime of "desertion."

Of the *CHARGE*, "Not Guilty," but "Guilty" of "the violation of the 50th Article of War."

And do sentence the said Private *Euclid Smith*, Co. B, Provost Guard, "To forfeit two months pay, and be imprisoned fourteen days on bread and water."

27. *Charles Morehead*, Co. C, Provost Guard.

CHARGE.

"Desertion while on guard duty."

Specification.—"In this, that the said *Charles Morehead*, Co. C, Provost Guard, while on guard duty escorting convalescents, stragglers, &c., to Washington, D. C., did desert his guard in Baltimore, Md., and return to Philadelphia, Pa., on or about the 3d day of April, 1863, leaving the officer in command of the escort without the necessary aid and protection. All this at Baltimore, Md., 1863."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the *Specification*, "Guilty," with the exception of those words which imply the crime of "desertion."

Of the *CHARGE*, "Not Guilty," but "Guilty" of "the violation of the fiftieth Article of War."

And the Court do sentence the said prisoner *Charles Morehead*, private Co. C, Provost Guard, "To forfeit two months pay, and be imprisoned on bread and water fourteen days."

28. *George Reynolds*, Co. B, Provost Guard.

CHARGE.

"Desertion while on guard duty."

Specification.—"In this, that the said Private *George Reynolds*, Company B, Provost Guard, while on guard duty escorting convalescents, stragglers, &c., to Washington, D. C., did desert his guard in Baltimore, Md., and return to Philadelphia, Pa., on or about the 3d day of April, 1863, leaving the officer in command of the escort without the necessary aid and protection. All this at Baltimore, Md., 1863."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence in the case, do find the prisoner as follows:

Of the *Specification*, "Guilty," with the exception of those words which imply the crime of "desertion."

Of the *CHARGE*, "Not Guilty," but "Guilty" of "the violation of the 50th Article of War."

And the Court do sentence the said prisoner, Private *George Reynolds*, Co. B, Provost Guard, "To forfeit two months pay, and be imprisoned fourteen days on bread and water."

29. *Andrew Donnelly*, Co. B, Provost Guard.

CHARGE.

"*Conduct prejudicial to good order and military discipline.*"

Specification.—"In this, that the said Private *Andrew Donnelly*, Co. B, Provost Guard, having been duly posted as a sentinel over the prison room of the Provost Barracks, did permit the escape of Privates Harberger and Jeffers, two deserters from the United States service, who were then under his supervision for safe keeping. All this at Provost Barracks, Philadelphia."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner as follows:

Of the *Specification*, "Not Guilty."

Of the *CHARGE*, "Not Guilty."

And the Court do therefore "Acquit the said prisoner *Andrew Donnelly*, Co. B, Provost Guard."

30. *John Burton*, Co. B, Provost Guard.

CHARGE I.

"*Violation of the 45th Article of War.*"

Specification.—"In this, that Private *John Burton*, Co. B, Provost Guard, having been duly posted as a sentinel, at the Provost Barracks, Philadelphia, Pa., at 11 o'clock P. M. on the 21st day of April,

1863, did become so intoxicated as to be totally unfit to perform said duty. This at Provost Barracks, Phila., Pa. on or about the 21st day of April, 1863."

CHARGE II.

"Violation of the 46th Article of War."

Specification.—"In this, that Private *John Burton*, Co. B, Provost Guard, having been duly posted as a sentinel at the Provost Barracks, Philadelphia, Pa., at 11 o'clock, P. M., on the 21st day of April, 1863, did leave his post before he was regularly relieved. This at Provost Barracks, Philadelphia, Pa., on or about the 21st day of April, 1863."

To which charges and specifications the prisoner pleaded as follows:

To the *Specification* to 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the *Specification* to 2d Charge, "Guilty."

To the 2d CHARGE, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the *Specification* to the 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the *Specification* to the 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

And the Court sentence the said prisoner, Private *John Burton*, Co. B, Provost Guard, as follows: "That he be confined on bread and water for the space of fourteen days, after which to be sent to work for the space of six months on such Government fortifications as may be designated by the Commanding General.

31. *John Ferns*, Co. A, 15th Conn. Vols.

CHARGE.

"Desertion"

Specification.—"In this, that the said Private *John Ferns*, Co. A, 15th Conn. Vols., did desert from the "Mower" U. S. Army General Hospital, at Chestnut Hill, Phila., on or about the fourteenth day of March, 1863, and did remain absent until the 6th day of April, 1863, when he was arrested while he was visiting the Hospital in citizen's clothing."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the *Specification*, "Guilty," with the exception of those words which imply the crime of "desertion."

Of the *CHARGE*, "Not Guilty," but "Guilty" of "absence without leave."

And the Court do sentence the said prisoner, Private *John Ferns*, Co. A, 15th Regt. Connecticut Volunteers, as follows: "To forfeit two months pay in addition to that already forfeited during his absence, and be confined at such hard labor as the Surgeon in Charge may think him able to perform, for the period of three months."

32. *Richard Turney*, private Co. G, 69th Pa. Vols.

CHARGE.

"Conduct to the prejudice of good order and military discipline in violation of the ninth Article of War."

Specification 1st.—"In this, that Private *Richard Turney*, Co. G, 69th Pa. Vols., did offer to strike Hospital Stewards *Edward Jacoby* and *Chas. B. King*, U. S. Army, at the same time using disrespectful and contemptuous language towards the said Stewards, saying to Hospital Steward *King* "come out and fight me," "you are a damned cur," and also "you are putting on a damned many airs;" he also challenged Hospital Steward *Jacoby* to fight him, using the following words: "God damn you, I can lick you," both the aforesaid Hospital Stewards being in the performance of their lawful duty at the time. This at U. S. A. Genl. Hospital, Broad and Cherry Streets, Phila., Penn., on or about the 8th day of May, 1863."

Specification 2d.—"In this, that Private *Richard Turney*, Co. G, 69th Pa. Vols., did strike with his fist his superior officer Hospital Steward *C. B. King*, U. S. Army, said *King* being in the lawful performance of his duty. This at U. S. Army General Hospital, Broad and Cherry Streets, Philadelphia, Pa., on or about the 8th day of May, 1863."

Specification 3d.—"In this, that Private *Richard Tarney*, Co. G, 69th Pa. Vols., having been ordered to be confined by the officer of the day did behave towards the Sergeant of the Guard in a boisterous manner and resisted his authority, and could not be placed in confinement, until taken by force by several men of the guard. This at U. S. Army General Hospital, Broad and Cherry Streets, Philadelphia, Penna., on or about the 8th day of May, 1863."

To which charge and specifications the prisoner pleaded as follows:

To the 1st *Specification*, "Not Guilty."

To the 2d *Specification*, "Not Guilty."

To the 3d *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the 1st *Specification* "Guilty," with the exception of the words, "come out and fight me, you are a damned cur."

Of the 2d *Specification*, "Guilty," with the exception of the words, "with his fist."

Of the 3d *Specification*, "Guilty."

Of the CHARGE, "Guilty."

And the Court sentence the said prisoner *Richard Tarney*, private Co. G, 69th Penna. Vols., as follows: "To forfeit four months pay, and serve at hard labor for one year, at such place as the Commanding General may direct."

33. *Edward E. Young*, Co. C, 71st Pa. Vols.

CHARGE I.

"*Forgery.*"

Specification 1st.—"In this, that the said *Edward E. Young*, Co. C, 71st Penna. Vols., did while on duty as Clerk at the Military Headquarters, Philadelphia, forge the name of J. R. Freese, Asst. Adjutant General, to a paper purporting to be a final discharge from the military service of the United States, to Private John Harberger, Co. D, 2d Penna. Reserves, and receive therefor a sum of money from one William H. Kerns. This at Philadelphia, on or about the 31st day of Dec. 1862."

Specification 2d.—"In this, that the said *Edward E. Young*, Co. C, 71st Penna. Vols., did while on duty as Clerk at the Military Head

quarters, Philadelphia, forged the name of J. R. Fretse, Asst. Adjutant General, to a certain paper purporting to be a final discharge from the military service of the United States, to Corporal Beverly Capes, Co. D, 95th Penna. Vols., and receive therefor a sum of money from one William H. Kerns. This at Philadelphia, on or about the 28th day of February, 1863."

CHARGE II.

"Advising, persuading or procuring soldiers to desert from the service of the United States in violation of the 23d Article of War."

Specification—“In this, that the said Edward E. Young, Co. E, 71st Penna. Vols., did in conjunction and conspiracy with one William H. Kerns, advise, persuade or procure Private John Harberger, Co. D, 2d Penna. Reserves, and Corporal Beverly Capes, Co. D, 95th Penna. Vols., to remain away from their respective Regiments, and thereby become deserters from the United States, by assisting to make and aiding in the delivery to each of them a paper purporting to be a final discharge from the military service of the United States. This at Philadelphia on or about the 31st day of December, 1862, and on or about the 28th day of February, 1863.”

To which charges and specifications the prisoner pleaded as follows:

To the 1st *Specification* to 1st Charge, “Guilty.”

To the 2d *Specification* to 1st Charge, “Guilty.”

To the 1st CHARGE, “Guilty.”

To the *Specification* to 2d Charge, “Not Guilty.”

To the 2d CHARGE, “Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the 1st *Specification* to 1st Charge, “Guilty.”

Of the 2d *Specification* to 1st Charge, “Guilty.”

Of the 1st CHARGE, “Guilty.”

Of the *Specification* to 2d Charge, “Not Guilty.”

Of the 2d Charge, “Not Guilty.”

And the Court sentence the prisoner, Private Edward E. Young, Co. C, 71st Pennsylvania Volunteers, as follows: “To be sent to his Regiment, there to serve during the remainder of his term of service, forfeit all pay that may become due him from the date of this sentence, and at the expiration of his term of enlistment to be dishonorably discharged from the service.”

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, except in the case of Hospital Steward *Isaac Thayer*.

III.—The proceedings in the case of Hospital Steward *Isaac Thayer* are disapproved because the Commanding General thinks, if the fact that no uniform was furnished the prisoner by the “proper authorities” was a sufficient reason for the Court to recommend the remission of the penalty in this case, it should have influenced the Court to acquit the prisoner. And again the prisoner was acquitted except upon the first charge and specification. He objected to pleading to this specification and his objection should have been sustained, although not for the reasons which he gave. The year in which the offence is supposed to have been committed is not given, and although time is not of the essence of such an offence, it is essential that all offences should be so dated in the charges as to give jurisdiction to the Court, and appear not to be barred by lapse of time.

Hospital Steward *Isaac Thayer* will therefore be released from arrest and restored to duty.

IV.—Privates *Andrew Donnelly*, *James Burr*, *Joseph W. Harrison*, *John Maltz*, *Charles White*, Co. B, Provost Guard, and *William Stout*, having been acquitted by the Court, will be released from confinement and returned to duty.

V. Captain *John T. Doyle*, Company A, Provost Guard, First Lieut. *Alexander Campbell*, Co. B, Provost Guard, and Second Lieut. *Robert Hall*, Co. A, Provost Guard, having been sentenced to be dismissed the service of the United States and the sentences approved, they cease to be of the military service of the United States from this date.

VI. The prisoners *Benjamin Hadwin*, Private Co. B, Provost Guard, and *Samuel D. Crumb*, Private Co. B, 89th N. Y. Vols., will be transferred by the Commanding Officer at Philadelphia, Pa., to Fort Delaware, Del., where they will be kept in irons and in strict custody in solitary confinement, under the direction of the Commanding Officer at Fort Delaware, Del., and the Commanding Officer at Fort Delaware, will see that the sentences are duly executed at that post between the hours of 12 o'clock noon and 3 o'clock P. M., of Friday the nineteenth of June, 1863.

VII. The sentences of *Richard Tarney*, private Co. G, 69th Pa. Vols., and of *John Burton*, private Co. B, Provost Guard, will be executed as

shall be hereafter directed by Special Order. *Benjamin Saunders*, private Co. E, 37th N. Y. Regt., and *Charles White*, Sergeant Co. C, Provost Guard, will be sent to Fort Delaware, at which place their sentences will be carried into execution, under the direction of the Commanding Officer at that post. The other sentences will be carried into execution by the Commanding Officer at Philadelphia, Pa."

BY COMMAND OF MAJOR GEN'L SCHENCK:

WM. H. CHESEBROUGH,

Lt. Col. and Asst. Adjt. Gen'l.

OFFICIAL:

Aide-de-Camp.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 5TH ARMY CORPS,

Baltimore, Md., June 19th, 1863.

GENERAL ORDER

No. 38.

1.—At a General Court-martial convened at Fayetteville, Va., in pursuance of Special Order No. 18, from Headquarters, 2d Brigade, Dist. Kan'a, Fayetteville, Va., Feb. 16, 1863, were arraigned and tried:

1. *James A. Anderson*, Captain Co. I, 34th Regt. Ohio Vol. Inf.

CHARGE I.

“Uttering disloyal language against the United States.”

Specification 1st.—“In this, that he, the said *James A. Anderson*, Captain Co. I, 34th Regiment Ohio Volunteer Infantry, did in the hearing of *E. W. Clark Jr.*, Adjutant of the 34th Regt. O. V. I., and others, on or about the 20th day of December, 1862, at Fayetteville, Western Va., utter language of which the following is the substance: “I wish the people at home would raise such a row as to break up the Army, so that we would have to return home.”

Specification 2nd.—“In this, that he, *James A. Anderson*, Captain Co. I, 34th Regt. Ohio Vol. Infantry, did on or about the 25th day of December, 1862, at the mess table in Fayetteville, Western Virginia, make use of language to the following effect, “That he was opposed to the expected proclamation of emancipation. That President Lincoln would rather destroy the *Union* than have his abolition schemes thwarted. That if it was issued, he did not care how soon or in what manner the war was ended. He (*Captain Anderson*) said he would rather see the South conquer than have such treasonable doctrine sustained: said that he was in favor of a North-Western Confederacy; said that if he was at home he would do all he could in favor of the Vallandigham and Hendricks doctrine, would favor the termination of this abolition war upon any terms, recognize the Southern Confederacy, have the North-West secede upon the plan proposed by Vallandigham, and if expedient unite the great North-Western Confederacy with

that of the South; and he, the said Captain *James A. Anderson*, said also that he did not care how soon, or if slavery was extended over all the North-West. It was an abolition war, and he did not care how soon abolitionism was whipped."

Specification 3d.—"In this, that he, *James A. Anderson*, Captain Co. I, 34th Regiment Ohio Vol. Infantry, did in the hearing of several enlisted men of the aforesaid company and regiment, on or about the 1st day of January, 1863, and various other times, at Fayetteville, Virginia, utter language of which the following is the substance: "The South will probably gain her independence. I dont care a damn how many men desert;" and other remarks of a similar import, until it has become a matter of common conversation among the men that the said Captain *James A. Anderson* cares nothing about the interests of the United States Government, nor how many men desert the army."

CHARGE II.

"*Encouraging desertion.*"

Specification 1st.—"In this, that he, *James A. Anderson*, Capt. Co. I, 34th Regiment Ohio Vol. Inf., did on or about the 1st day of February, 1863, when asked by some members of his Company whether he had something good to read, gave them the Cincinnati Enquirer, telling them that it contained Vallandigham's late speech—advised them to read it—spoke of it in the highest terms—said that it contained the true sentiments of a loyal and patriotic man—that it was the best argument he had read—and advised them to consider well the opinions expressed, and act accordingly—adding that it was a heavy blow upon the present corrupt and traitorous Administration."

Specification 2nd.—"In this, that he, *James A. Anderson*, Captain Co. I, 34 h Regt. Ohio Vol Inf., did on or about the 15th day of January, 1863, and various other times, at Fayetteville, Western Va., in the presence of several men of his Company, make use of language of the following import: "French leave is as good as any! If you take French leave, and get home among your friends, they will protect you and you will not be hurt."

CHARGE III.

"*Assisting men to desert.*"

Specification.—"In this, that he, the said *James A. Anderson*, Capt. Co. I, 34th Regt Ohio Vol. Inf., did on or about the 2d day of February, 1863, at Fayetteville, Western Virginia, whilst acting as

Provost Marshal, unlawfully give a pass to Private Robert M. Clark, of the aforesaid Captain Anderson's Company, to pass him (in citizens clothes) out of the camp and through the lines of the United States forces; and did knowingly connive at and permit the aforesaid Robert Clark to desert his Company and Regiment, and go to some place unknown, where he still remains. This in violation of orders, and contrary to the rules and articles for the government of the Army of the United States."

To which charges and specifications the accused pleaded as follows:

To the 1st *Specification* to the 1st Charge, "Not Guilty."

To the 2d *Specification* to the 1st Charge, "Not Guilty."

To the 3d *Specification* to the 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the 1st *Specification* to the 2d Charge, "Not Guilty."

To the 2d *Specification* to the 2d Charge, "Not Guilty."

To the 2d CHARGE, "Not Guilty."

To the *Specification* to the 3d Charge, "Not Guilty."

To the 3d CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the said Captain *James A. Anderson*, Co. I, 34th Regiment Ohio Volunteer Infantry, as follows:

Of the 1st *Specification* to the 1st Charge, "Guilty."

Of the 2nd *Specification* to the 1st Charge, "Guilty."

Of the 3d *Specification* to the 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the 1st *Specification* to the 2nd Charge, "Not Guilty."

Of the 2nd *Specification* to the 2nd Charge, "Not Guilty."

Of the 2nd CHARGE, "Not Guilty."

Of the *Specification* to the 3d Charge, "Guilty."

Of the 3d CHARGE, "Guilty."

And the Court do therefore sentence him, the said *James A. Anderson*, Captain Co. I, 34th Regiment Ohio Volunteer Infantry, "To be dismissed from the service of the United States."

2. *I. C. Fair*, 2d Lieutenant 1st Independent Ohio Battery.

CHARGE I.

"Uttering disloyal language against the United States."

Specification.—"In this, that he, the said *I. C. Fair*, 2d Lieut. in 1st Independent Ohio Battery, did in the hearing of John Higgins and

other members of said Battery, on or about the 20th day of January, 1863, at Fayetteville, Western Virginia, utter language of which the following is the import: 'If I had known before I came into the service what I now know, I never would have come into the Army; it is a negro war, and carried on for no other purpose than to free negroes.'"

CHARGE II.

"Using Contemptuous and disrespectful language against the President of the United States."

Specification.—"In this, that he, the said *I. C. Fair*, 2nd Lieut. in the 1st Ohio Independent Battery, did in the hearing of Thomas Plumb and other members of said Battery, on or about the 20th day of January, 1863, at Fayetteville, Western Virginia, utter language of which the following is the import: 'The President's proclamation is unconstitutional; that he (meaning the President) assumes authority that he has no right to assume.'"

To which charges and specifications the accused pleaded as follows:

To the *Specification* to the 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the *Specification* to the 2nd Charge, "Guilty."

To the 2nd CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the said 2nd Lieut. *I. C. Fair*, of the 1st Independent Ohio Battery of Art, as follows:

Of the *Specification* to the 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the *Specification* to the 2nd Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

And they do therefore sentence the said 2nd Lieut. *I. C. Fair*, of the 1st Independent Ohio Battery of Artillery "To be dismissed from the service of the United States."

3. *Stephen C. Kent*, private Co. I, 34th Regt. Ohio Vol. Infantry.

CHARGE I.

"Conspiring to Mutiny."

Specification.—"In this, the said *Stephen C. Kent*, private Co. I, 34th Regiment Ohio Vol. Infantry, at the town of Fayetteville, State

of Virginia, on or about the 13th day of February, A. D., 1863, did connive, plot and conspire with various persons to organize a Company for unlawful and unmilitary purposes, to wit: to desert the service of the United States, to pass the guards of the military forces of the United States without a pass or any authority whatever, to conceal the names, unlawful intentions and doings of himself and confederates from the proper authorities."

CHARGE II.

"Desertion."

Specification -- "In this, the said *Stephen C. Kent*, private Co. I, 34th Regt. Ohio Vol. Infantry, at the town of Fayetteville, State of Virginia, on or about the 14th day of February, A. D. 1863, did after night between the hours of 6 o'clock, P. M., and the morning of the 15th of February, A. D. 1863, desert and leave the Camp of the forces of the United States without any authority whatever, passing the guards of said forces and remain absent from his Company and Regiment aforesaid, until the afternoon of the 15th day of February, A. D. 1863, when he, the said *Kent*, was arrested as a deserter, at or near the head waters of Loupe Creek, Virginia, the same being more than one mile from Camp, and from there, the said *Kent* was returned to Fayetteville, Virginia, under charge of a guard."

To which charges and specifications the prisoner pleaded as follows:

To the *Specification* to the 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the *Specification* to the 2d Charge, "Not Guilty."

To the 2d CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the said *Stephen C. Kent*, Private Co. I, 34th Regt. Ohio Vol. Infantry, as follows:

Of the *Specification* to the 1st Charge, "Not Guilty."

Of the 1st CHARGE, "Not Guilty."

Of the *Specification* to 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

And the Court do therefore sentence him the said Private *Stephen C. Kent*, of Company I, of the 34th Regiment of Ohio Volunteer Infantry, "To be shot to death with musketry at such time and place as the proper authority may direct." Two-thirds of the members of the Court concurring therein.

4. *Eli McPherson*, private Co. I, 34th Regt. Ohio Vol. Infantry.

CHARGE.

"Desertion."

Specification.—"In this, that the said *Eli McPherson*, private Company I, 34th Regt. Ohio Vol. Inftry., at the town of Fayetteville, State of Virginia, on or about the 14th day of February, A. D. 1863, did after dark between the hours of 6 o'clock, P. M., and daylight of the morning of the 15th day of February, A. D. 1863, desert and leave the camp of the military forces of the United States, and continue to absent himself till about the 15th day of February, A. D. 1863, when he was arrested at or near the mouth of Loupe Creek, State of Virginia, the same being more than one mile from Fayetteville, Va., and from thence said *Eli McPherson* was returned to his Regiment aforesaid, under charge of a guard."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the said prisoner, *Eli McPherson*, private Co. I, 34th Regt. Ohio Vol. Inftr., as follows:

Of the *Specification*, "Guilty."

Of the CHARGE, "Guilty."

And the Court do therefore sentence the said prisoner, *Eli McPherson*, private Co. I, 34th Regiment Ohio Volunteer Infantry, two-thirds of the members concurring therein, "To be shot to death with musketry at such time and place as competent authority may direct."

5. *John Davidson*, private Co. I, 34th Regt. Ohio Vol. Inftr.

CHARGE I.

"Conspiring to mutiny."

Specification.—"In this, the said *John Davidson*, private Company I, 34th Regiment O. V. I., at the town of Fayetteville, State of Virginia, on or about the 13th day of February, A. D. 1863, did connive, plot and conspire with persons unknown, to organize themselves into a company for unlawful and unmilitary purposes, to wit: 'To desert the service of the United States; to pass the guards of the military of the United States without a pass or any authority

whatever; to purchase arms to resist the authorities; conceal the names, intentions and doings of himself and associates from the proper authorities.'”

CHARGE II.

“Desertion.”

Specification.—“In this, that the said *John Davidson*, private Company I, 34th Regiment O. V. I., at the town of Fayetteville, State of Virginia, on or about the 14th day of February, A. D. 1863, did after dark between the hours of 6 o'clock, P. M. and daylight of the morning of the 15th day of February, A. D. 1863, desert and leave the camp of the military forces of the United States, and continue to absent himself till about the 15th day of February, A. D. 1863, when he was arrested at or near Coal River, in the State of Virginia; the same being more than one mile from Fayetteville, Va., and from thence the said *John Davidson* was returned to his Regiment under guard.”

To which charge and specification the prisoner pleaded as follows:

To the *Specification* to the 1st Charge, “Not Guilty.”

To the 1st CHARGE, “Not Guilty.”

To the *Specification* to the 2nd Charge, “Not Guilty.”

To the 2d CHARGE, “Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the said prisoner, *John Davidson*, private Co. I, 34th Regt. Ohio Vol. Inf., as follows:

Of the *Specification* to the 1st Charge, “Not Guilty.”

Of the 1st CHARGE, “Not Guilty.”

Of the *Specification* to the 2d Charge, “Guilty.”

Of the 2d CHARGE, “Guilty.”

And the Court do therefore sentence him, the said *John Davidson*, private of Co. I, 34th Regiment of Ohio Vol. Infantry, two-thirds of the members of the Court concurring therein, “To be shot to death with musketry at such time and place as competent authority may direct.”

6. *Harrison Hays*, private of Co. I, 34th Regt. Ohio Vol. Infantry.

CHARGE.

"Desertion."

Specification.—"In this, the said *Harrison Hays*, private of Company I, 34th Regt. O. V. I., at the town of Fayetteville, State of Virginia, on or about the 14th day of February, A. D. 1863, did after dark, between the hours of 6 o'clock, P. M. and daylight of the morning of the 15th day of February, A. D. 1863, desert and leave the camp of the military forces of the United States, and continue to absent himself till about the 15th day of February, A. D. 1863, when he was arrested at or near Coal River, in the State of Virginia; the same being more than one mile from Fayetteville, Va., and from thence the said *Harrison Hays* was returned to his Regiment under guard."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner, *Harrison Hays*, private Co. I, 34th Regt. Ohio Vol. Infantry, as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

And the Court do therefore sentence him, the said *Harrison Hays*, private of Company I, 34th Regiment Ohio Vol. Infantry, two-thirds of the members concurring therein, "To be shot to death with musketry at such time and place as competent authority may direct."

7. *George W. Mowry*, Corporal of Co. I, 34th Regt. Ohio Vol. Infantry.

CHARGE.

"Desertion."

Specification.—"In this, that the said *George W. Mowry*, Co. I, 34th Regt. O. V. I., at the town of Fayetteville, State of Virginia, on or about the 14th day of February, A. D. 1863, did after dark, between the hours of 6 o'clock, P. M. and daylight of the morning of the 15th day of February, A. D. 1863, desert and leave the camp of the military forces of the United States, and continue to absent himself till about the 15th day of February, A. D. 1863,

when he was arrested at or near Coal River, in the State of Virginia; the same being more than one mile from Fayetteville, Va., and from thence the said *George W. Mowry* was returned to his Regiment under guard."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner, *George W. Mowry*, Corporal Co. I, 34th Regiment Ohio Vol. Infantry, as follows:

Of the *Specification*, "Guilty."

Of the *CHARGE*, "Guilty."

And the Court do therefore sentence him, the said *George W. Mowry*, Corporal of Co. I, 34th Regiment Ohio Vol. Infantry, two-thirds of the members of the Court concurring therein, "To be shot to death with musketry, at such time and place as competent authority may direct."

8. *Richard Davidson*, Corporal Co. I, 34th Regt. Ohio Vol. Inftry.

CHARGE.

"*Desertion.*"

Specification.—"In this, the said *Richard Davidson*, Corporal Company I, 34th Regiment O. V. I., at the town of Fayetteville, State of Virginia, on or about the 14th day of February, A. D. 1863, was detailed as Corporal of the Camp Guard of the 34th Regiment O. V. I., his tour of duty commencing the morning of the 14th day of February, A. D. 1863, and ending on the 15th day of the said month and year. The said *Richard Davidson*, Corporal as aforesaid, being on his tour of duty, did after dark, between the hours of 6 o'clock P. M. and daylight of the morning of the 15th day of February, A. D. 1863, desert his guard and camp of the military forces of the United States, and continued to absent himself till about the 15th day of February, A. D. 1863, when he, the said *Davidson*, was arrested at or near Coal River in the State of Virginia, the same being more than one mile from Fayetteville, Va., and from thence the said *Richard Davidson* was returned to his Regiment under charge of a guard."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner, *Richard Davidson*, Corporal Co. I, 34th Regt. Ohio Vol. Infnty., as follows:

Of the *Specification*, "Guilty," except the words "deserting his guard."

Of the *CHARGE*, "Guilty."

And the Court do therefore sentence him, the said Corporal *Richard Davidson*, of Company I, 34th Regiment of Ohio Volunteer Infantry, two thirds of the members of the Court concurring therein, "To be shot to death with musketry, at such time and place as the competent authority may direct."

9. *Theodore Handle*, Corporal Co. I, 34th Regt. Ohio Vol. Infnty.

CHARGE.

"*Desertion.*"

Specification.—"In this, that the said *Theodore Handle*, Corporal Co. I, 34th Regt. Ohio Vol. Infantry, at the town of Fayetteville, State of Virginia, on or about the 14th day of February, A. D. 1863, did after dark between the hours of 6 o'clock P. M., and daylight of the morning of the 15th day of February, A. D. 1863, desert and leave the camp of the military forces of the United States, and continued to absent himself till about the 15th day of February, A. D. 1863, when he was arrested at or near Coal River, in the State of Virginia, the same being more than one mile from Fayetteville, Va., and from thence the said *Theodore Handle* was returned to his Regiment under guard."

To which charge and specification the prisoner pleaded as follows:

To the *Specification*, "Not Guilty."

To the *CHARGE*, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the said *Theodore Handle*, Corporal Co. I, 34th Regt. Ohio Vol. Infnty., as follows:

Of the *Specification* "Guilty."

Of the *CHARGE*, "Guilty."

And the Court do therefore sentence him the said *Theodore Handle*, Corporal Company I, 34th Regiment of Ohio Volunteer Infantry, two-thirds of the members of the Court concurring therein, "To be shot to death with musketry, at such time and place as competent authority may direct."

10. *Jacob Fasnacht*, private Co. 1, 34th Regt. Ohio Vol. Infantry.

CHARGE I.

"*Conspiring to mutiny.*"

Specification — "In this, that the said *Jacob Fasnacht*, private in Company I, 34th Regt. O. V. I., at the town of Fayetteville, State of Virginia, on or about the 13th day of February, A. D. 1863, did connive, plot and conspire with various other persons to organize themselves into a company for unlawful and unmilitary purposes, to wit: 'To desert the service of the United States; to pass the guards of the military forces of the United States without a pass or any authority whatever; to conceal the intentions and doings of himself and confederates; purchase arms to resist the forces of the Government, the said *Jacob Fasnacht* knowing these unlawful doings, concealed the same from the proper authorities.'"

CHARGE II.

"*Desertion.*"

Specification.—"In this, the said *Jacob Fasnacht*, private in Company I, 34th Regiment O. V. I., at the town of Fayetteville, State of Virginia, on or about the 14th day of February, A. D. 1863, 'did after night between the hour of 6 o'clock, P. M. and daylight of the 15th day of February, A. D. 1863, desert and leave the camp of the military forces of the United States at the town aforesaid, and did not return to the same but remained away till at or near the head of Loupe Creek, Virginia; the same being more than one mile from camp, and from thence the said *Jacob Fasnacht* was returned to Fayetteville, Virginia, under charge of guard."

To which charges and specifications the prisoner pleaded as follows:

To the *Specification* to the 1st Charge, "Not Guilty."

To the 1st Charge, "Not Guilty."

To the *Specification* to the 2d Charge, "Not Guilty."

To the 2d Charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the

said *Jacob Fasnacht*, private Co. I, 34th Regiment Ohio Vol. Infantry, as follows:

Of the *Specification* to the 1st Charge, "Not Guilty."

Of 1st CHARGE, "Not Guilty."

Of the *Specification* to the 2d Charge, "Guilty."

Of the 2d CHARGE, "Guilty."

And the Court do therefore sentence him, the said *Jacob Fasnacht*, private of Company I, 34th Regiment of Ohio Volunteer Infantry, "To be shot to death with musketry, at such time and place as the proper authority may direct." Two-thirds of the members of the Court concurring therein.

II.—The proceedings, findings and sentences in the foregoing cases are disapproved and annulled.

The General Commanding is of opinion that Col. John T. Foland, Comdg. 2d Brigade, 3d Division, was not authorized by the Act of Congress, approved 24th December, 1861, to convene a General Court-martial at the date of the order convening this Court. A Brigade should be detached from the Division and assigned to a distinct Territorial occupation and class of duties, in order to constitute a separate Brigade in the sense of that law and to authorize its commander to exercise the powers therein conferred. The proceedings of the Court are therefore void.

The General Commanding might order another Court to convene for the trial of these parties. He thinks the gravity of the charges and the force of the testimony would justify his doing so. He forbears to take this course however, in the hope that time and the serious condition in which the parties have been placed may have induced reflection and wise resolutions on their part, and that all the purposes of a judicial investigation has been attained as well in regard to others as the parties themselves.

III.—Captain *James B. Anderson*, Co. I, 34th Regt. Ohio Vol. Infantry, and 2nd Lieut. *I. C. Fair*, of the 1st Independent Ohio Battery of Artillery, will be released from arrest, and restored to their commands.

IV.—Corporals *George W. Mowry*, *Richard Davidson*, *Theodore Handle*, and Privates *Stephen C. Kent*, *Eli McPherson*, *John Davidson*, *Harrison Hays* and *Jacob Fasnacht* will be released from confinement and returned to duty.

BY COMMAND OF MAJOR GENERAL SCHENCK:

WM. H. CHESEBROUGH,

Lieut. Col. and Asst. Adj. Gen'l.

OFFICIAL:

Aide-de-Camp.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., June 25th, 1863.

GENERAL ORDER

No. 39.

At a General Court-martial convened at Romney, Va., by General Order No. 12, from Headquarters, Milroy's Division, and by subsequent order of April 1st, 1863, from same Headquarters, convened at Winchester, Va., of which Lt. Col. HENRY B. HUNTER, was President, was arraigned and tried:

1. *Daniel J. Martin*, 2d Lieutenant Co. E, 3d Regt. Va. Vol. Cavalry.

CHARGE I.

"Breach of Arrest."

Specification.—"In this, that *Daniel J. Martin*, 2d Lieutenant in Co. E, 3d Va. Vol. Cavalry, after being placed in arrest by proper authority, did leave his confinement before he was set at liberty by the Commanding Officer or by a superior officer, by going beyond the limits assigned him in the order for his arrest. This at or near Romney, Va., on or about the 17th day of February, 1863."

CHARGE II.

Specification.—"In this, to wit: that on the 23d day of January, 1863, 2d Lieutenant *Daniel J. Martin*, of the 3d Regt. Va. Vol. Cavalry, without any lawful authority and with the intent only to injure, abuse and disgrace, did cause Private Samuel S. Ambrose of said Regiment, to be taken while in the discharge of his duties as a soldier, and publicly tied to a post for the space of two hours, under the false pretence that said Ambrose had been sentenced so to be punished by the proper authority."

To which charges and specifications the accused pleaded as follows:

To *Specification* to 1st Charge, "Not Guilty."

To 1st CHARGE, "Not Guilty."

To *Specification* to 2d Charge, "Not Guilty."

To 2d CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, 2d Lieutenant *Daniel J. Martin*, as follows:

Of the *Specification* to 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the *Specification* to 2d Charge, "Not Guilty."

Of the 2d CHARGE, "Not Guilty."

And the Court do therefore sentence him, the said Lieutenant *Daniel J. Martin*, Co. E, 3d Va. Vol. Cavalry, "To be cashiered."

The proceedings, findings and sentence of Lieutenant *Daniel J. Martin*, for breach of arrest, are disapproved by the General Commanding, and the sentence is prohibited from being carried into execution, and he is ordered to be released from arrest and restored to duty; as it does not appear from the testimony whether his arrest required him to be confined to the Brigade, Regiment or Company Camp, and it does not appear that he went beyond the Brigade Camp.

BY COMMAND OF MAJOR GEN'L SCHENCK:

WM. H. CHESEBROUGH,

Asst. Adjt. Gen'l.

OFFICIAL:

Aide-de-Camp.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., June 27th, 1863.

GENERAL ORDERS

No. 40.

1.—At a General Court-martial convened at Winchester, Va., pursuant to Special Orders, No. 13, on the 26th day of February, 1863, whereof Col. W. M. H. BALL, 122d Ohio Vol. Inftry., was President. The detail of which Court was from time to time modified and altered pursuant to Special Orders, No. 37, No. 6, No. 12, No. 40 and No. 44, until the 24th day of April, 1863, when a Court duly constituted, convened and arraigned and tried:

1. 1st Lieut. *John W. Berks*, 13th Pa. Vol. Cavalry.

CHARGE I.

“Conduct prejudicial to good order and military discipline.”

Specification 1st.—“In this, that he, 1st Lieutenant *John W. Berks*, 13th Regiment Pennsylvania Volunteer Cavalry, in the service of the United States, did when approaching a picket and being properly challenged by a sentinel refuse to halt, saying “he would see them in hell (or damned,) before he would halt or dismount for them, (meaning the picket) as he was Officer of the Day,” or words to that effect. This at or near Winchester, Va., on or about the 26th day of March, 1863, at or about the hour of seven and half o'clock, P. M.”

Specification 2nd.—“In this, that he, 1st Lieut. *John W. Berks*, 13th Regt. Pennsylvania Volunteer Cavalry, in the service of the United States, did communicate the countersign for the day irregularly and illegally to Privates Joshua Schall and Leonard Zent, Co. K, 116th Regt. Ohio Vol. Infantry, they being on picket and not under the orders of Lieutenant *Berks*. This at or near Winchester, Va., on or about the 26th day of March, 1863, at or about the hour of seven and a half o'clock, P. M.”

CHARGE II.

“Conduct unbecoming an officer and a gentleman.”

Specification.—“In this, that he, 1st Lieut. *John W. Berks*, 13th Pennsylvania Volunteer Cavalry, in the service of the United States, did when approaching a picket and being properly challenged by a sentinel, refuse to halt, saying “he would see them in hell (or damned,) before he would halt or dismount for them, (meaning the picket,) as he was Officer of the Day,” or words to that effect. This at or near Winchester, Va., on or about the 26th day of March, 1863, at or near the hour of seven and a half o'clock, P. M.”

To which charges and specifications the accused pleaded as follows, viz:

CHARGE I.

To the 1st *Specification*, “Not Guilty.”

To the 2d *Specification*, “Not Guilty.”

To the CHARGE, “Not Guilty.”

CHARGE II.

To the *Specification*, “Not Guilty.”

To the CHARGE, “Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, did find the accused as follows, viz:

CHARGE I.

Of *Specification* 1st, “Guilty.”

Of *Specification* 2d, “Guilty.”

Of the CHARGE, “Guilty.”

CHARGE II.

Of the *Specification*, “Guilty.”

Of the CHARGE, “Guilty.”

SENTENCE.

And the Court did sentence him, the 1st Lieutenant *John W. Berks*, 13th Regiment Pennsylvania Volunteer Cavalry, “To be dismissed the service of the United States.” Two-thirds of the members of the Court concurring therein.

The proceedings, finding and sentence in the foregoing case are approved and confirmed, and the sentence will be carried into execution accordingly.

BY COMMAND OF MAJOR GENERAL SCHEMCK:

WM. H. CHESEBROUGH,

Lieut. Col. and Asst. Adj. Gen'l.

OFFICIAL:

Aide-de-Camp.

The following is a list of the names of the persons who have been appointed to the various positions in the Department of the Interior, and who have taken the oath of office.

DEPARTMENT OF THE INTERIOR

SECRETARY OF THE INTERIOR

William H. Hunt, U.S.A.

GENERAL MANAGERS

General Manager of the Bureau of Land Management
General Manager of the Bureau of Reclamation
General Manager of the Bureau of Indian Affairs
General Manager of the Bureau of Geographical Names
General Manager of the Bureau of Fish and Wildlife
General Manager of the Bureau of Land Management
General Manager of the Bureau of Reclamation
General Manager of the Bureau of Indian Affairs
General Manager of the Bureau of Geographical Names
General Manager of the Bureau of Fish and Wildlife

ASSISTANT SECRETARIES

Assistant Secretary for Administration
Assistant Secretary for Lands
Assistant Secretary for Reclamation
Assistant Secretary for Indian Affairs
Assistant Secretary for Geographical Names
Assistant Secretary for Fish and Wildlife
Assistant Secretary for Land Management
Assistant Secretary for Reclamation
Assistant Secretary for Indian Affairs
Assistant Secretary for Geographical Names
Assistant Secretary for Fish and Wildlife

Assistant Secretary for Land Management
Assistant Secretary for Reclamation
Assistant Secretary for Indian Affairs
Assistant Secretary for Geographical Names
Assistant Secretary for Fish and Wildlife
Assistant Secretary for Land Management
Assistant Secretary for Reclamation
Assistant Secretary for Indian Affairs
Assistant Secretary for Geographical Names
Assistant Secretary for Fish and Wildlife

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., October 12th, 1863.

GENERAL ORDERS }
 }

No. 49.

I.— Before a Military Commission convened at Wheeling, Virginia, pursuant to Order No. 18, from Head-Quarters of Military Commander, at Wheeling, Virginia, May 30th, 1863, under authority of Special Orders No. 136, from Head-Quarters Middle Department, Sth Army Corps, Baltimore, Maryland, May 19, 1863, of which Captain PERRY G. WEST, Ind. Co. Va. Infantry, was President, was arraigned and tried:

1. *Charles P. Wells*, a citizen of Marshall County, State of Virginia.

CHARGE:

Knowingly, harboring and concealing and supplying with food and clothing, a Rebel Spy, named Charles C. Martin.

Specification.—In this, that he, *Charles P. Wells*, a citizen of Marshall county, State of Virginia, did on or about the fifth day of May, 1863, on Well's Farm, in Marshall County, State of Virginia, harbor and conceal, a Rebel Spy, named *Charles C. Martin*, and did bring him food and clothing, knowing him to be a fugitive from justice, and an enemy of the United States Government.

To which charge and specification the accused pleaded as follows:

To the specification, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *Charles P. Wells*, citizen of Marshall County, State of Virginia, as follows:

Of the Specification, "Not Guilty."

Of the CHARGE, "Not Guilty."

And the Court do therefore recommend that the accused, *Charles P. Wells*, citizen of Marshall County, State of Virginia, be released from custody, but be

required to give bond in the sum of five thousand dollars (5000) for his future loyalty and good behavior.

HEAD-QUARTERS MILITARY COMMANDER,

WHEELING, Va., June 2d, 1863.

Approved and respectfully forwarded to Maj. Gen. R. C. Schenck, commanding Middle Department, 5th Army Corps, Baltimore, Md., being satisfied that Wells should give bond from the knowledge I have received of his character.

(Signed,)

JOSEPH DARR, JR.

Major 1st Va. Cav. Military Commander.

II.—The proceedings, finding and recommendation in the above case were approved and confirmed by the Major General Commanding the Middle Department, (to which department West Virginia then belonged,) on the 20th day of June, 1863, but before the publication of the order in regard to this case, on the 24th of June, 1863, West Virginia was detached from this department and thrown into a separate Department. Various causes have deferred the publication of this order until now.

III.—*Charles P. Wells* will therefore be released from confinement by the General Commanding the Department of West Virginia, upon his giving bond in conformity with the recommendation of the Court.

By order of

MAJ. GEN. SCHENCK,

Commanding Middle Department.

W. H. CHESEBROUGH,

A. A. General.

OFFICIAL.

A. D C

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 5TH ARMY CORPS,

Baltimore, Md., October 12th, 1863.

GENERAL ORDERS }
No. 50. }

I.—Before a Military Commission, convened at Wheeling, Va., pursuant to Order No. 13, from the Head-Quarters of the Military Commander at Wheeling, Va., May 21, 1863, under authority of Special Order No. 136, from Head-Quarters Middle Department, 5th Army Corps, Baltimore, Md., May 19, 1863, of which Capt ROBT. HAMILTON, Ind. Co. Va. Exempts, was President, were arraigned and tried:

1.—*Samuel G. Rogers*, a citizen of Preston County, Virginia.

CHARGE :

Aiding and abetting the enemies of the United States Government.

Specification 1st.—In this, that he, *Samuel G. Rogers*, citizen of Independence, Preston County, State of Virginia, did on or about the 27th day of April, 1863, at the Town of Independence, County of Preston, State of Virginia, aid and assist a body of Rebels number unknown, without being compelled thereto by them in tearing up a portion of the track of the Baltimore and Ohio Rail Road, by pointing out to an officer with said Rebel Soldiers two persons named Jacob Gillback and Balsar Hiltgartner, employed by said Rail Road Company as repairers on the Rail Road, saying to the said Rebel Officer, “ here are the men who know all about the tools,” and remarking afterwards to Balsar Hiltgartner, “ the Rebels are going to tear up the Rail Road and want the tools.”

Specification 2d.—In this, that *Samuel G. Rogers*, citizen of Independence, Preston County, State of Virginia, did on or about the 27th day of April, 1863, at the Town of Independence, County of Preston, State of Virginia, aid and assist a body of Rebels, number unknown, without being compelled thereto by them, by going after and delivering to said Rebel Soldiers, a United States mail sack and contents then in charge of said Rogers.

To which charge and Specifications the accused pleaded as follows:

To the 1st Specification of the Charge, "Not Guilty."

To the 2d Specification of the Charge, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the accused, *Samuel G. Rogers*, citizen of Independence, Preston County, State of Virginia, as follows:

Of the 1st Specification of the Charge, "Guilty," except as to the words "without being compelled thereto by them."

Of the 2d Specification of the Charge, "Guilty," except as to the words "without being compelled thereto by them."

Of the CHARGE, "Not Guilty."

And the Court do therefore acquit the prisoner, and recommend that he be released from custody and be required to give bond in the sum of five hundred (500) dollars for his future loyalty and good behaviour.

HEAD-QUARTERS MILITARY COMMANDER,

WHEELING, VA., *May 30th*, 1863.

Approved and respectfully forwarded to Major General R. C. Schenck, Commanding Middle Department, 8th Army Corps, Baltimore, Md.

(Signed,)

JOSEPH DARR, JR.

Major 1st Va. Cav., Military Commander.

2.—*John Hutchison*, citizen of Ohio County, State of Virginia.

CHARGE 1.

Publicly declaring sympathy with the Rebel enemies of the United States Government.

Specification.—In this, that he, *John Hutchison*, citizen of Ohio County, State of Virginia, did on or about the 13th day of May 1863, in the City of Wheeling, Va., publicly say, that he "wished the Rebels would come in and destroy the Town of Wheeling," that "he wished that all the Yankee Officers and Soldiers were in the middle of Hell"—"that all they were fit for was to steal niggers and break up the government." And that he, said Hutchison, drank a toast to Stonewall Jackson, and "wished that he (Jackson) would come here and form a Southern Government."

CHARGE 2.

Offering insult to the National Flag of the United States

Specification.—In this, that he, *John Hutchison*, citizen of Ohio County, State of Virginia, did on or about the 13th day of May, 1863, in the City of Wheeling, Va., publicly declare that the Flag of the United States was not fit for him to trample on, and tore down the National Flag displayed near him, and said it ought to be taken down and a Secesh Flag put in its stead.

To which Charges and Specifications the accused pleaded as follows:

To the Specification of the 1st Charge, "Not Guilty."

To the 1st CHARGE, "Not Guilty."

To the Specification of the 2d Charge, "Not Guilty."

To the 2d CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *John Hutchison*, citizen of Ohio County, State of Virginia, as follows:

Of the Specification of the 1st Charge, "Guilty."

Of the 1st CHARGE, "Guilty."

Of the Specification of the 2d Charge, "Guilty"

Of the 2d CHARGE, "Guilty."

And the Court do therefore sentence him, *John Hutchison*, citizen of Ohio County, State of Virginia, to thirty (30) days hard labor with ball and chain attached to his leg in Fort McHenry, near the City of Baltimore, Md., and at the expiration of the said term of labor, that he be sent beyond the lines of the United States Forces.

HEAD-QUARTERS MILITARY COMMANDER,

WHEELING, VA., *May 24th*, 1863.

Proceedings, findings and sentence in the case of *John Hutchison*, citizen of Ohio County, State of Virginia, approved and respectfully forwarded to Major General R. C. Schenck, Commanding Middle Department, 8th Army Corps, Baltimore, Md.

(Signed,)

JOSEPH DARR, JR.

Major 1st Va. Cav. Military Commander.

3.—*James M. Todd*, citizen of Ohio County, State of Virginia.

CHARGE:

Giving utterance publicly to disloyal expressions in violation of the oath of allegiance taken by him May 30th, 1862, in the following words:

“ I, *James M. Todd*, solemnly and voluntarily swear that I will support, protect and defend the Constitution and Government of the United States against all enemies, whether domestic or foreign, and that I will bear true faith, allegiance and loyalty to the same, any ordinance, resolution or law of any State Convention or legislature to the contrary notwithstanding ; and further that I do this with a full determination, pledge and purpose, without any mental reservation or evasion whatever ; and further that I will uphold and defend the Government of Virginia as vindicated and restored by the Convention which assembled at Wheeling, on the 11th day of June, 1861, and will neither directly nor indirectly give aid or information to the enemies of the United States, and will not advocate or sustain either in public or private, the cause of the so-called Confederate States.—So help me God.”

Specification.—In this, that he, *James M. Todd*, citizen of Wheeling, Ohio County, State of Virginia, did on or about the 1st day of May, 1863, in the City of Wheeling, State of Virginia, in the vicinity of the Custom House in said city, publicly declare that “he would not take a gun in defence of the country,”—that “those who had raised the disturbance might fight it out, and that if compelled to take a gun he would throw it down as soon as the enemy came round.” This done on or about the 1st day of May, 1863, in the City of Wheeling, at a time when a Rebel force, number unknown, was seriously threatening several points in the North Western part of the State of Virginia, not far from the City of Wheeling.

To which Charge and Specification the accused pleaded as follows :

To the Specification, “ Not Guilty.”

To the CHARGE, “ Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, do find the accused, *James M. Todd*, citizen of Ohio County, State of Virginia, as follows:

Of the Specification to the Charge, “ Guilty.”

Of the CHARGE, “ Guilty.”

But from the evidence adduced, the Court is of the opinion that the language used, was done in jest, and not with any intention of injuring the cause of the

Union, and the decision of the Court is, that in consideration of the fact that the accused has been imprisoned near one month, that he be released from custody and receive a severe reprimand from Major Darr, jr., Military Commander at Wheeling, Va., and in addition to this, that he, *James M. Todd*, give bond in the sum of one thousand dollars for his future loyalty and good behavior.

HEAD-QUARTERS MILITARY COMMANDER,

WHEELING, VA., *May 27th*, 1863.

Approved and respectfully forwarded to Major General R. C. Schenck, Commanding Middle Department, 8th Army Corps, Baltimore, Md.

JOSEPH DARR, JR.

Major 1st Va. Cav. Military Commander.

4—*Edward J. Ball*, late of the Rebel Army.

CHARGE.

Violation of oath of allegiance to the United States, taken and subscribed to by Edward J. Ball, according to the following certificate:

“PROVOST MARSHAL’S OFFICE, 1ST ARMY CORPS, ARMY OF THE POTOMAC,

WARRENTON, *November 7th*, 1862.

Private *Edward J. Ball*, Co. K, 8th Va. Infantry, prisoner of war, hereby voluntarily takes oath that he will support the Constitution and Laws of the United States, and that he will in no way whatsoever, give aid or comfort to the so-called Confederate States. In consideration of this voluntary act, Private *E. S. Ball*, Co. K, 8th Va. Infantry, is released from arrest.

(Signed.)

his
EDWARD ~~X~~ J. BALL,
mark.

WITNESS:

(Signed,) WM. B. WILLIAMS.

Voluntarily sworn to and subscribed before me this 7th day of November, 1862.

(Signed,)

P. C. DOYLE,
Capt. and Provost Marshal, 1st Army Corps.

Specification 1st.—In this, that he, *Edward J. Ball*, late of the Rebel Army, did on or about the 13th day of January, 1863, at the house of Wm. S. Gosborn, in the City of Wheeling, State of Virginia, falsely represent that he was merely a paroled prisoner, and by his conversation and otherwise, did impress upon said Wm. S. Gosborn the conviction that he, *Edward J. Ball*, was a dishonorable man and intended to violate his parole by going over to the Rebels in arms against the United States at the first favorable opportunity.

Specification 2d.—In this, that he, *Edward J. Ball*, late of the Rebel Army, did on or about the 10th day of May, 1863, at the house of Shepard McMacken, near the Town of Benwood, in the State of Virginia, say to one George Groves, that he, *Edward J. Ball*, "was a Rebel and did not care who knew it"—"that he had no money, but wanted to get some from his Rebel friends to go to Point of Rocks, Maryland."

Specification, 3d.—In this, that he, *Edward J. Ball*, late of the Confederate Army, did on or about the 11th day of May, 1863, falsely represent to several persons in the Town of Bellair, State of Ohio, that he was a Government detective, and had been appointed by Col. Fish, Provost Marshal, 8th Army Corps, as such—this lying statement being made for the purpose of imposing upon loyal citizens, and used by the said *Edward J. Ball* to obtain money from loyal citizens under false pretences.

To which Charge and Specifications the accused pleaded as follows:

To the 1st Specification of the Charge, "Not Guilty."

To the 2d Specification of the Charge, "Not Guilty."

To the 3d Specification of the Charge, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *Edward J. Ball*, late of the Confederate Army, as follows:

Of the 1st Specification to the Charge, "Guilty."

Of the 2d Specification to the Charge, "Guilty."

Of the 3d Specification to the Charge, "Guilty."

Of the CHARGE, "Guilty."

And the Court therefore sentence him, the said *Edward J. Ball*, late of the Rebel Army, to hard labor during the present war in Fort McHenry, Md. or such other place as the Major General Commanding Middle Department may direct.

HEAD-QUARTERS MILITARY COMMANDER,

WHEELING, VA., *June 2d, 1863.*

Approved and respectfully forwarded to Major General R. C. Schenck,
Commanding Military Department, 8th Army Corps, Baltimore, Md.

JOSEPH DARR, JR.

Major 1st Va. Cav. Military Commander.

5.—*Joseph Paden*, citizen of Welzell County, State of Virginia.

CHARGE :

Publicly declaring sympathy with the rebel enemies of the United States Government.

Specification.—In this, that he, *Joseph Paden*, citizen of Welzell County, State of Virginia, did on the 28th day of May, 1863, in the Town of New Martinsville, Welzell County, Virginia, near the Court-house in said town, publicly declare that Jeff Davis was fighting for the rights of his people ; “that greenbacks,” alluding to the National currency, “was not worth a damned old rag”—“that McClellan instead of going to Richmond, ought to have gone to Washington and driven out Lincoln and his Cabinet, and then Jeff Davis and McClellan could settle this matter soon in peace”—“that we have no Government here, and have had none since the war commenced”—“that the Union army was a Yankee Abolition army”—“that the Southern Confederacy had better laws than the United States, and if he had to support any he would support the former”—and “said that he was a rebel.” This done at New Martinsville, Welzell County, State of Virginia, on election day, in presence of a number of people.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, “Not Guilty.”

To the charge, “Not Guilty.”

FINDING:

The Court having maturely considered the evidence adduced, find the accused, *Joseph Paden*, citizen of Welzell County, State of Virginia, as follows:

Of the specification of the charge, “Guilty,” except as to the words “the Union army was a Yankee Abolition army.”

Of the charge, “Guilty.”

And the Court do, therefore, sentence him, the said *Joseph Paden*, a citizen of Welzell County, State of Virginia, to be sent beyond the lines of the Unit-

ed States forces, there to remain for the space of eighteen months. At the end of which time he may return to his home upon his taking the oath of allegiance to support the Government of the United States and the new State of West Virginia, and giving bond in the sum of ten thousand dollars for his future loyalty and good behavior

HEAD-QUARTERS MILITARY COMMANDER,

WHEELING, VA., June 5, 1863.

Approved and respectfully forwarded. I recommend, however, in consideration of the age of the prisoner, (59 years) that the above sentence be set aside and that he, *Joseph Paden*, be confined in the Atheneum prison at Wheeling, or some other prison to be designated by the Major General Commanding Middle Department, for the space of ninety days from the 6th of June, 1863, and at the expiration of that time that he be required to give bond in the sum of ten thousand (10,000) dollars for his future loyalty.

(Signed,)

JOSEPH DARR, JR.,
Maj. 1st Va. Cav. Mil. Comdr.

II. The proceedings, findings and sentences in the above cases were approved and confirmed by the Major General Commanding the Middle Department, to which West Virginia then belonged, on the 20th of June, 1863, but before the publication of the orders in regard to them, on the 24th of June, 1863, West Virginia was detached from this Department and thrown into a separate Department. Various causes have deferred the publication of these orders until now.

III. *Samuel G. Rogers* having been acquitted by the Court, will be released from confinement.

IV. The sentence against *Joseph Paden*, is so modified that he be confined in the Atheneum prison at Wheeling, Va., for the term of ninety days, from the 6th day of June, 1863, and that at the expiration of that time, he shall be released on giving a bond in the sum of ten thousand dollars for his future loyalty and good behavior, and that he be kept in said prison until such bond be given or till the termination of the war.

V. The sentences of *John Hutchison*, *James M. Todd* and *Edward J. Ball*, will be carried into effect. Fort McHenry, near Baltimore, Md. to be the place of confinement of *Edward J. Ball*.

By order of

MAJOR GENERAL SCHENCK,
Commanding Middle Department,
WM. H. CHESEBROUGH,

OFFICIAL.

A. A. General.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., October 21st, 1863.

GENERAL ORDERS }
}

No. 52.

I.—Before a General Court Martial convened at Fort Delaware, Del., by Special Orders, No. 24, from Head-Quarters, Middle Department, 8th Army Corps, Baltimore, Md., Sept. 8, 1863, of which Col. S. A. GRAHAM, Purnell Legion was President, were arraigned and tried:

1.—*John B. Perdue*, private Co. D. Purnell Legion, Md. Volunteers.

CHARGE:

Desertion.

Specification.—In this, that he, Private *John B. Perdue*, of Company D. Purnell Legion, Maryland Volunteer Infantry, being duly enlisted in the service of the United States, having received a furlough from the 15th day of April, 1863, to the 25th day of April, 1863, did fail to report to his regiment at Frederick, Md. at the time his furlough had expired, and did remain absent until on or about the 27th day of August, 1863, when he returned voluntarily to his regiment at Fort Delaware, Del.

To which Charge and Specification the prisoner pleaded as follows:

“Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *John B. Perdue*, private Co. D., Purnell Legion, Md. Vol. Infantry, as follows:

Of the Specification, “Guilty.”

Of the Charge, “Not Guilty of Desertion,” but guilty of absence without leave.

And the Court do therefore sentence the said *John B. Perdue*, private Co. D., Purnell Legion, Md. Vol. Infantry, to forfeit all pay and allowances to August 31st, 1863, and be restored to duty.

2.—*James O Connor*, Co. C. Purnell Legion, Md. Vols.

CHARGE:

Desertion.

Specification.—In this, that *James O. Connor*, private Co. C. Purnell Legion, Md. Vols., having been duly enlisted in the service of the United States, and having received pay therein, did desert said service on or about the tenth (10th) day of August, 1863, by absenting himself from his Company on the Balt and Ohio Rail Road, Md., and did not return to the same, but was arrested in New Castle, Delaware, and sent to Fort Delaware on the 28th day of September, 1863.

To which Charge and Specification the prisoner pleaded as follows:

“Not Guilty.”

FINDING,

The Court having maturely considered the evidence adduced, find the prisoner *James O. Connor*, private Co. C, Purnell Legion, Md. Vols., as follows:

Of the Specification, “Guilty.”

Of the Charge, “Guilty.”

And the Court do therefore sentence him, the said *James O. Connor*, private Co. C, Purnell Legion, Md. Vols., to forfeit all pay and allowances that are, or may become due for six months, and to be confined at hard labor for the period of sixty (60) days at Fort Delaware, Del.

3.—*William H. Thomas*, corporal, Co. A, Purnell Legion, Md. Vols.

CHARGE:

Desertion.

Specification.—In this, that he the said corporal *William H. Thomas*, Co. A, Purnell Legion, (Infantry) Maryland Volunteers, having been duly enlisted and mustered into the service of the United States, did desert the same on or about the 14th day of December, 1862, and did remain absent until apprehended in Baltimore City, on the 5th day of July, 1863. This at Camp Parole, near Annapolis, Md., a place for paroled prisoners of war, on or about the 14th day of December, 1862.

To which Charge and Specification the prisoner pleaded as follows:

“Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner *William H. Thomas*, as follows:

Of the Specification, "Guilty."

Of the Charge, "Guilty."

And they do therefore sentence the said prisoner, *Wm. H. Thomas*, corporal Co. A, Purnell Legion, (Infantry) Maryland Volunteers, to be reduced to the ranks, to forfeit all pay and allowances for thirteen months, except sufficient to pay clothing accounts charged against him at time of desertion, and to be confined at hard labor in Fort Delaware for sixty days.

4.—*Elijah Criswell*, private Co. F, Purnell Legion, Md. Vols.

CHARGE:

Desertion.

Specification.—In this, that private *Elijah Criswell*, Company F, Purnell Legion, Maryland Volunteers, having been duly enlisted and mustered into the service of the United States, did desert said service on or about June 24, 1863, and remain absent until on or about July 8, 1863. All this at or near Relay House, Baltimore Co., Md.

To which charge and specification the accused pleaded as follows: "Not Guilty."

FINDING

The Court having maturely considered the evidence adduced, do find the prisoner as follows:

Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court do therefore sentence the said private *Elijah Criswell*, Co. F, Purnell Legion, Md. Vol. Infantry, to forfeit pay for two (2) months, and be confined for thirty (30) days at hard labor at Fort Delaware, Del.

5—*Charles Steck*, 1st Lieutenant Battery A, Pennsylvania Artillery.

CHARGE 1:

Violation of the 5th Article of War.

Specification 1.—That the said 1st Lieut. *Charles Steck*, of Battery A, Penna. Artillery, did express himself, "that the President of the United States and Congress were wrong in passing an enactment or law to emancipate the slaves of the South. That the

slaves were the property of the Southern planters, and as such the President had no right to approve of any act of Congress giving freedom to the negro population, or the enlisting of them as soldiers in the service of the United States" This at Fort Delaware, Del., on or about the 30th day of March, 1863.

Specification 2.—That the said 1st Lieut. *Charles Steck*, of Battery A, Penna. Artillery, did also assert that the States in Rebellion were right in endeavoring to protect their property, and that he would as leave serve in the Southern army as in that of the United States, provided he received his pay, and that the freedom of the press in the United States should not be suppressed, but be allowed to make any remarks in regard to the present rebellion they may choose, and that the press of Russia is more free than that of the United States. This at Fort Delaware, Del on or about the 30th day of March, 1863.

CHARGE 2:

Conduct unbecoming an Officer and a Gentleman

Specification 1 —In this, that the said 1st Lieut *Charles Steck*, of Battery A, Penna. Artillery, did, when called upon by Mr Fireling, a citizen of Camden, N. J , for the payment of a debt which he, the said 1st Lieut *Charles Steck*, had previously acknowledged to be justly due, become very abusive, and endeavored, by misrepresentations to the commanding officer, to have the said Mr. Fireling removed from the Island. The money above named as due Mr. Fireling, was for rent due him and collected by the said 1st Lieut. *Charles Steck*, of Mr. Oberle, now a private in Battery A, Penna. Artillery, and which the said 1st Lieut. *Charles Steck*, retained and never turned over to the proper owner, the said Mr. Fireling. This at Fort Delaware, Del. on or about the 8th of July, 1863

Specification 2.—That the said 1st Lieut. *Charles Steck*, Battery A, Penna. Artillery, received from Capt. Whilhelm, of the 112th Regt. Penna Vols. the sum of twenty dollars due to private Martin Oberle, of Battery A, Penna. Artillery, for labor performed by him in making and repairing shoes for the Battery commanded by the said Capt. Whilhelm, of which amount, he, the said 1st Lt. *Charles Steck*, turned over to the said private Martin Oberle, the sum of fifteen dollars, and retained the balance. This at Fort Delaware, Del., on or about the month of July, 1863.

Specification 3.—That he, the said 1st Lieut. *Charles Steck*, of Battery A, Penna. Artillery, did, under pretence of rendering assistance to the widow of Lieut. Philip Secker, deceased, formerly 2d Lt. of Battery A, Penna. Artillery, employ one of her children, a boy of some twelve years of age, as a servant, and agreed to pay to the said widow, for the services of her son, thus rendered, the sum of three dollars per month; but after a short time, (six weeks,) he discharged the boy and did not pay over to him or his mother the small amount due, although he well knew that the widow Secker was dependent upon her own exertions for the maintenance of herself and eight small children. This at Fort Delaware, Del., on or about the month of December, 1862.

Specification 4.—That the said 1st Lieut. *Charles Steck*, of Battery A, Penna. Artillery, did, at the time of turning over to Mrs. Christiana Secker the personal property belonging to her husband, Lieut. Philip Secker, deceased, retain and appropriate to his own use certain articles of said personal property, to wit: one hand-saw, valued at one dollar and seventy-five cents, and one tent-fly, valued at eight dollars, and make no return of the same. This at Fort Delaware, Del., on or about the month of August, 1862.

Specification 5.—That the said 1st Lieut. *Charles Steck*, of Battery A, Penna. Artillery, did receive of the pay master of the United States Army certain amounts of money in silver, due as pay to men of the same Battery, who, from being on duty at the time, were not present at the pay-table: and when, on turning over the said amounts to the men to whom it was due, did so in treasury notes of a large denomination, compelling them to give him the change in silver. This at Fort Delaware, Del., on or about the month of July, 1862.

Specification 6.—That the said 1st Lt. *Charles Steck*, Battery A, Penn. Artillery, has upon several occasions made the assertion to the non-commissioned officers and privates of the Battery, that so soon as he may be released from his present arrest, and again restored to company duty, he will have his satisfaction of the captain and other officers of the Battery, as also the men. This at Fort Delaware, Del., on or about August 3d, 1863.

To which Charges and Specifications the accused pleaded as follows:

To the 1st Specification of the 1st Charge, he pleaded by way of demurrer, that it did not set forth any language sufficient in law to sustain the charge of violating the 5th Article of War.

And to the 2d Specification he demurred and said that it did not set forth sufficiently the violation of any article of war.

To the 1st Specification of the 2d Charge, he pleaded (as a special plea in bar) that under the 88th article of war, the time for the prosecution of the offense charged therein had elapsed before said charge was made.

The Court overruled these several special pleas, and the accused then pleaded as follows:

To the 1st Specification to the 1st Charge "Not Guilty."

To the 2d Specification to 1st Charge, "Not Guilty."

To the 1st Charge, "Not Guilty."

To the 1st Specification to 2d Charge, "Not Guilty."

To the 2d Specification to 2d Charge, "Not Guilty."

To the 3d Specification to 2d Charge, "Not Guilty."

To the 4th Specification to 2d Charge, "Not Guilty"

To the 5th Specification to 2d Charge "Not Guilty"

To the 6th Specification to 2d Charge, "Not Guilty."

To the 2d Charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused 1st Lieut. *Charles Steck*, Battery A, Penn. Artillery as follows:

Of the 1st Specification of the 1st Charge, "Guilty."

Of the 2d Specification of the 1st Charge, "Guilty."

Of the 1st Charge, "Guilty,"

Of the 1st Specification of the 2d Charge, "Guilty" except the words "the money above named as due to Mr. Fireling was for rent due him and collected by the said 1st Lieut. *Charles Steck* of Mr. Oberle, now a private in Battery A, Penn Artillery, and which the said 1st Lieut. *Charles Steck* retained and never turned over to the proper owner the said Mr. Fireling."

Of the 2d Specification, "Not Guilty."

Of the 3d Specification, "Guilty" except the words "under pretence of rendering assistance to the widow of Lieut. Philip Secker and eight small children."

Of the 4th Specification, "Guilty"

Of the 5th Specification, "Not Guilty."

Of the 6th Specification, "Not Guilty."

Of the 2d Charge, "Guilty."

And the Court do therefore sentence him the said 1st Lieut. *Charles Steck*, Battery A, Penn. Artillery, to be dismissed the service of the United States.

6.—*Charles H. Miller*, sergeant Co. C, Purnell Legion, Md. Volunteers.

CHARGE :

Desertion.

Specification.—In this, that he, sergeant *Charles H. Miller*, of Company C, Purnell Legion, Maryland Volunteer Infantry, being duly enlisted in the service of the United States, did absent himself from his company and regiment on or about the 3d day of September, 1862, while on the march through Georgetown, D. C., and did remain absent until the 5th day of September, 1863, when he returned voluntarily to his regiment at Fort Delaware, Delaware.

To which Charge and Specification the accused pleaded as follows :

"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court do therefore sentence the said sergeant *Charles H. Miller*, Co. C, Purnell Legion, Maryland Volunteer Infantry, to be reduced to the ranks, to forfeit all pay and allowances for sixteen (16) months, and be confined at hard labor at Fort Delaware, Del., for the period of sixty (60) days.

7.—*Thomas W. McMullin*, private Co. E, Purnell Legion, Md. Vols.

CHARGE :

Desertion.

Specification.—In this, that Private *Thomas W. McMullin*, Co. E, Purnell Legion, Md. Vols., having been duly enlisted in the service of the United States, did desert the same on or about the 28th day

of January, 1863, from camp near Frederick City, Md., and did not return until on or about the 15th day of July, 1863, when he voluntarily rejoined his company at or near Relay House, Balt. and Ohio Rail Road, Md.

To which charge and specification the prisoner pleaded as follows:

“Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the Specification, “Guilty.”

Of the Charge, “Guilty.”

And the Court do therefore sentence him, the said *Thomas W. McMullin*, private Co. E, Purnell Legion, Maryland Volunteers, to forfeit all pay and allowances for ten (10) months, and to be confined at hard labor at Fort Delaware, for the period of sixty (60) days.

8.—*William Butler*, private Co. E, Purnell Legion, Md. Vols.

CHARGE:

Desertion.

Specification—In this, that private *William Butler*, of Co. E, Purnell Legion, Md. Vols. having been duly enlisted in the service of the United States, on or about Sept. 5, 1861, did desert said service on or about Jan. 30, 1863, from camp near Frederick city, Md., and did not return until on or about Sept. 12, 1863, when he voluntarily rejoined his company at Fort Delaware, Del.

To which Charge and Specification the prisoner pleaded as follows: “Not Guilty.”

FINDING:

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the Specification, “Guilty.”

Of the Charge, “Guilty.”

And the Court do therefore sentence the said private *William Butler* to forfeit all pay and allowances for ten (10) months, and to be confined at hard labor for thirty (30) days, at Fort Delaware, Del.

9.—*John Fitzgerald*, corporal Co. F, Purnell Legion, Md. Vols.

CHARGE:

Desertion.

Specification.—In this that he, corporal *John Fitzgerald*, of Co. F, Purnell Legion, Md. Vols. being duly enlisted and mustered into the service of the United States, was left sick at Smoketown Hospital, on or about the 18th day of September, 1862, where he, the said corporal *John Fitzgerald*, of Co. F, Purnell Legion Md Vols., did remain until on or about the 10th day of Dec. 1862, when he, the aforesaid corporal *John Fitzgerald* did desert from the above named Hospital, and did remain so absent until on or about the 10th day of April, 1863, when he, the aforesaid corporal *John Fitzgerald*, of Co. F, Purnell Legion, Md. Volunteers, did return voluntarily to his Company and Regiment. All this at or near Frederick, Md.

To which Charge and Specification, the prisoner pleaded as follows: "Not Guilty."

FINDING:

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the Specification, "Not Guilty."

Of the Charge, "Not Guilty."

And the Court do therefore acquit the said corporal *John Fitzgerald*, Co F, Purnell Legion, Md. Vols.

10.—*John Zimmer*, private Battery A, Penna. Artillery.

CHARGE:

Insubordination and incorrigible drunkenness.

Specification 1.—In this, that the said private *John Zimmer*, when reprimanded by 2d Lieut. Frederick L. Reger, of Capt. Mlotkowske's Independent Battery A, Penna. Artillery, for his misconduct, because of using abusive and insolent language as, "Oh, never mind, to-morrow Lt. Steck will be released, and then he will fix you rogues all," (under "all" he meant likewise officers and men,) and farther, that the four officers of the Battery was a set of jackasses, and that he knowed more than the wnole set of them, and when ordered to the guard-house by the

said Lieut. F. L. Reger, replied, "who are you, what do you want with me, Lewis," or words to that effect. This at Fort Delaware, on or about Sept. 3, 1863.

Specification 2.—In this, that the said private *John Zimmer*, of Capt. L. Mlotkowski's Independent Battery A, Penn, Artillery, is a habitual drunkard and has been punished by being placed in the guard-house, and in the cell on bread and water many times the last three (3) months, commencing the 22d day of June, 1863, he has been in arrest for 17 days on bread and water, the charge being drunkenness. This at Fort Delaware, Sept. 13, 1863.

To which charge and specification the prisoner pleaded as follows:

"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the 1st Specification, "Not Guilty."

Of the 2d Specification, "Not Guilty."

Of the Charge, "Not Guilty."

And the Court do therefore acquit the said private *John Zimmer*, Battery A, Penna. Artillery.

11.—*Henry Marseille* corporal of Captain Ahl's Independent Battery Heavy Artillery, Delaware Volunteers.

CHARGE:

Murder.

Specification.—In this, that said corporal *Henry Marseille* of Ahl's Independent Battery Heavy Artillery, Delaware Volunteers, did on or about the evening of the sixteenth day of September, 1863, at Fort Delaware, Del. stab with a knife George Durant of Ahl's Independent Battery Heavy Artillery, Del. Volunteers, from the effects of which stabbing, the said George Durant of Ahl's Independent Battery Heavy Artillery, Del. Vols. died in hospital at Fort Delaware on or about the morning of the nineteenth day of September, 1863.

To which Charge and Specification the prisoner pleaded as follows. "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the prisoner as follows:

Of the Specification, " Guilty."

Of the Charge, " Not Guilty."

And the Court do therefore acquit the said corporal *Henry Marseille* of Captain Ahl's Independent Battery Heavy Artillery, Del. Volunteers.

12.—*George S. Merrill*, Captain Co. G. Purnell Legion, Md. Vols.

CHARGE 1:

Conduct unbecoming an officer and a gentleman.

Specification 1.—In this, that Captain *George S. Merrill*, Co. G, Purnell Legion, M. Volunteers, on or about the tenth day of July, 1863, near Relay House, Balt and Ohio Rail Road, did have sexual intercourse with a female, name unknown, in a public and conspicuous manner, and in the presence of several enlisted men of his Regiment, who were attracted to the place in consequence of the said female.

Specification 2.—In this, that the said Capt. *George S. Merrill*, Co. G, Purnell Legion, Md. Vols, on or about the 4th day of September, 1863, did accost a certain *Annie Brazell*, aged about fourteen years, and with whom he was unacquainted, and did ask her to take a walk with him; and again, on the 6th of September, when she, (*Annie Brazell*,) and *Annie Commonfort*, were walking on the parapet, he, (said *Merrill*,) ran after them, and called them in a rude and insulting manner. All this at Fort Delaware.

Specification 3.—In this, that the said Capt. *George S. Merrill*, Co. G, Purnell Legion, Md. Vols., on or about the third day of September, 1863, did call to *Mary Morrison*, a woman of good repute, and did ask her, "have you a friend here." "Will you accept my company." "Will you come out at night." "I am a captain, it will be all right," or words to that effect, meaning to impute to her a want of chastity, and from his position as captain, to take improper advantage of her. All this at Fort Delaware.

Specification 4.—In this, that he, said *Capt. George S. Merrill*, Co. G, Purnell Legion, Md. Vols., on or about the 4th day of September, 1863, did ask *Annie Brazell* to walk with him, as he had something to tell her, and the said *Merrill* did say, in the presence of *Ann Donlevy*, that he, *Merrill*, would make his own out of her, (*Annie Brazell*.) meaning that he would have sexual intercourse with her. All this at Fort Delaware.

Specification 5.—In this, the said *Capt. George S. Merrill*, of Co. G, Purnell Legion, Md Vols., did, on or about the 8th day of Sept. 1863, attempt to lay violent hands on one *Mrs. Davidson*, (a woman of good repute,) with vulgar intentions, and when she called for help, he, the said *Merrill*, did run away as fast as he could. All this at Fort Delaware.

Specification 6.—In this, that he, the said *Capt. George S. Merrill*, of Co. G, Purnell Legion. Md. Vols., on or about the 5th day of September, 1863, did accost one *Annie Higgins*, in the sutler-shop, did put his arms around her and endeavor to kiss and hug her, and, (after other acts and conversation insulting to female modesty,) when she, the said *Annie*, was about leaving the shop, did say to her, "What time can I see you after dark," or words to that effect, thereby treating her as a common prostitute. All this at Fort Delaware.

Specification 7.—In this, that the said *Capt. George S. Merrill*, of Co. G, Purnell Legion, Md. Vols., on Sunday, the 6th day of September, 1863, did say to *Annie Higgins*, "when can I see *Annie Brazell*. i want her to go a boat-riding. Tell *Annie Brazell* to go to my room, I want to do something to her," or words to that effect, and threatened to beat her. *Annie Higgins*, if she said anything to any of the officers about it. All this at Fort Delaware.

Specification 8.—In this, that the said *Capt. George S. Merrill*, Co. G, Purnell Legion, Md. Vols., on the 10th day of of September, 1863, did meet two young ladies on the steamboat-wharf at Fort Delaware, as they were landing from the boat, with whom he was entirely unacquainted, and after demanding their pass, did offer to escort them where they wanted to go, which, after they accepted, and were taken to his, said *Merrill's* quarters, where he. said *Merrill*, did behave towards one or both of them in a rude and insulting manner.

Specification 9.—In this, that *Capt. George S. Merrill*, Co. G, Purnell Legion, Md. Vols., on the 10th day of September, 1863, did induce certain females, strangers at the place, *Josephine Gotty* and *Agnes J. Deal*, to go to his private quarters, under the pretence of sending for a friend, for whom they had enquired, and while awaiting the arrival of said friend, did offer to said *Josephine* insults most shocking to female modesty, to wit: did throw her upon the bed and pull up her clothes, and was only prevented from further indignities by the alarm she raised, and afterwards, on the same day, did offer her, the said *Josephine*, money, if she would return to his room, and by other improper means, tried to obtain an interview in private. All this at Fort Delaware.

CHARGE 2:

Conduct prejudicial to good order and Military Discipline.

Specification 1.—In this, that *Captain George S. Merrill*, Co. G, Purnell Legion Md. Vols., having been regularly detailed as officer of the day at Fort Delaware on the ninth (9th) day of September, 1863, did say, in the presence of other officers, that he, said *Merrill*, did not intend to make his "rounds" of the guard, and afterwards, when informed by the officer of the guard where to find him when he wished to visit the guard after twelve o'clock, did say, "I'll be damned if I make any rounds," or words to that effect. All this at Fort Delaware.

Specification 2.—In this, that *Captain George S. Merrill*, Md. Vols., having been regularly detailed as officer of the day at Fort Delaware, on the ninth of September, 1863, did fail to visit the guards after twelve o'clock at night, as required by Army Regulations, and as directed by order of Brig. Genl. *Schoepf*, Com'g at Fort Delaware.

Specification 3.—In this, that *Captain George S. Merrill*, Co. G, Purnell Legion Md. Vols. on the eleventh (11th) day of September, 1863, in the presence of a subordinate, did speak disrespectfully of and abuse his superior officer, to wit: did say "I don't want to serve under a damned Dutchman," meaning Brig. General *Schoepf*, Commanding at Fort Delaware. All this at Fort Delaware.

CHARGE 3:

False Muster and obtaining pay for time during which he was not in the service of the United States.

Specification.—In this, that *Captain George S. Merrill*, Co. G. Purnell Legion Md. Vols., having been dismissed from the service by special order from the War Department, of which the following is an extract :

HEAD-QUARTERS, ADJUTANT GENERAL'S OFFICE,

WASHINGTON, D. C., *December 24, 1862.*

Special Order, No. 411.

12.—The following officers by direction of the President are dismissed the service of the United States, with loss of all pay and allowances that are or may become due to them: *Capt. George S. Merrill*, Purnell Legion, Maryland Volunteers.

By order of the Secretary of War.

(Signed,)

L. THOMAS, *Adj't Gen.*

And having remained out of the service, was restored to his command by a subsequent order of which the following is an extract :

WAR DEPARTMENT, ADJUTANT GENERAL'S OFFICE,

WASHINGTON, D. C., *February 5, 1863,*

Special Order, No 59.

30.—*Captain George S. Merrill*, Purnell Legion, Maryland Volunteers dismissed by Special Order, 411, of 1862, from this office, is hereby restored to his command, provided the vacancy has not been filled.

By order of the Secretary of War,

(Signed,)

D. THOMAS, *Adj't Gen.*

did on the 30th day of April, 1863, have himself mustered as last paid on the thirty first day of December, without any remarks to guide a Pay-master on the muster rolls of April, and did receive pay from the thirty-first day of December, 1862, knowing that he was not entitled to any part of the same previous to the fifth day of February. This at Frederick City, Maryland.

To which charges and specifications the accused pleaded as follows: "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st Specification to 1st Charge, "Guilty."

Of the 2d Specification to 1st Charge, "Not Guilty."

Of the 3d Specification to 1st Charge, "Guilty."

Of the 4th Specification to 1st Charge, "Not Guilty."

Of the 5th Specification to 1st Charge "Not Guilty."

Of the 6th Specification to 1st Charge, "Guilty."

Of the 7th Specification to 1st Charge, "Guilty."

Of the 8th Specification to 1st Charge "Guilty."

Of the 9th Specification to 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the 1st Specification to 2d Charge, "Guilty."

Of the 2d Specification to 2d Charge, "Not Guilty."

Of the 3d Specification to 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

Of the Specification to 3d Charge, "Guilty."

Of the 3d Charge, "Not Guilty."

And the Court do therefore sentence him the said *Capt. George S. Merrill*, Co. G, Purnell Legion, Md. Vols. to be dismissed the service of the United States, and to forfeit all pay and allowances now due or that may become due him.

II.—The proceedings, findings and sentences in the above cases are approved and confirmed, and the sentences will be carried into effect except in the case of private *John B. Perdue*.

III.—Captain *George S. Merrill*, Co. G, Purnell Legion, Md. Vols. and First Lieut. *Charles Steck*, Battery A, Penna. Artillery, having been sentenced to be dismissed the service of the United States, cease to be officers of the United States from this day.

IV.—Corporal *John Fitzgerald*, Co. F, Purnell Legion, Md. Vols., corporal *Henry Marseille*, Capt. *Ahl's* Independent Battery Heavy Artillery, Del. Vols. and *John Zimmer*, private Battery A, Penna. Artillery, having been acquitted, will be released from arrest and restored to duty.

V.—In the case of private *John B. Perdue*, Co. D, Purnell Legion, Md. Vols. in the opinion of the Commanding General, his absence is not excused by the extenuating circumstances shown in defence, and but that the punishment may affect his family as well as himself, the Gen. would not interfere. Taking this into consideration however, and that much of

the prisoner's fault was caused by the illness and death of his wife, and so in view of his excellent character as a soldier, the Commanding General remits the forfeiture of his pay and allowances, and directs the prisoner to be released from confinement and restored to duty. While thus exercising clemency towards this man, the Commanding General feels constrained to remark upon the utter inadequacy of the punishments imposed in the cases of desertion by this Court. In fact there has been no difference made in the punishment of this man for an absence without leave, under extenuating circumstances, and in the case of actual desertion, except the trifling labor of sixty, and in one case thirty days. The Commanding General is at a loss to understand this levity, and cannot forbear from criticising it.

VI. The General Court Martial, of which Col. S. A. Graham, Purnell Legion, is President, is dissolved.

By order of

MAJ. GEN. SCHENCK.

W. H. CHESEBROUGH,

OFFICIAL.

A A General.

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., October 28th, 1863.

GENERAL ORDERS }
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No. 54.

1.—Before a Military Commission convened at Fort McHenry, Md. pursuant to General Order, No. 58, from Head-Quarters, 2d Separate Brigade, 8th Army Corps, Defences of Baltimore, Fort McHenry, Md. June 12th, 1863, of which COL. P. A. PORTER, 8th Regt. N. Y. Artillery, was President, was arraigned and tried:

1.—*William F. Gordon*, now or late of the Confederate Army.

CHARGE:

Being a Spy.

Specification.—In this, that *William F. Gordon* in the service of the Rebel Army, and acting under and by virtue of the authority of the War Department of the government of the so-called Confederate States of America, which States are in Rebellion against and at war with the Government of the United States, did on or about the fifteenth day of April, 1863, in Western Virginia, and in Harrison County in said Western Virginia, and in various other counties in said Western Virginia, and on divers other days than the said fifteenth day of April, 1863, secretly enter within the lines of the Army of the United States for the purpose of acquiring intelligence to communicate to the government of the said States in Rebellion against and at war with the United States Government. And he the said *William F.*

Gordon, on or about the fifteenth day of April, 1863, in Harrison County in said Western Virginia, was found having in his possession and wearing a United States Government overcoat, this being an article of clothing belonging to the usual uniform of a soldier of the said United States.

CHARGE 2D :

Violating an Act of the United States Congress for Enrolling and Calling Out the National Forces, and for other purposes. Approved March 3d, 1863.

Specification 1.—In this, that *William F. Gordon*, being in the service of the Rebel Army, on or about the 15th day of April, 1863, it being a time of Rebellion against the Supreme Authority of the United States, and when the United States were engaged in war for the suppression of said Rebellion, was found lurking about the Posts, Quarters and Encampments, or some of them, of the Army of the United States, located in Western Virginia, and especially about the Posts, Quarters and Encampments, or some of them, of the Army of the United States, in the County of Harrison, in said Western Virginia.

Specification 2.—In this, that *William F. Gordon*, being in the service of the so-called Confederate States of America, which States then being in Rebellion against the Supreme Authority of the United States, and at war with the United States, on or about the 1st day of April, 1863, was found lurking and acting as a spy, about the Fortifications, Posts, Quarters and Encampments, or some of them, of the Army of the United States, located in Western Virginia, and especially about the Fortifications, Posts, Quarters and Encampments, or some of them, of the Army of the United States, located in the County of Harrison, in Western Virginia.

CHARGE 3D :

Recruiting men within the lines of the United States Forces for the so-called Confederate Army.

Specification.—In this, that *William F. Gordon*, now, or late, a captain in the so-called Confederate Army, was, on or about the 15th day of April, 1863, arrested within the lines of the United States Forces, in Western Virginia, and in the County of Harrison, in said Western Virginia, engaged in recruiting men for the so-called Confederate Army.

To which Charges and Specifications the accused pleaded as follows :

To the Specification of the 1st Charge, " Not Guilty."

To the 1st Charge, " Not Guilty."

To the 1st Specification of the 2d Charge, " Not Guilty."

To the 2d Specification of the 2d Charge, " Not Guilty."

To the 2d Charge, " Not Guilty."

To the Specification of the 3d Charge, " Not Guilty."

To the 3d Charge, " Not Guilty."

FINDING :

The Commission having maturely considered the evidence adduced, find the accused, *William F. Gordon*, captain in the Rebel Army, as follows :

Of the Specification of the 1st Charge, " Not Guilty."

Of the 1st Charge, " Not Guilty."

Of the 1st Specification of the 2d Charge, " Guilty."

Of the 2d Specification of the 2d Charge, " Guilty."

Of the 2d Charge, " Guilty."

Of the Specification of the 3d Charge, " Guilty."

Of the 3d Charge, " Guilty."

And the Commission do therefore sentence him *William F. Gordon*, Capt. in the Rebel Army " to be shot to death with musketry at such time and place as the General commanding the Middle Department may appoint, two thirds of the members of the Commission concurring therein."

HEAD-QUARTERS, 2D SEPARATE BRIGADE, 8TH ARMY CORPS,
FORT MCHENRY, MD., *September 5th, 1863.*

The proceedings of the Military Commission in the case of Captain *William F. Gordon* of the Rebel Army are approved, and the finding and sentence confirmed—In conformity with the 5th section of the act approved 17th July, 1862, entitled "an act to amend an act calling forth the Militia to execute the laws of the Union, &c., the proceedings in this case are forwarded to the President of the United States, for his approval and orders in the case.

(Signed,)

W. W. MORRIS,
Bvt. Brigadier General, U. S. A., Commanding.

II.—In pursuance of the above Order this record was transmitted to the President of the United States for his approval and orders in the case, under the construction of the law by the Judge Advocate General, the record was returned to the Head-Quarters of the 2d Separate Brigade, with instructions that it should be sent to these Head-Quarters for the review and approval of the Major General Commanding. In pursuance of which instruction, it has been received here.

III.—The proceedings, finding and sentence, in the foregoing case, are approved and confirmed. The prisoner, *William F. Gordon*, now, or late of the so-called Confederate Army, will be kept in irons, and in strict custody, in solitary confinement, under direction of the commanding officer at Fort McHenry, where he is now imprisoned; and the commanding officer at Fort McHenry will see that the sentence is duly executed at that Post, between the hours of 12 o'clock, noon, and 3 o'clock, P. M. of Friday, the thirteenth (13) day of November, 1863.

BY ORDER OF MAJOR GENERAL SCHENCK.

W. H. CHESEBROUGH,
Lt. Col. and A. A. Genl.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., Nov. 4th, 1863.

GENERAL ORDERS }
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No. 57.

1. Before a Military Commission convened at Fort McHenry, Maryland, pursuant to General Order, No. 78, from Head-Quarters of 2d Separate Brigade, 8th Army Corps, Defences of Baltimore, Fort McHenry, Maryland, October 12, 1863, of which COL. P. A. PORTER, 8th Regiment N. Y. Volunteer Artillery, was President, was arraigned and tried:

John Manaydier, now or late of the so-called Confederate Army.

CHARGE 1:

Being a Spy.

Specification.—In this, that he *John Manaydier*, now or late of the so-called Confederate Army, on or about the 6th day of June, 1863, he then being in the army and service of the so-called Confederate States of America, which States then were and still are in rebellion against and at war with the United States, did deliberately, willfully and secretly, in the dress and garb of a citizen, and not in the uniform of a soldier, as a spy, come within the lines of the forces and Army of the United States, for the purpose of acquiring intelligence of said forces and army, to convey to the army and authorities of the so-called Confederate States, the enemies of the Government of the United States, and

was there found within the lines of the forces and army of the United States, aforesaid, to wit: at the County of Hancock, in the State of Maryland, and at St. John's Run, in the State of Virginia, and at various other places within said lines in the States of Maryland and Virginia—and while so within said lines as aforesaid, on said sixth day of June, 1863, and on divers other days, both before and after that day, did secretly and covertly obtain, collect and husband information and knowledge of the army and authorities of the said United States, for the purpose and with the intent to communicate, transmit and convey the same to the army and authorities of the said so-called Confederate States, then being the enemies of, and in open rebellion against the United States Government, its laws and authority.

CHARGE 2 :

Violating an Act of the United States Congress, entitled an Act for Enrolling and Calling Out the National Forces, and for other purposes. Approved March 3d, 1863.

Specification.—In this, that he, John Manaydier, now or late of the so-called Confederate Army, on or about the 6th day of June, 1863, he then being in the Army and service of the so-called Confederate States, then in rebellion against and at war with the United States, was found lurking and acting as a spy in and about the Posts, Quarters and encampments of the Army of the United States, in the States of Maryland and Virginia, and especially in and about the Posts, Quarters and Encampments of the Army of the United States, located at and near St. John's Run in the State of Virginia.

To which Charges and Specifications the prisoner pleaded as follows :

To the Specification of 1st Charge, "Not Guilty."

To the 1st Charge, "Not Guilty."

To the Specification of 2d Charge, "Not Guilty."

To the 2d Charge, "Not Guilty."

FINDING:

The Commission having maturely considered the evidence adduced, find the prisoner as follows:

Of the Specification to the 1st Charge, "Guilty," except the words "at the County of Hancock, in the State of Maryland and;" and of such words, "Not Guilty."

Of the 1st Charge, "Guilty."

Of the Specification of the 2d Charge, "Guilty," substituting the words "Sir John's Run" for "St. John's Run."

Of the 2d Charge, "Guilty."

And the Commission do therefore sentence him, the said *John Manaydier*, "to be hanged by the neck until he be dead, at such time and place as the General commanding the Middle Department, 8th Army Corps, may direct,"—two-thirds of the members of the Commission concurring therein.

HEAD-QUARTERS, 2D SEPARATE BRIGADE, 8TH ARMY }
CORPS, DEFENCES OF BALTIMORE. }

FORT McHENRY, MD., Nov. 2, 1863.

The proceedings, finding and sentence of the Military Commission, in the case of *John Manaydier*, of the Confederate Army, are approved. In conformity with the 5th Section of the Act approved 17th July, 1862, entitled, "An Act to amend an Act calling forth the Militia to execute the laws of the Union," &c., these proceedings are forwarded, (through the Commander of the Middle Department, 8th Army Corps,) to the President of the United States, for his approval and orders in the case.

(Signed,)

W. W. MORRIS,
Bt. Brig. Genl. U. S. A.,
Commanding.

HEAD-QUARTERS,
Middle Department, 8th Army Corps. }

BALTIMORE, Nov. 4, 1863.

The proceedings, finding and sentence of the Military Commission, in the above case of *John Manaydier*, are approved. The prisoner, *John Manaydier*, now, or late of the Confederate Army, will be kept in irons, and in strict custody in solitary confinement, under the direction of the Commanding Officer at Fort McHenry, where he is now imprisoned; and the Commanding Officer at Fort McHenry will see that the sentence is duly executed at that Post, between the hours of 12 o'clock, noon, and 3 o'clock, P. M., of Friday, the twentieth (20th) day of November, 1863. This being subject to the approval of the President of the United States.

BY ORDER OF MAJOR GENERAL SCHENCK.

W. H. CHESEBROUGH,
Asst. A. Genl.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., November 16, 1863.

GENERAL ORDERS }
No. 61. }

The following order of the General Commanding the Second Separate Brigade of this Army Corps, being of public interest, is published for information and notice:

HEAD-QUARTERS, SECOND SEPARATE BRIGADE,

8TH ARMY CORPS, DEFENCES OF BALTIMORE,

Fort McHenry, Md., November 8, 1863.

GENERAL ORDERS }
No. 88. }

I. At a Military Commission convened at Fort McHenry, Md., by virtue of General Orders No. 78 from these head-quarters, and of which Col. P. A. Porter is President, was arraigned and tried

WILLIAM MAGRUDER, a resident of Richmond, Va.

CHARGE:

Violation of the laws of war, as laid down in Paragraph 86 of General Orders No. 100, War Department, April 24th, 1863.

SPECIFICATION—In this that he, William Magruder, on or about the 20th day of May, 1863, he then being a resident of the city of Richmond, Va., which city then was in the occupancy of the Army of the so-called Confederate States, which States then were in rebellion against, and at war with the United States, wrongfully and unlawfully, and without any authority or permission whatever, did come within the military lines of the United States' Army, and into the territory then occupied by the United States Forces, at or near

St. Clement's Bay, in the State of Maryland, for the purpose, and with the intent of holding intercourse with the inhabitants or some of them, in the territory then being in the possession of the Military Forces of the United States.

To which Charges and Specifications the accused pleaded as follows:

To the Specification and Charge—"Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, William Magruder, as follows:

Of the Specification and Charge—"Guilty."

SENTENCE.

And the Commission do therefore sentence him, William Magruder, to be sent within the Confederate Lines, and if thereafter arrested within the Federal Lines during the War, without proper authority for being there, to be confined during the remainder of the War in such Military Prison as the Secretary of War shall determine.

II. The proceedings of the Military Commission in the case of William Magruder, a resident of Richmond, Va., are approved, and the finding and sentence confirmed. The sentence will be carried into execution.

BY COMMAND OF BREVET-BRIGADIER GENERAL W. W. MORRIS, U. S. A.

Signed,

E. W. ANDREWS,

Capt. and A. A. A. G.

BY ORDER OF MAJOR GENERAL SCHENCK:

W. H. CHESEBROUGH,

Lt. Col. and A. A. A. G.

OFFICIAL:

Aid-de Camp.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., Nov. 21st, 1863.

GENERAL ORDERS }
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No. 62.

I. Before a General Court Martial, convened at Baltimore, Md., pursuant to Special Order, No. 249, from these Head-Quarters, Baltimore, Md., Sept. 17th, 1863, of which COL. P. A. PORTER, 8th Regt. N. Y. Volunteer Artillery, was President, and from which by Special Order, No. 274, from these Head-Quarters, October 12, 1863, COL. P. A. PORTER was relieved, and LT. COL. J. M. DEEMS, 1st Regt. Md. Cavalry, became President, and of which, by Special Order No. 288, from these Head-Quarters, Oct. 27, 1863, LT. COL. J. M. DEEMS was relieved, and COL. JAMES WALLACE became President, were arraigned and tried.

1.—*William F. Cardiff*, Captain Co. B, 3d Regt. Md. Vols. P. H. B.

CHARGE:

Drunkenness on Duty.

Specification 1st.—In this, that the said Capt. *Wm. F. Cardiff*, Co. B, 3d Regt. Md. Vols. P. H. B., did become intoxicated, so as to be incompetent to perform the duties of Company Commander, and remain in that condition until seized with "mania-a-potu," which confined him to Regimental Hospital about (5) five days. This at camp near Annapolis, Md., on or about the 25th of April, 1863.

Specification 2d.—In this, that the said Captain *William F. Cardiff*, Co. B, 3d Regt. Md. Vols. P. H. B., did become so much intoxicated as to cry like a child while at the head of his Company, the Regiment being in march. This at Baltimore, Md., on or about the 29th of June, 1863.

Specification 3d.—In this, that the said *William F. Cardiff*, Captain Co. B, 3d Regt. Md. Vols. P. H. B., did become intoxicated so as to be unfit to perform the duties of an officer, and to be obnoxious to all with whom he came in contact, on account of the bad smell attending his condition. This at Elysville, Md., on or about the 6th, 8th and 10th of July, 1863.

Specification 4th.—In this, that the said *William F. Cardiff*, Captain Co. B, 3d Regt. Md. Vols. P. H. B., being in command of a Battalion, consisting of Companies C, D, F, and part of Co. B, 3d Regt. Md. Vols. P. H. B., did become intoxicated so as to forget the responsibilities of his position, and stagger along the street and enter a drinking house with enlisted men of his command to engage with them in games of chance. This at Baltimore, Md., on or about the 20th of August, 1863.

Specification 5th.—In this, that the said *William F. Cardiff*, Captain Co. B, 3d Regt. Md. Vols. P. H. B., did become intoxicated at Baltimore City, on or about the 20th of August, 1863, and did continue so until August 31st, 1863. This at Baltimore, Md., Relay House, Hanover Switch, W. B. R. R. camp near Monocacy Bridge, and on the train from Relay House to Monocacy Bridge.

Specification 6th.—In this, that the said *William F. Cardiff*, Captain Co. B, 3d Regt. Md. Vols. P. H. B., having been reprimanded by his commanding officer for his inebriety, he publicly said "I've got my flankers out, I can flank the Colonel," or used language of similar import. This near Annapolis, Md., on or about the 10th of May, 1863

Specification 7th.—In this, that *William F. Cardiff*, Captain Co. B, 3d Regt. Md. Vols. P. H. B., did employ private John Lowry, of his company, to procure intoxicating liquors for him, dividing the same, and thereby causing said private John Lowry, to be incapable of performing guard duty for two consecutive days when regularly detailed. This at Elysville, Md., on or about the 10th of July, 1863

Specification 8th.—In this, that the said *William F. Cardiff*, Captain. Co. B, 3d Regt. Md. Vols. P. H. B., being in command of a Battalion, consisting of companies C, D, F, and part of Co. B, 3d Regt. Md. Vols. P. H. B., did leave the Battalion, and in a drinking house, engage in a game of cards with enlisted men of his command. This at Baltimore, Md., on or about the 20th of August, 1863

To which specifications and charge the accused pleaded as follows:

To the specifications, "Not guilty."

To the charge, "Not guilty."

FINDING :

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification, "Not guilty."

Of the 2d specification, "Guilty," except the words "so much, &c., to cry like a child."

Of the 3d specification "Not guilty."

Of the 4th specification, "Guilty," except as to the words "and stagger along the street."

Of the 5th specification, "Guilty," except as to the words "and did continue so until August 31st, 1863."

Of the 6th specification, "Not guilty."

Of the 7th specification, "Not guilty."

Of the 8th specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, Captain *Wm. F. Cardiff* Co. B, 3d Regt. Md. Vols. P. H. B., to be cashiered.

2. *Henry Hall*, private 3d Regiment Md. Cavalry.

CHARGE :

Assault upon a soldier with intent to kill.

Specification.—In this, that he *Henry Hall*, private in 3d Regiment Maryland Cavalry, did, without provocation, make an as-

sault upon a squad of soldiers of "A" Co. 4th Regt. U. S. Colored Troops, who were in Baltimore, Md. in command of Henry T. Green, Sergt. in said company, under instructions from Capt. J. W. Parrington, of said company; the said Hall cursing and swearing and throwing stones at the said squad of soldiers, one of which, a large paving stone, struck one of the squad, Isaac Freeman, Corporal Co. A. 4th U. S. Colored Troops, upon the forehead and nose, inflicting a severe and dangerous wound—the said Hall at the time he threw the stone being but a few feet distant from the said Freeman. All this in Baltimore, Md. on or about the 14th day of Sept. A. D. 1863.

To which Charge and Specification the prisoner pleaded as follows:

To the specification "Not guilty."

To the charge "Not guilty."

FINING:

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the Specification "Guilty."

Of the Charge "Not guilty, but guilty of an aggravated assault and battery."

And the Court do, therefore, sentence him. *Henry Hall*, private of Co. B. 3d Regt. Md. Cavalry, to six months hard labor with ball and chain.

3d. *E. C. Allen*, 1st Lieut. 12th Regt. U. S. Infantry.

CHARGE 1:

Conduct to the prejudice of good order and Military Discipline.

Specification 1st.—In this, that 1st Lieut. *E. C. Allen*, 12th U. S. Infantry, then an inmate of the Protestant Union Infirmary, Baltimore, for the purpose of receiving medical treatment, was found by Surgeon *Z. E. Bliss*, U. S. Vols. then in

charge of invalid officers, at his visit on or about the 1st July, 1863, under the influence of liquor.

Specification 2d.—In this, that 1st Lieut. *E. C. Allen*, 12th U. S. Infantry, then an inmate of the Protestant Union Infirmary, Baltimore, for medical treatment, and while on the register of sick officers in the city of Baltimore, was at various times so much under the influence of liquor as to excite remark and render his conduct scandalous to the service. This between the dates of the 1st and 8th of July, 1863.

Specification 3d.—In this, that 1st Lieut. *E. C. Allen*, 12th U. S. Infantry, called officially at the office of the Medical Director of the Middle Department, while under the influence of liquor, and although informed his absence from the city could not be permitted, importunately and improperly demanded such an indulgence in an unofficerlike and ungentlemanly manner, on or about the 1st July, 1863.

CHARGE 2:

Absence without leave.

Specification.—In this, that 1st Lieut. *E. C. Allen*, 12th U. S. Infantry, while under medical treatment by proper authority, did leave the City of Baltimore, on or about the 8th July, 1863, without the knowledge or consent of his attending Surgeon, or the Medical Director, and without proper authority, and did not return until he reported under arrest, about the 11th August, 1863.

CHARGE 3D:

Disobedience of Orders.

Specification.—In this, that 1st Lieut. *E. C. Allen*, 12th U. S. Infantry, then under medical treatment in the city of Baltimore, by proper authority having been distinctly and repeatedly informed by his attending Surgeon and the Medical Director that he could not leave the city of Baltimore, did leave it without the knowledge or consent of either of them, and against their known directions and without proper authority of any kind. This on or about the 8th or 9th days of July, 1863.

To which Charges and Specifications the accused pleaded as follows:

To 1st specification to 1st charge "Not guilty."

To 2d specification to 1st charge "Not guilty."

To 3d specification to 1st charge "Not guilty."

To 1st charge "Not guilty."

To specification to 2d charge "Not guilty."

To 2d charge "Not guilty."

To specification to 3d charge "Not guilty."

To 3d charge "Not guilty."

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification to 1st charge "Guilty."

Of the 2d specification to 1st charge "Not guilty."

Of the 3d specification to 1st charge "Guilty," except the word "ungentlemanly."

Of the 1st charge "Not guilty."

Of the specification to 2d charge "Guilty."

Of the 2d charge "Guilty."

Of the specification to 3d charge "Guilty."

Of the 3d charge, "Guilty."

And the Court do therefore sentence him, 1st Lieut. *E. C. Allen*, 12th U. S. Infantry, to be suspended from rank, pay and emoluments for one (1) year.

4th. *Edmund Townsend*, 1st Lieut. and Quarter-Master 3d Regiment of Delaware Vol. Infantry.

CHARGE:

Conduct unbecoming an officer and a gentleman.

Specification.—In this, that 1st Lieut. *Edmund Townsend*, Quarter-Master 3d Regiment Delaware Infantry, did receive from 2d Lieut. Benjamin Butler, Co. D. same Regiment, a letter written by one Arthur Magennis, late a Major of the Regiment, and addressed to Col. S. H. Jenkins, the Com-

mander of said Regiment—which letter never reached its destination ; that he failed to restore said letter to its proper owner, and that having been urged by said Lieut. Butler to make improper use of the letter to the detriment and injury of his commanding officer, Col. S. H. Jenkins, he accepted it upon those terms ; and afterwards having been advised by Regt'l Commissary Sergeant, James H. Collings, to give up the letter aforesaid to the person to whom it was addressed, did say ; “ I will do no such thing, but will send it to Col. Redden—an implied enemy to Col. Jenkins—for him to make use of its contents,” or words to that effect. All this at camp near the Relay House Junction of the Baltimore and Ohio Rail Roads, on or about the 12th day of July, 1863.

To which Charge and Specification, the accused pleaded as follows :

To the specification, “ Not guilty.”

To the charge, “ Not guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, “ Not guilty.”

Of the charge, “ Not guilty.”

And they do therefore acquit the said 1st Lieut. *Edmund Townsend*, Quarter-Master 8d Regt. Delaware Infantry.

5. *Jacques Strauss*, Acting Sergeant-Major 3d Maryland Cavalry.

CHARGE :

Conduct prejudicial to good order and Military Discipline.

Specification 1st.—In this, that he, the said Acting Sergeant-Major *Strauss*, 3d Md. Cavalry, did receive from one Rudolph Bly, a citizen ; a silver watch, and a sum of money as an inducement to use his influence or pretended influence, to obtain for him, the said Rudolph Bly, the position of

Sutler of the said 3d Md. Cavalry. All this at or near Baltimore Md., on or about August 30th, 1863.

Specification 2d.—In this, that he, the said Acting Sergeant Major *Strauss*, 3d Md. Cavalry, did receive from a certain Mrs. Leckmeyer, the sum of ten dollars, as an inducement to obtain for her, the said Mrs. Leckmeyer, the position of Sutler of the 3d. Md. Cavalry. All this at or near Baltimore Md., on or about the 3d of August, 1863.

Specification 3d.—In this, that he, the said Acting Sergeant-Major *Strauss*, 3d Md. Cavalry, did read in the presence of a number of citizens, a paper purporting to be an application to Lt. Col. C. C. Tevis, 4th Del. Vols., Commanding 3d Md. Cavalry, in which reading the name of Capt. C. C. Moore, Commanding Piatt Barracks, was used without his knowledge or consent, and that the name of Capt. Moore, was inserted in said instrument or paper, by said *Strauss*, without the knowledge or consent of said Capt. Moore. All this at or near Baltimore Md., on or about August 30th, 1863.

To which Charge and Specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the 3d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the 3d specification, "Guilty" except the words "and that the name of said Captain Moore was inserted in said instrument or paper by said *Strauss* without the knowledge or consent of said Captain Moore."

Of the charge, "Guilty."

And the Court do therefore sentence him, the said Acting Sergeant Major *Jacques Strauss*, 3d Md. Cav., to be reduced to the ranks, and that he forfeit all pay and allowances now due, and that he be confined at hard labor for two months.

6.—*Harvey F. Wood*, private, Co. C, 5th Regt. N. Y. Vol. Art.

CHARGE:

Desertion.

Specification.—In this, that said *Harvey F. Wood*, private, Co. C, 5th Regt. N. Y. Vol. Art. in the service of the United States, did on or about the 31st of July, 1862, at Fort Marshall, Md., desert his Regiment and the service of the United States, and remain absent from his Regiment until 6th of October, 1863, at which latter time, he reported himself for duty to his Company Commander, at or near camp at Stewart's Woods, Baltimore, Md.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty."

To the charge, "Guilty."

The Court having maturely considered the case, do find the accused in affirmance of his plea, as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, *Harvey F. Wood*, private Co. C, 5th Regt. Artillery, N. Y. Vols. to suffer loss of pay to the time he reported for duty, and to do guard duty every other day for one (1) year, and to serve for thirteen (13) months after the expiration of his regular enlistment.

7. *John Connoly* alias *Garry Owen*, private Co. E, 13th Pa. Cavalry.

CHARGE 1ST:

Desertion.

Specification.—In this, that he, the said private *John Connoly* alias *Garry Owen*, Co. E, 13th Pa. Cavalry, a paroled prisoner, stationed at College Green Barracks, Annapolis, Md., at the time, did desert from said camp and go to a place unknown. This at Annapolis, Md., on or about the 14th day of March, 1863.

CHARGE 2D:

Violation of the 22d Article of War. Enlisting in the 2d Regt. Md. Cavalry without regular discharge from the 13th Pa. Cavalry, in which he last served.

Specification.—In this, that he, the said *John Connoly* alias *Garry Owen*, Co. E. 13th Pa. Cavalry, in the city of Baltimore, Md., did, under the name of John Tiby, enlist with Capt. R. H. Milling, as a private of Co. C, 2d Regt. Md. Cavalry. To which Charges and Specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d Charge, "Not guilty."

FINDING:

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Not guilty," but guilty of absence without leave.

Of the 1st charge, "Not guilty."

Of the specification to 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Court do therefore sentence him, the said *John Connoly*, alias *Garry Owen*, private, Co. E, 13th Regt. Penna. Cavalry, to forfeit all pay and allowances accruing between the 14th day of March, 1863, and the 1st day of August, 1863, and that he be sent to the 13th Pa. Cavalry for duty.

8.—*Andrew J. Ford*, private, Co. D, 5th Regt. N. Y. Vol. Artillery.

CHARGE :

Desertion.

Specification.—In this, that the said *Andrew J. Ford*, a private in Co. D, 5th Regt. N. Y. Vol. Artillery, in the service of the United States, did desert said service from the Regimental Hospital, at Canton near Fort Marshall, Md., he being detailed on daily duty there. This on or about the 1st day of March, 1863.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Not guilty."

Of the charge, "Not guilty" of desertion, but guilty of absence "without authority."

And the Court do therefore sentence him, the said *Andrew J. Ford*, Co. D, 5th N. Y. Vol. Artillery, to forfeit all pay and allowances now due, and to serve for the period he has been absent without authority after the expiration of the three years, from the date of his enlistment.

9.—*George Mc. Foard*, private, Co. D, 5th Regt. N. Y. Vol. Art.

CHARGE :

Desertion.

Specification.—In this, that the said *George Mc. Foard*, private, Co. D, 5th Regt. N. Y. Vol. Art. in the service of the United States, did desert said service from the Regimental Hospital, at Canton near Fort Marshall, Md., he being detailed on daily duty there. This on or about the 1st day of March, 1863.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty "

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *George Mc. Foard*, Co. D, 5th Regt. N. Y. Vol Art., as follows :

Of the specification, "Guilty," except the words, "desert said service," and find in lieu thereof "absent himself without authority."

Of the charge, "Not guilty" of desertion, but guilty of "absence without authority."

And the Court do therefore sentence him, *Geo. Mc. Foard*, "D" Co. 5th Regt. N. Y. Vol. Artillery, to forfeit all pay and allowances for six months, to wit : from Jan. 6th, 1863, to 6th July, 1863.

10. *George Schroeder*, private Co. D, 58th Regt. N. Y. Vols.

CHARGE 1 :

Drunk while on Guard.

Specification.—In this, that the said private *George Schroeder*, Co. D, 58th Regt. N. Y. Vol. Infantry, did, while on guard as sentinel, become intoxicated.

This at the Provost Marshal's Office, at the corner of Camden and Entaw streets, Baltimore, Md., on or about the 23d day of October, 1863.

CHARGE 2:

Found Sleeping on his Post.

Specification.—In this, that the said *Geo. Schroeder*, private in Co. D, 58th Regt. N. Y. V. Infantry, did fall asleep, and was found sleeping on his post while on duty as a sentinel. This in the city of Baltimore, Md., on or about Oct. 23d, 1863.

To which Charges and Specifications the accused pleaded as follows:

To the specification of 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING:

The Court having maturely considered the evidence adduced, find the accused, *George Schroeder*, Co. D, 58th Regt. N. Y. Vols as follows:

Of the specification to the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification to the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And the Court do therefore acquit him, the said *George Schroeder*, private Co. D, 58th Regt. N. Y. Vol. Infantry.

11th. *Joel P. Barnes*, 1st Co. 1st Battalion I. C.

CHARGE 1:

Theft.

Specification.—In this, that the said private *Joel P. Barnes*, 1st Co. 1st Battln. I. C. did, on or about the 21st day of October, 1863, feloniously appropriate certain Government Hospital property, viz: four shirts, three pairs of drawers, four blouses, three pairs uniform pants, three books, two pillow cases, one towel and one uniform dress coat. This at U. S. A. Convalescent Hospital, Patterson Park, Baltimore, Md.

CHARGE 2D:

Disobedience of Orders.

Specification.—In this, that the said private *Joel P. Barnes*, 1st Co. 1st Battln. I. Corps, did, on or about the 21st day of October, 1863, pack up and leave the Hospital, with the intention of sending by express a package of clothing, in direct disobedience of orders requiring the inspection of all such packages previous to their leaving the Hospital. This at U. S. A. Convalescent Hospital, Patterson Park, Baltimore, Md.

To which Charges and Specifications the accused pleaded as follows :

To the specification of 1st charge, " Not guilty."

To the 1st charge, " Not guilty."

To the specification of 2d charge, " Not guilty."

To the 2d charge, " Not guilty."

FINDING :

The Court having maturely considered the evidence adduced, find the accused, *Joel P. Barnes*, as follows :

Of the specification of 1st charge, " Not guilty."

Of the 1st charge, " Not guilty."

Of the specification of 2d charge, " Not guilty."

Of the 2d charge, " Not guilty."

And the Court do therefore acquit the prisoner, *Joel P. Barnes*, 1st Co. 1st Battln. I. C.

II. The proceedings, findings and sentences in the above cases are approved and confirmed, with the exception of the case of *Andrew J. Fourd*.

III. *Captain William F. Cardiff*, 3d Maryland Cavalry, having been sentenced to be cashiered, ceases to be an officer in the United States service from this date. *Lt. E. C. Allen*, 12 h U. S. I. agreeably to the sentence in his case, will be suspended from rank, pay and emoluments for one year from this date, and *Lt. E. Townsend*, Quarter-Master 3d Del. Vols. will be released from arrest and restored to duty.

IV. *Joel P. Barnes*, private 1st Co. 1st Battalion I. C., and *George Schroeder*, Co. D. 58th Regt. N. Y. Vols. having been acquitted, will be released from arrest and restored to duty.

V. The proceedings, findings and sentence in the case of *Andrew J. Foard*, are disapproved. The Court have acquitted the prisoner of the particular crime of which the specification shows him to have been accused, by finding him "not guilty," generally, of the specification. They have found him, however, guilty of the *charge* not to the extent of "desertion," but of "absence without authority." It cannot be assumed, that the absence of which he is thus found guilty, is the same referred to in the specification, or he would have been found guilty of the specification to that extent. Again, he is sentenced to serve after the period of his enlistment, for the time of his absence without authority. The Court having found him "not guilty" of the absence charged in the specification have made it impossible to ascertain of what absence he has been "guilty." These incongruities make it necessary to disapprove and annul the finding and sentence of the Court, which is hereby done.

VI. The sentences in the other cases named in this order, will be carried into execution by the respective officers having command of the men.

VII. The Court of which Col. James Wallace is President, is hereby dissolved.

BY ORDER OF MAJ. GEN'L SCHENCK.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. G.

OFFICIAL:

A. D. C.

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., November 23d, 1863.

GENERAL ORDERS }
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No. 63.

I.—Before a General Court Martial convened at Wilmington, Del. by General Orders No. 7, from Head Quarters Delaware Department, Wilmington, Delaware, Sept. 4th, 1863, of which Capt. David S. Yardley, 1st Delaware Infantry, was President, was arraigned and tried.

1. *John D. Hart*, 2d Lieut. Co. F 1st Del. Vol. Infantry.

CHARGE 1ST:

Absence without leave.

Specification.—In this, that the said *John D. Hart*, 2d Lieut. 1st Del. Vol. Infantry, having reported at the U. S. General Hospital for treatment, did leave said hospital without permission from the Surgeon in charge, and did remain so absent for a period of thirty days or more. This at U. S. General Hospital, Wilmington, Del. on or about the tenth day of July, 1863.

CHARGE 2D:

Disobedience of Orders.

Specification.—In this, that the said *John D. Hart*, 2d Lieut. First Del. Vol. Infantry, having been ordered to rejoin his Regiment for duty, by Surgeon E. J. Bailey, in charge of U. S. General Hospital, did fail to obey said order, and did remain absent until apprehended and brought to the Head Quarters Delaware Department under arrest. This at Wilmington, Del. on or about Aug. 16th, 1863.

CHARGE 3D:

Conduct unbecoming an Officer and a Gentleman.

Specification.—In this, that the said *John D. Hart*, 2d Lieut. Co. F. 1st Del. Vol. Infantry, did while intoxicated, visit a house of ill-fame, and there, by the threatening to shoot, at the same time drawing his pistol, drive the inmates thereof into the street, where he, by his boisterous conduct, attracted much attention, thereby bringing disgrace upon the service. This at Wilmington, Del. Aug. 29th, 1863.

CHARGE 4TH:

Drunkenness.

Specification.—In this, that the said *John D. Hart*, 2d Lieut. Co. F. 1st Del. Vol. Infantry, did get beastly drunk, and in such condition was found by the officer of the day, in the streets of Wilmington, Del. This at Wilmington, Del. Aug. 29th, 1863.

CHARGE 5TH:

Breach of Arrest.

Specification.—In this, that the said *John D. Hart*, 2d Lieut. Co. F. 1st Del. Vol. Infantry, did, after having been placed under arrest by Major Henry B. Judd, U. S. A. and by him ordered to report *Daily at Guard Mounting and Retreat*, to the officer of the day, did fail so to report. This at Wilmington, Del. Aug. 31st, 1863.

CHARGE 6TH:

Desertion.

Specification.—In this, that the said *John D. Hart*, 2d Lieut. Co. F. 1st Del. Vol. Infantry, after having been ordered under arrest by Major H. B. Judd, U. S. A., Military Commander, Wilmington, Del. did desert from Wilmington, Del., and is so absent this date, Sept. 1st 1863. All this at Wilmington, Del., on or about the thirtieth day of August, one thousand eight hundred and sixty-three.

To which Charges and Specifications, the accused, *John D. Hart*, 2d Lieut. Co. F. 1st Del. Vol. Infantry, pleaded as follows:

- To the specification of the 1st charge, "Not guilty."
- To the first charge, "Not guilty."
- To the specification of the 2d charge, "Guilty."
- To the 2d charge, "Guilty."
- To the specification of the 3d charge, "Guilty." except the words "threatening to shoot."
- To the 3d charge, "Guilty."
- To the specification of the 4th charge, "Guilty."
- To the 4th charge, "Guilty."
- To the specification of the 5th charge, "Guilty."
- To the 5th charge, "Guilty."
- To the specification of the 6th charge, "Guilty."
- To the 6th charge, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *John D. Hart*, 2d Lieut. Co. F. 1st Del. Vol. Infantry, as follows:

- To the specification of the 1st charge, "Guilty."
- To the 1st charge, "Guilty."
- To the specification of the 2d charge, "Guilty."
- To the 2d charge, "Guilty."
- To the specification of the 3d charge, "Guilty." except the words "threatening to shoot."
- To the 3d charge, "Guilty."
- To the specification of the 4th charge, "Guilty."
- To the 4th charge, "Guilty."
- To the specification of the 5th charge, "Guilty."
- To the 5th charge, "Guilty."
- To the specification of the 6th charge, "Guilty."
- To the 6th charge "Guilty."

And the Court do therefore sentence the said *John D. Hart*, 2d Lieut. Co. F, 1st Regt. Del. Vol. Infantry, to be dishonorably discharged from the service of the United States, to forfeit all pay and emoluments now due and to become due, to be forever prohibited from holding any office of

honor, trust or profit under the United States Government, and to be confined at hard labor for one year upon the permanent fortifications of the United States.

HEAD-QUARTERS, DELAWARE DEPARTMENT,
WILMINGTON, DEL., *September 18th, 1863.*

Proceedings and sentence in the case of *John D. Hart*, 2d Lieut. Co. F. 1st Del. Vol. Infantry, are hereby approved.

(Signed,) DANIEL TYLER,
Brig. Gen. Com'g.

II.—Brigadier General D. Tyler, U. S. Vols., was assigned to the command of a district composed of the State of Delaware, by Special Order No. 178, July 3d, 1863, from these Head-Quarters, as follows:

HEAD-QUARTERS, MIDDLE DEPARTMENT, 8TH ARMY CORPS,
BALTIMORE, MD., *July 3d, 1863.*

SPECIAL ORDERS. }
No. 178. }

2.—Brigadier General D. Tyler is relieved from the command of the 1st Provisional Brigade at Baltimore, and is assigned to the charge as Commandant and Military Governor of a District to be composed of the State of Delaware, and to the command of all the troops in the service of the United States, or that may be called into service within such District. He is also charged with the military protection and defence of the Philadelphia, Wilmington and Baltimore Rail Road, within the States of Delaware and Maryland, and will assume command of all the troops employed on that duty. His Head-Quarters will be established at the City of Wilmington.

BY COMMAND OF MAJ. GEN. SCHENCK,

OFFICIAL. W. H. CHESEBROUGH,
H. MONTGOMERY, *Assistant Adjutant General.*
A. A. A. G.

Some doubt may exist whether Brig. Gen. Tyler, under this order was in command of a "Division or separate Brigade," in the sense of the act of 24th Dec., 1861, and was authorized to appoint a General Court Martial at the time he issued the order convening this Court. Upon reflection it is thought the power to convene a Court, under this law does not depend so much upon the completeness of the Brigade, whether as to the number of its regiments or their fullness, as upon the dignity and importance of the command and its separate and independent character. The Commanding General is of opinion, therefore, that Gen. Tyler had authority to appoint this Court. In the Order appointing the Court, Brig. Gen. Tyler has dated it, "Head-Quarters, Delaware Department." This is an error of course, as he commanded a District, not a Department. Such an error is however, one of form, and cannot affect his powers or invalidate his act.

III. The proceedings, finding and sentence in the above case of *John D. Hart*, 2d Lieut. Co. F, 1st Regt. Del. Vols. are approved and confirmed, but as it appears that the President on the 12th of October, 1863, dismissed this officer from the service of the United States, it is recommended that the President, if he pleases, shall remit so much of the sentence as requires that *Lieut. Hart* be confined at hard labor for one year upon the permanent fortifications of the United States.

BY ORDER OF MAJ. GEN'L SCHENCK,

WM. H. CHESEBROUGH,

A. A. G.

OFFICIAL:

A. D. C.

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W. H. CHAMBERLAIN

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., Nov. 24th, 1863.

GENERAL ORDERS }
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No. 64.

I.—Before a General Court-Martial convened at Camp Dupont, Delaware, pursuant to General Orders, No. 12, from Head-Quarters Delaware Department, Wilmington, Delaware, October 24th, 1863, of which Col. WILLIAM P. BAILEY, 2d Regt. Del. Vols. was president, were arraigned and tried:

1. *William T. Nichols*, private, Co. C. Purnell Legion, Md. Vols.

CHARGE:

Desertion.

Specification 1.—In this, that private *William T. Nichols*, Co. C, Purnell Legion, Md. Vols. having been duly enlisted and mustered into the service of the United States, did absent himself from his Company and Regiment, without the consent of his commanding officer, and did remain so absent from the 2d of July, 1862, until the 15th of June, 1863. This at or near the camp of Purnell Legion, Md. Vols. at Cedar Creek, Va. on or about 2d of July, 1862.

Specification 2.—In this, that the said *William T. Nichols* did absent himself from his Company and Regiment without the consent of his commanding officer, and did remain so absent from the 7th of August, 1863, until the 14th October, 1863. This at or near the camp of Co. C, Purnell Legion, Md. Vols. at Dorsey's Switch, Washington Branch Baltimore and Ohio R. R. on or about the 7th August, 1863.

To which Charge and Specifications the prisoner pleaded as follows :
 To the 1st specification, " Guilty."
 To the 2d specification, " Not guilty."
 To the charge, " Not guilty."

FINDING :

The Court having maturely considered the evidence adduced, find the prisoner, private *William T. Nichols*, Purnell Legion, Md. Vols. as follows :

Of the 1st specification, " Guilty."
 Of the 2d specification, " Guilty."
 Of the charge, " Guilty."

And the Court do therefore sentence the said private *William T. Nichols*, Company C, Purnell Legion, to be shot to death with musketry, at such time and place as the reviewing power may designate. Two-thirds of the members of the Court concurring therein.

HEAD-QUARTERS DELAWARE DEPARTMENT,

Wilmington, Nov. 12, 1863.

The proceedings, finding and sentence of a General Court-Martial, in the case of private *William T. Nichols*, Co. C, Purnell Legion, Md. Vols. are hereby approved, and the sentence suspended, under the 89th Article of War, until the pleasure of the President of the United States can be known. The Asst. Adjt. Genl. will issue the necessary order.

DANIEL TYLER,

Brig. Genl. Comd'g.

2. *William Irons*, private, Co. D, 5th Md. Vols.

CHARGE :

Desertion.

Specification.—In this, that private *William Irons*, Co. D, 5th Md. Vols. having been duly enlisted into the service of the United States, did desert the same on or about the 16th day of March, 1863.

To which Charge and Specification the prisoner pleaded as follows :

To the specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, private *William Irons*, Co. D, 5th Regt. Md. Vols., as follows :

Of the specification, " Guilty."

Of the charge, " Guilty."

And the Court do therefore sentence the said private *William Irons*, Co. D, 5th Maryland Volunteer Infantry, to be shot to death with musketry, at such time and place as the reviewing power may designate. Two-thirds of the members of the Court concurring therein.

HEAD-QUARTERS, DELAWARE DEPARTMENT,

WILMINGTON, *November* 12th, 1863.

The proceedings, finding and sentence of a General Court Martial in the case of private, *William Irons*, Co. D, 5th Md. Vols., are hereby approved, and the sentence is suspended under the 89th article of war, until the pleasure of the President of the United States can be known. The Assistant Adjutant General will issue the necessary order.

DANIEL TYLER,

Brig. Gen. Com'g.

3.—*Jesse Lewis*, private, Co. E, 5th Md. Vols.

CHARGE :

Desertion.

Specification.—In this, that private *Jesse Lewis*, Co. E, 5th Md. Vols. having been duly enlisted into the service of the United States, did desert the same on or about the 17th day of October, 1862.

To which charge and specification the prisoner pleaded as follows:

To the specification, "Not guilty."

To the Charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, private, *Jesse Lewis*, Co. E, 5th Md. Vols., as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence the said, private, *Jesse Lewis*, Co. E. 5th Maryland Volunteer Infantry, to be shot to death with musketry, at such time and place as the reviewing power may designate. Two-thirds of the members of the Court concurring therein.

HEAD QUARTERS DEL. DEPARTMENT.

Wilmington, Del., Nov. 12, 1863.

The proceedings, finding and sentence of the Court Martial in the case of private *Jesse Lewis*, Co. E. 5th Md. Vol. Infantry, are approved, and the execution of the sentence suspended until the pleasure of the President of the United States can be known.

DANIEL TYLER,

Brig. Gen. Com'g.

II.—Brigadier General D. Tyler, U. S. Vols., was assigned to the command of a District composed of the State of Delaware, by Special Order, No. 178, July 3d, 1863, from these Head-Quarters, as follows:

HEAD-QUARTERS, MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., July 3d, 1863.

SPECIAL ORDERS }

No. 178. }

2.—Brigadier General D. Tyler, U. S. V., is relieved from command of the 1st Provisional Brigade at Baltimore, and is assigned to the charge as Commandant and Military Governor of a District to be

composed of the State of Delaware, and to the command of all troops in the service of the United States, or that may be called into service within such District.

He is also charged with the military protection and defence of the Philadelphia, Wilmington and Baltimore Rail Road within the State of Delaware and Maryland, and will assume command of all the troops employed on that duty. His Head-Quarters will be established at the City of Wilmington.

BY COMMAND OF MAJ. GEN'L SCHENCK,

(Signed,)

WM. H. CHESEBROUGH,

OFFICIAL:

Assistant Adjutant General.

H. MONTGOMERY,

A. A. A. G.

Some doubt may exist whether Brigadier General Tyler under this Order was in command of a "Division or Separate Brigade" in the sense of the Act of 24th of Dec., 1861, and authorized to appoint a General Court Martial at the time he issued the Order convening this Court. Upon reflection, the General Commanding is of opinion that the power to convene a Court under this law, does not depend so much upon the completeness of the "Brigade," whether as to the number of its regiments or their fullness, as upon the dignity and importance of the command and its separate and independent character. It is thought, therefore, that General Tyler had authority to appoint this Court. In the Order appointing it, Brigadier General Tyler has dated it "Head-Quarters, Delaware Department." This is an error, as he commanded a District, not a Department, it is an error of form however, and cannot affect his powers or invalidate his act.

III.—The proceedings, finding and sentence in the case of *William T. Nichols*, private Co. C. Purnell Legion, Md. Vols. are disapproved so far forth as they relate to the conviction and sentence for the crime of desertion, contained in the charge, but so far forth as they relate to the offence of absence without leave charged in the specifications, the proceedings finding and sentence in that case are approved

and confirmed. But as the sentence is one of unusual severity, in view of the offence of which the prisoner stands convicted, the Major General Commanding recommends that the punishment should be mitigated by the President of the United States. 7

The charge in this case is of desertion. The specifications aver only "absence without the consent of his commanding officer." Here are two distinct substantive offences charged against the prisoner, and he was arraigned upon and pleaded to both. He was also found guilty of both. It is impossible to sustain the conviction of desertion, as the charge is without specification of time, place or circumstances. There is no formal charge of absence without leave, but the offence is sufficiently averred in the specifications, and the conviction may be sustained, in the absence of the usual formal charge distinct from the specifications.

IV.—The proceedings, findings and sentences in the cases of *William Irons*, private Co. D. 5th Md. Vols. and *Jesse Lewis*, private Co. E, 5th Md. Vols. are approved and confirmed. The prisoners will be conveyed to and kept in irons and in strict custody and in solitary confinement at Fort Delaware, under the direction of the commanding officer of that Post, and the commanding officer at Fort Delaware will see that the sentences are duly executed at that Post, between the hours of 12 o'clock, noon, and 3 o'clock, P. M. on Friday, the eleventh (11th) day of December, 1863.

There is a formal defect in the specifications to the charges in these cases, in the omission to state the places of the offences. In an indictment in a civil Court, this error would certainly be fatal to the prosecution; as the locality of the crime is essential to the jurisdiction of the Court, and must be stated. It is not necessary that it should be truly stated, even in a civil prosecution, but a verdict will be sustained wheresoever the crime may have been committed, if within the jurisdiction of the Court. The jurisdiction of Courts of Courts Martial does not depend upon the locality of the crime, but upon the relation of the accused to the Military service. It is necessary, therefore, to state the place of the crime in Military charges only to apprise the prisoner of the precise offence for which he is to be tried, and to

guard him against a second prosecution for the same crime. By pleading to the defective specification, he waives the first precaution; and the evidence in the record must always be a sufficient security against the danger of a second trial for the same offence. It is held, therefore, that the defects in these specifications are cured by the pleas of the prisoners and the findings of the Court.

BY ORDER OF MAJ. GEN'L SCHENCK.

WM. H. CHESEBROUGH,
A. A. G.

OFFICIAL :

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., Dec. 4th, 1863.

GENERAL ORDERS }
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No. 65.

I.—Before a Military Commission, convened at Baltimore, Md., pursuant to Special Order No. 247, from these Headquarters, Baltimore, Md., Sept. 15th, 1863, of which Brig. Gen'l DANIEL TYLER, U. S. V., was President, was arraigned and tried:

A. *Spates*, a citizen of the State of Maryland.

CHARGE 1ST:

Violation of the Laws of War, as laid down in paragraph 86 of General Orders No. 100. War Department, April 24th, 1863.

Specification.—In this, that he, *Alfred Spates*, a citizen of the State of Maryland, on or about the 6th day of July, 1863, and on divers other days, both before and after the said 6th day of July, 1863, he then being a resident of the said State of Maryland, and a citizen of the United States, did pass from within the lines of the United States Army, and without any proper authority or permission whatever, unlawfully and traitorously did go within the lines of the Army of the so-called Confederate States, and into the midst of such Rebel Army, at or near Williamsport and Hagerstown, in said State of Maryland, and also, at or near Martinsburg and Winchester, in the State of Virginia, and at divers other places in said States of Maryland and Virginia, then being in the occupation of the army of the said so-called Confederate States, which States then were in rebellion against and at war with the United

States, and did then and there, at the times and places aforesaid, hold intercourse with the authorities, or some of them of the so-called Confederate States, and of the Rebel Army, aforesaid, and did procure and receive from the Rebel General Robert E. Lee, commanding the aforesaid Confederate Army, a written pass, or permission allowing him, the said *Alfred Spates*, to pass in and out of the lines of the said Confederate Army, he, the said *Spates*, at the same time being President of the Chesapeake and Ohio Canal Company, and holding and enjoying intimate and confidential relations with the authorities or some of them of the Government of the United States.

CHARGE 2D.

Violation of the 57th Article of War.

Specification 1.—In this, that he, *Alfred Spates*, a citizen of the State of Maryland, on or about the 6th day of July, A. D., 1863, and on divers other days between the first and twelfth days of the said month, at or near Williamsport and Hagerstown, in the State of Maryland, and also at or near Martinsburg and Winchester, in the State of Virginia, he then being a citizen of the United States, and a resident of the State of Maryland, did unlawfully and traitorously enter the lines of the Army of the so-called Confederate States, which States then were in rebellion against and at war with the United States, and then and there at the times and places aforesaid, did hold correspondence by private interview, and by protracted and secret conversation with one Robert E. Lee, General Commanding the so-called Confederate Army, and also with one Ewell, another General officer in the said Confederate Army, and with divers other persons in the army and service of the so-called Confederate States, then being the rebel enemies of and at war with the United States.

Specification 2d.—In this, that he, *Alfred Spates*, on or about the 6th day of July, 1863, and on divers other days, between the first and fifteenth days of July, 1863, he then being a resident of the State of Maryland, and a citizen of the United States, was engaged secretly in giving intelligence to the authorities, or some of them of the so-called Confederate States, which States then were, and still are in rebellion against and at war with, and the enemies of the United States, and did at the time and times aforesaid, at Williamsport and Hagerstown, in the State of Maryland, and also at Martinsburg and Winchester, in the State of Virginia, and at divers other places within the lines of the so-called Confederate Army, convey to the Rebel authorities, or some of them of the aforesaid so-called Confederate States, then being the enemies of and at war with the United States, as aforesaid, important and valuable information and intelligence, with the intent, and for the purpose of aiding and assisting the Government of the so-called Confederate States, in the prosecution of a war upon and against the Government of the United States.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, " Not guilty."

To the 1st charge, " Not guilty."

To the 1st specification of the 2d charge, " Not guilty."

To 2d specification of 2d charge, " Not guilty."

To the 2d charge, " Not guilty."

FINDING :

The Commission having maturely considered the evidence adduced, find the accused, *Alfred Spates*, a citizen of the State of Maryland, as follows :

Of the specification of the 1st charge, " Guilty," except the words " Williamsport and," and except, also, the words " and also at or near Martinsburg and Winchester, in the State of

Virginia, and at divers other places in said States of Maryland and Virginia."

Of the 1st charge, "Guilty."

Of the 1st specification of 2d charge, "Guilty," except the words "Williamsport and," and also, except the words, "and also at or near Martinsburg and Winchester, in the State of Virginia."

Of the 2d specification of 2d charge, "Not guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore sentence him, the said *Alfred Spates*, "to be imprisoned for during the war, in Fort Warren, or such other place as the Commanding General of this Department may direct."

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., Dec. 4th, 1863.

The proceedings, findings and sentence, in the foregoing case, are approved and confirmed, and "Fort Warren," in the harbor of Boston, is the place designated for the confinement for "*Alfred Spates*," in the execution of the sentence against him, until the end of the existing war.

The said "*Alfred Spates*" being now at large, on parole, will be immediately arrested by the Provost Marshal of the 8th Army Corps, and committed to Fort McHenry, until an order shall be obtained from the War Department, for conveying and delivering him to the custody of the Commanding Officer at "Fort Warren."

BY ORDER OF MAJ. GEN'L SCHENCK.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. G.

OFFICIAL:

A. D. O.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., Dec. 31st, 1863.

GENERAL ORDERS }
}

No. 71.

I.—Before a General Court-Martial convened at Harper's Ferry, in pursuance of Special Order No. 1, from Head-Quarters Defences of the Upper Potomac, Harper's Ferry, Va., March 13, 1863, of which Lt. Col. HORACE B. BURNHAM, was President, was arraigned and tried.

Albert S. Husband, 1st Lieut. Co. H, 4th Regiment Maryland Volunteer Infantry.

CHARGE 1ST:

Conduct to the prejudice of good order and Military Discipline.

Specification 1.—In this, that he, the said *Albert S. Husband*, 1st Lieutenant, Co. H, 4th Regiment Maryland Volunteers, was grossly intoxicated in the presence of officers and soldiers of the Regiment. This at camp on Maryland Heights, on or about the 28th day of January, 1863.

Specification 2.—In this, that he, the said *Albert S. Husband*, 1st Lieutenant, Co. H, 4th Regiment Maryland Volunteers, while grossly intoxicated, did insult and attempt to assault, William E. Clemm, sutler's clerk, in the presence of officers and soldiers of the Regiment. This at camp on Maryland Heights, on or about the 28th day of January, 1863.

Specification 3.—In this, that he, the said *Albert S. Husband*, 1st Lieutenant, Co. H, 4th Regiment Maryland Volunteers, did, while under arrest, try to intimi-

date the sentry placed over him, by using profane language, and saying, "Never mind, it will be my turn to be on guard soon." This at camp on Maryland Heights, on or about the 28th day of January, 1863.

CHARGE 2D:

Violation of the 77th Article of War.

Specification 1.—In this, that he, the said *Albert S. Husband*, 1st Lieutenant, Co. H, 4th Regiment Maryland Volunteers, did, after being ordered under arrest in his quarters, by the Commandant of the Regiment, leave said quarters without permission or authority from said Commandant or other superior officer. This at camp on Maryland Heights, on or about the 28th day of January, 1863.

To which Charges and Specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 3d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING:

The Court having maturely considered the evidence adduced, find the accused, 1st Lieut. *Albert S. Husband*, Co. H, 4th Regiment Maryland Volunteers, as follows:

Of the 1st specification to the 1st charge, "Guilty."

Of the 2d specification to the 1st charge, "Not guilty."

Of the 3d specification to the 1st charge, "Guilty" of so much of the specification as reads, "In this, that he, the said *Albert S. Husband*, 1st Lieutenant, Company H, 4th Regiment, Maryland Volunteers, did while under arrest try to intimidate

the sentry placed over him, by using profane language," but "Not guilty" of so much as reads: "and saying never mind, it will be my turn to be on guard soon."

Of the 1st charge, "Guilty."

Of the specification to the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Court do therefore sentence him, 1st Lieutenant, *Albert S. Husband*, Company H, 4th Regiment, Maryland Volunteer Infantry, "to be cashiered."

II. The proceedings, finding and sentence in the above case of 1st Lieut. *Albert S. Husband*, were approved and confirmed by Major General Robert C. Schenck, commanding, in the following order:

HEAD-QUARTERS, MIDDLE DEPARTMENT, 8TH ARMY CORPS,
BALTIMORE, MD., *June 2d, 1863.*

The proceedings, finding and sentence against 1st Lieutenant, *Albert S. Husband*, 4th Regiment, Maryland Volunteer Infantry, are approved and confirmed, and the sentence that "he be cashiered," will accordingly be carried into execution.

(Signed)

ROBT. C. SCHENCK.

Maj. Gen'l Commanding.

Various circumstances have prevented the promulgation of this Order heretofore, which is now done, and the sentence against 1st Lieutenant, *Albert S. Husband*, will be carried into execution as of the second of June, 1863,

BY ORDER OF BRIG. GEN. LOCKWOOD.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. G.

OFFICIAL:

The first part of the book is devoted to a general
 introduction of the subject, and to a description of the
 various methods which have been employed for the
 purpose of determining the true value of the
 quantity in question. It is shown that the
 most accurate method is that of the
 least squares, and that the results obtained
 by this method are the most reliable.
 The second part of the book is devoted to a
 detailed description of the various methods
 which have been employed for the purpose of
 determining the true value of the quantity
 in question. It is shown that the most
 accurate method is that of the least
 squares, and that the results obtained
 by this method are the most reliable.
 The third part of the book is devoted to a
 detailed description of the various methods
 which have been employed for the purpose of
 determining the true value of the quantity
 in question. It is shown that the most
 accurate method is that of the least
 squares, and that the results obtained
 by this method are the most reliable.
 The fourth part of the book is devoted to a
 detailed description of the various methods
 which have been employed for the purpose of
 determining the true value of the quantity
 in question. It is shown that the most
 accurate method is that of the least
 squares, and that the results obtained
 by this method are the most reliable.





MILITARY TRIALS.

HEADQUARTERS

Middle Department.

1854.



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., Jan'y 6th, 1864.

GENERAL ORDERS }
No. 1. }

I.—Before a General Court-Martial convened at Fort McHenry, Md., by General Order No. 99, from Head-Quarters 2d Separate Brigade, 8th Army Corps, Defences of Baltimore, Fort McHenry, Md., Nov. 10th, 1863, of which Capt. E. M. SPAULDING, 8th N. Y. Volunteer Artillery, was President, was arraigned and tried :

2d Lieut. *Charles Fraser*, 5th N. Y. Artillery.

CHARGE 1ST :

Conduct to the prejudice of good order and Military discipline.

Specification 1.—In this, that he, 2d Lieut. *Charles Fraser*, Co. H, 5th N. Y. V. Artillery, in the service of the United States, did have enlisted men in his quarters with him drinking. This at Fort Federal Hill, Md., on or about August 6th, 1863.

Specification 2.—In this, that the said 2d Lieut. *Charles Fraser*, Co. H, 5th N. Y. V. Artillery, in the service of the United States, was drunk on the occasion of a street parade, this at or near Fort Marshall, Md., on or about November 28, 1862.

Specification 3.—In this, that he, the said 2d Lieut. *Charles Fraser*, Co. H, 5th N. Y. V. Artillery, in the service of the United States, was so drunk that he could not attend dress parade. This at Maryland Heights, Md., on or about May 3d, 1863.

Specification 4.—In this, that he, the said *Charles Fraser*, 2d Lieut. Co. H, 5th N. Y. V. Artillery, in the service of the United States, was drunk and disorderly in the presence of officers and enlisted men; did drink with privates in his Company; did sleep with the same privates during the night until after roll-call the next morning. This at Maryland Heights, Md., on or about May 5th, 1863.

Specification 5.—In this, that he, the said 2d Lieut. *Charles Fraser*, Co. H, 5th N. Y. V. Artillery, in the service of the United States, was drunk and disorderly in and around the garrison, and was engaged in a fight in the Sutler's store, and also entered the quarters of Capt. James F. Ferrel, Co. H, 5th N. Y. V. Artillery, flourishing a bowie-knife, until ordered therefrom. This at Fort Marshall, Md., on or about May 29th, 1863.

Specification 6.—In this, that he, the said 2d Lieut. *Charles Fraser*, Co. H, 5th N. Y. V. Artillery, in the service of the United States, was drunk and engaged in a disgraceful fight in the Company cook-house. This at Fort Marshall, Md., on or about January 13, 1863.

CHARGE 2D :

Conduct unbecoming an Officer and a Gentleman.

Specification.—In this, that he, the said 2d Lieut. *Charles Fraser*, Co. H, 5th N. Y. V. Artillery, in the service of the United States, being especially ordered by Capt. S. Edward Savary, the captain of Co. H, 5th N. Y. V. Artillery, in the service of the United States, to supervise and direct all Company business, and all returns made to the Quarter-Master General's Department, Washington, D. C., did

forge, or cause to be forged, the names of deserters, and did cause to be set opposite their names, certain articles of clothing never drawn by them, to the amount of about one hundred dollars, thereby causing a false return to be forwarded to the Quartermaster General, M. C. Meigs, Washington, D. C., and thus defrauding the Government of the above mentioned amount. This at Fort Marshall, Md., on or about the quarter ending March 31st, 1863.

To which charges and specifications the accused, 2d Lieut. *Charles Fraser*, pleaded as follows :

To the 1st specification of 1st charge, "Not guilty."

To the 2d specification of 1st charge, "Not guilty."

To the 3d specification of 1st charge, "Not guilty."

To the 4th specification of 1st charge, "Guilty" of the allegation of sleeping with enlisted men only, of the rest, "Not guilty."

To the 5th specification of 1st charge, "Not guilty."

To the 6th specification of 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, 2d Lieut., *Charles Fraser*, Co. H, 5th N. Y. V. Artillery, as follows :

Of the 1st specification to 1st charge, "Guilty."

Of the 2d specification to 1st charge, "Guilty."

Of the 3d specification to 1st charge, "Not guilty."

Of the 4th specification to 1st charge, "Guilty."

Of the 5th specification to 1st charge, "Guilty" except the allegation that the accused was engaged in a fight in the Sutler's Store, and of that allegation, "Not guilty."

Of the 6th specification to 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification to the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Court do therefore sentence him, 2d Lieut., *Charles Fraser*, Co. H, 5th Regiment, N. Y. V. Artillery, "to be dismissed the service of the United States."

HEAD-QUARTERS, 2D SEPARATE BRIGADE, 5TH ARMY CORPS,

DEFENCES OF BALTIMORE, FORT M'HENRY, MD.

January 5th, 1864.

The proceedings and the revision of the same by the Court in the case of 2d Lieut. *Charles Fraser*, of the 5th Regiment N. Y. V. Artillery, are approved, and the finding and sentence confirmed.

In conformity with an act of Congress approved Dec. 24, 1861, the proceedings in this case, as the sentence involves the dismissal of a Commissioned Officer, are forwarded to the Commander of the Middle Department, 8th Army Corps, for his confirmation and orders in the case.

W. W. MORRIS,

Dt. Brig. Gen'l U. S. A. Commanding.

HEAD-QUARTERS, MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, *January 6, 1864.*

The proceedings, finding and sentence in the foregoing case of 2d Lieutenant *Charles Fraser*, 5th Regiment New York Vol. Artillery, are approved and confirmed, and said 2d Lieutenant *Charles Fraser*, ceases to be an officer in the Military Service of the United States, from this day.

BY ORDER OF BRIG. GEN. LOCKWOOD.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. G.

OFFICIAL:

A. D. C.

HEAD-QUARTERS.

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., January 27th, 1864.

GENERAL ORDERS }
 }

No. 3. }

I.—Before a Military Commission convened at Fort McHenry, Md., in pursuance of General Orders, No. 98, from the Headquarters of the 2d Separate Brigade, 8th Army Corps, Defences of Baltimore, Fort McHenry, Md., December 5, 1863, of which Lieut. Col W. W. BATES, 8th N. Y. Vol. Arty., was President, was arraigned and tried :

1. *Andrew Laypole, alias Isadore Leopold*, now or late in the service of the Rebel authorities of the so-called Confederate States.

CHARGE 1st :

Being a Spy.

Specification.—In this, that he, *Andrew Laypole, alias Isadore Leopold*, now or late in the service of the so-called Confederate States Government, on or about the 20th day of April, 1863, he being then in the service of the so-called Confederate States of America, then in rebellion against and at war with the United States, did wilfully, secretly, and as a spy come

within the lines of the forces and army of the United States for the purpose of acquiring intelligence of said forces and army, to convey to the army and authorities of the so-called Confederate States, the enemies of the Government of the United States, and was then found inside the lines of the forces and army of the United States, aforesaid, to-wit: at or near Shepherdstown in the State of Virginia, and at various other places within the lines in Eastern and W. Virginia, and in the State of Maryland. And while so within said lines as aforesaid on said 20th of April, 1863, and on divers other days, both before and after that day, did secretly and covertly obtain, collect and husband information and knowledge of the army and authorities of the said United States, for the purpose and with the intent to communicate, transmit and convey the same to the army and authorities of the said Confederate States so-called, then being the enemies of and in open rebellion against the United States Government, its laws and authority.

CHARGE 2d :

Violating an act of the United States Congress, entitled an act for enrolling and calling out the National forces, and for other purposes, approved March 3d, 1863.

Specification.—In this, that he, *Andrew Laypole, alias Isidore Leopold*, on or about the 20th day of April, 1863, he then being in the service of the so-called Confederate States of America, then in open rebellion against and at war with the Government of the United States, was found lurking and acting as a spy

in and about the posts, quarters and encampments of the army of the United States, in the State of Virginia, and elsewhere, and especially in and about the posts, quarters and encampments of the army of the United States located at or near Sharpsburg, in the said State of Maryland.

CHARGE 3D:

Violation of the Laws of War.

Specification 1.—In this, that he, *Andrew Lappole alias Isadore Leopold*, now or late a citizen of the State of Maryland, did, in connexion with certain unknown rebel enemies of the United States Government, and within the lines of the United States forces, to wit: in the States of Maryland and Virginia, and upon either side of the Potomac river, in said States, for a long time, viz: from on or about the 1st day of November, 1862, to on or about the 20th day of April, 1863, carry on a partizan and guerilla warfare against the Government of the United States, and upon and against the good and loyal citizens of the said States of Maryland and Virginia, then and there being and residing under the said Government of the United States—robbing, plundering, maltreating, wounding and killing the aforesaid citizens of the said States of Maryland and Virginia, and of the United States, contrary to the laws of war.

Specification 2.—In this that he, *Andrew Lappole alias Isadore Leopold*, being a citizen of the United States, and owing allegiance thereto, and not belonging to any lawfully authorized or organized force at war therewith, did consort with the rebel enemies of the

United States, and did aid and assist such rebel enemies in the carrying on of a partizan and guerilla warfare against the Government of the United States, and upon and against the good and loyal citizens of the United States in the States of Maryland and Virginia, from on or about the 1st day of November, 1862, to on or about the 20th day of April, 1863, contrary to the laws of war.

Specification 3.—In this, that he, *Andrew Laypole alias Isadore Leopold*, being a citizen of the United States, and owing allegiance thereto, and not belonging to any lawfully authorized or organized force at war therewith, but being associated as a guerilla, with other guerillas, rebel enemies of the United States, in the prosecution of partizan and guerilla warfare against the United States, did, on or about the night of the 16th day of March, 1863, at or near Shepherdstown Ferry, on the Maryland shore of the Potomac river, and within the lines of the forces and army of the United States, unlawfully, wilfully and of malice aforethought, shoot and kill one Charles E. Entler, a loyal and peaceable citizen of the United States, contrary to the laws of war.

CHARGE 4TH :

Murder.

Specification 1st.—In this, that he, *Andrew Laypole alias Isadore Leopold*, a citizen of the United States, and owing allegiance thereto, and not belonging to any lawfully authorized or organized force at war therewith, did, on or about the 19th day of November, 1862, at or near Dam No 4, on the Potomac river,

between the States of Maryland and Virginia, and within the lines of the forces and army of the United States, wilfully, maliciously, deliberately, and of malice aforethought, with guns and pistols charged with powder and ball, shoot and kill Martin Crokers, a good and loyal citizen of the State of Virginia, then and there in the peace of the said State being and residing, he, the said *Andrew Laypole alias Isadore Leopold*, at the time being a rebel enemy against the Government of the United States, and then and there at the time and place aforesaid, engaged in prosecuting a partizan and guerilla warfare upon and against the loyal citizens of the States of Maryland and Virginia, and against the United States, contrary to the laws and customs of war.

Specification 2d.—In this, that he, *Andrew Laypole, alias Isadore Leopold*, a rebel enemy of the United States Government, on or about the 16th day of March, 1863, in the States of Maryland and Virginia, was engaged in prosecuting a partizan and guerilla warfare upon and against the loyal citizens of the United States residing in the States of Maryland and Virginia, and against the government and authority of the United States, and then and there on or about the night of the 16th of March, 1863, in the said State of Maryland, and near Shepherdstown Ferry, in the said State of Maryland, and while so acting as a guerilla, and being in disguise, did secretly, wilfully, maliciously, traitoriously and with malice aforethought, shoot and kill Charles E. Entler, a good and loyal citizen of the United States, in the peace of the said State then and there being; he the said *Andrew Laypole, alias Isadore Leopold*, not being

at the time acting in self-defence, but then and there by force and violence seeking to commit and committing wilful and wicked murder upon him the said Charles E. Entler, contrary to the laws and customs of war.

To which charges and specifications the prisoner pleaded as follows :

To the specification of 1st charge, " Not guilty "

To the 1st charge, " Not guilty."

To the specification of 2d charge, " Not guilty."

To the 2d charge, " Not guilty."

To the 1st specification of 3d charge, " Not guilty."

To the 2d specification of 3d charge, " Not guilty."

To the 3d specification of 3d charge, " Not guilty."

To the 3d charge, " Not guilty."

To the 1st specification of 4th charge, " Not guilty."

To the 2d specification of 4th charge, " Not guilty."

To the 4th charge, " Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the prisoner, *Andrew Luyppole, alias Isadore Leopold* (the 1st and 2d charges, with their respective specifications, having been first withdrawn by the Judge Advocate, with consent of the Court,) as follows :

Of the 1st specification to the 3d charge, " Guilty."

Of the 2d specification to the 3d charge, " Guilty,"

Of the 3d specification to the 3d charge, " Guilty."

Of the 3d charge, " Guilty."

Of the 1st specification to the 4th charge, " Guilty."

Of the 2d specification to the 4th charge, " Guilty."

Of the 4th charge, " Guilty."

And the Commission do therefore sentence him, *Andrew Laypole, alias Isadore Leopold*, to be hanged by the neck until dead, at such time and place as the Commanding General may direct. Two-thirds of the members of the Commission concurring therein.

HEAD-QUARTERS, 2D SEPARATE BRIGADE,

8TH ARMY CORPS, DEFENCES OF BALTIMORE.

FORT McHENRY, MD., Jan. 18th, 1864.

The proceedings in the case of *Andrew Laypole alias Isadore Leopold*, now or late in the service of the so-called Confederate States Government, are approved, and the finding and sentence confirmed.

In conformity with the provision of section 5 of the Act approved 17th July, 1862, entitled "An Act to amend an Act calling forth the militia to execute the laws of the Union," &c., these proceedings are forwarded, (through the Commander of the Middle Department, 8th Army Corps,) for the approval of the President of the United States.

(Signed,)

W. W. MORRIS,

Bt. Brig. Gen'l U. S. A., Comd'g Brigade.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, Jan. 28th, 1864.

The proceedings, finding and sentence in the foregoing case of *Andrew Laypole alias Isadore Leopold*, are approved and con-

firmed, and they are respectfully forwarded for the approval of the President of the United States, and for his further orders in the same.

BY ORDER OF BRIG. GEN'L LOCKWOOD.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. Gen'l.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., Jan'y 30th, 1864.

GENERAL ORDERS }
No. 5. }

I.—Before a General Court Martial, convened at Camp Lincoln, near the city of Wilmington, Delaware, in pursuance of Special Orders, No. 332, from these Head-Quarters, December 14th, 1863, of which Col. W. L. Schley of the 5th Maryland Infantry was President, and of which, by the relief of Col. Schley, Capt. T. M. Wenie became President, were arraigned and tried:

1. *James Hamilton*, private Co. C, 1st Delaware Vol. Infantry.

CHARGE 1:

Violation of the 15th Article of War.

Specification.—In this, that said *James Hamilton*, Co. C, 1st Delaware Volunteer Infantry, did, after being regularly mounted and marched on guard, leave the said guard without permission, and did remain so absent until apprehended and brought back. This at Wilmington, Delaware, on or about December second, eighteen hundred and sixty-three.

CHARGE 2:

Conduct prejudicial to good order and Military discipline.

Specification.—In this, that said *James Hamilton*, Co. C, 1st Delaware Volunteer Infantry, when being arrested

by the sergeant of the guard, did behave in a riotous and disorderly manner, and say "by Jesus Christ, if you take me you will have to take me dead," or words to that effect. This at Wilmington, Delaware, on or about December 3d, 1863.

To which Charge and Specification the accused pleaded, as follows :

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING

The Court having maturely considered the evidence adduced, find the accused, *James Hamilton*, private, Co. C, 1st Delaware Volunteers, as follows :

Of the specification to the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification to the 2d charge, "Guilty," except the word "riotous."

Of the 2d charge, "Guilty "

And the Court do therefore sentence the said private *James Hamilton*, Co. C, 1st Delaware Volunteer Infantry, to be confined in the guard house at Tilton General Hospital, Wilmington, Delaware, or elsewhere for two months.

2. *Thomas Wilkinson*, Co. G, 2d Delaware Volunteer Infantry.

CHARGE :

Violation of the 15th Article of War.

Specification.—In this, that said private *Thomas Wilkinson*, Co. G, 2d Delaware Volunteer Infantry, having been

regularly mounted and marched on guard, did leave said guard without permission, and remain so absent for the period of twelve hours or more. This at U. S. General Hospital, Wilmington, Delaware, on or about December 3d, 1863

To which charge and specification the prisoner pleaded, as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, do find the accused, *Thomas Wilkinson*, private, Co. G, 2d Delaware Volunteer Infantry, as follows :

Of the specification. "Guilty."

Of the charge. "Guilty"

And they do therefore sentence him, the said *Thomas Wilkinson*, private, Co. G, 2d Delaware Volunteer Infantry, to be confined at Fort Delaware or elsewhere, at hard labor, for the period of two months.

3. *Robert W. Russell*, Corporal, Co. B, 5th Md. Vol. Infant'y

CHARGE :

Theft.

Specification.—In this, that said *Robert W. Russell*, Corporal, Co. B, 5th Maryland Volunteer Infantry, did take from a clothing store on Market street, certain articles of clothing without the consent of or giving a consideration to the owner of said clothing, Mr. Buxbaum. This at Wilmington, Delaware, on the 19th

day of December, in the year of our Lord one thousand eight hundred and sixty three.

To which charge and specification the accused pleaded, as follows :

To the specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The witnesses summoned to sustain the aforesaid charge and specification, having refused to appear and testify against the accused, the Court do therefore acquit him.

4. *Theodore Coe*, private, Co. B, 5th Md Vol. Infantry.

CHARGE :

Theft.

Specification,—In this, that said *Theodore Coe*, private of Co. B, 5th Maryland Volunteer Infantry, did take from a clothing store on Market street, certain articles of clothing without the consent of or giving a consideration to the owner of said clothing, Mr. Buxbaum. This at Wilmington, Delaware, on the 19th day of December, in the year of our Lord one thousand eight hundred and sixty-three.

To which charge and specification the accused pleaded as follows:

To the specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The witnesses summoned to sustain the aforesaid charge and specification, having refused to appear and testify against the accused, the Court do therefore acquit him.

5. *Lewis W. Merrick*, Sergt., Co C, Purnell Cavalry Md. Vols.

CHARGE :

Absence without leave.

Specification.—In this, that said Sergeant *Lewis W. Merrick*, Co. C, Purnell Cavalry, Maryland Volunteers, did on the 21st day of December, 1863, while an inmate of the Tilton General Hospital, Wilmington, Delaware, obtain a pass for twenty-four hours, and failed to report at the expiration of his pass, and remained absent until Monday the 28th day of December, 1863. This at Wilmington, Delaware, on or about the 21st and 28th days of December, in the year of our Lord one thousand eight hundred and sixty-three.

To which charge and specification the prisoner pleaded as follows :

To the specification, " Guilty."

To the charge, " Guilty."

FINDING.

The Court having maturely considered the case, find the accused in affirmance of his pleas, as follows :

Of the specification, " Guilty."

Of the charge, " Guilty."

And the Court do therefore sentence him the said Sergeant *Lewis W. Merrick*, Co. C, Purnell Cavalry to be suspended from his rank, and to do duty as a private for the space of one (1) month, and to forfeit five dollars of his monthly pay for the same period, and at the expiration of said time, to be restored to his rank and pay.

6, *Jackson A. Humphrey*, private Ahl's Indp't Battery Heavy Artillery, Delaware Volunteers.

CHARGE :

Robbery.

Specification.—In this, that said private *Jackson A. Humphrey*, of Ahl's Indp't Battery, did on the night of the 24th of December, 1863, cut open the pocket of James Doyle, a recruit for the 112th Regt. Pa. Vols. and abstract therefrom a pocket book, or wallet, containing three hundred and twenty dollars, (\$320.) and on being discovered in the act, by said James Doyle, did threaten to shoot him if he raised an alarm. This at Fort Delaware, Del., on the night of December 24, 1863.

To which charge and specification the prisoner pleaded as follows :

To the specification, " Guilty," except the words threaten to shoot.

To the charge, " Guilty."

The court having maturely considered the evidence adduced, find in affirmance of the pleas of the prisoner, the said *Jackson A. Humphrey*, as follows :

Of the specification, " Guilty." except the words threaten to shoot.

Of the charge " Guilty,"

And the Court do therefore sentence him, the said *Jackson A. Humphrey*, private Co. A, Ahl's Independent Battery, Heavy Artillery, to forfeit eight dollars of his monthly pay for six months, and to be confined at hard labor at Fort Delaware, or elsewhere, for the same period.

7. *Summerfield Trott*, private Co. E, 5th Md. Vol. Infantry.

CHARGE :

Desertion.

Specification 1.—In this, that private *Summerfield Trott*, Co. E, 5th Md. Vol. Infantry, did desert the service of the United States, on or about the 10th day of November, 1861, from Camp Hoffman, Baltimore, Md., and did remain a deserter until he was arrested by Corporal Winters, on or about the 30th day of November, 1861. This at Camp Hoffman, Baltimore, on or about November 10th, 1863.

Specification 2.—In this, that private *Summerfield Trott*, 5th Md. Vol. Infantry, did desert the service of the United States, on or about the 1st day of January, 1862, from Camp Hoffman, Baltimore, Md., and did remain a deserter until he was arrested by the Provost Marshal of Baltimore, Md., November 20th, 1863. This at Camp Hoffman, Baltimore, Md., on or about the 1st day of January, 1862.

To which charge and specifications the prisoner pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner, *Summerfield Trott*, as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, the said private *Summerfield Trott*, Co. E, 5th Md. Vol. Infantry, to forfeit

all pay due or to become due, and to be confined at hard labor at Fort Delaware, or elsewhere, for the balance of his term of enlistment.

8. *William T. Murry*, Company G, 5th Maryland Vols.

CHARGE :

Desertion.

Specification — In this, that private *William T. Murry*, Co. G, 5th Md. Vols., being regularly enlisted into United States service, did desert the same at Camp Catoc-tin, Maryland, on or about June 2d, 1863.

To which charge and specification the prisoner pleaded as follows :

To the specification, "Not guilty," but "Guilty of absence without leave."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, do affirm the pleas of the prisoner, and find him as follows :

Of the specification, "Not guilty," but "Guilty of absence without leave."

Of the charge, "Not guilty," of desertion, but "Guilty of absence without leave."

And the Court do therefore sentence him, private *William T. Murry*, Co. G, 5th Md. Vol. Infantry, as follows : "to forfeit all pay now due ; and to forfeit six (6) dollars of his monthly pay for six months, and be confined at hard labor at Fort Delaware, or elsewhere, for the same period.

9. *James N. Watkins*, private, Co. D, 5th Regt Md. Vol. Infantry.

CHARGE:

Violation of the 9th Article of War.

Specification.—In this, the said private *James N. Watkins*, of Company D, 5th Regt. Md. Vol. Infantry, did, on or about the 9th day of December, kick Corporal Charles Cunningham, of Company G, 5th Regt. Md. Vol. Infantry, in the face, and cause a cut on his nose, without any just provocation whatever. All this at Fort Delaware, Del., on or about the 9th day of December, 1863.

To which charge and specification, the prisoner pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Not guilty."

And the Court do therefore sentence the said private *James N. Watkins*, Company D, 5th Regiment Maryland Volunteer Infantry, to make an apology in front of the parade.

10. *John Casey*, private, ninety-sixth Company, seventh Regiment Invalid Corps.

CHARGE:

Conduct prejudicial to good order and Military Discipline.

Specification.—In this, that said *John Casey*, private ninety-sixth Company, seventh Regiment Invalid Corps, did

say to Sergeant Eli Dickinson : " You are a damned pretty man for arresting a soldier for getting drunk on post," or words to that effect, and did behave in a very insolent manner. This at U. S. Army Hospital, Wilmington, Delaware, on or about January 5th, 1864.

To which charge and specification the prisoner pleaded as follows :

To the specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, " Guilty."

Of the charge, " Guilty."

And the Court do therefore sentence him, the said *John Casey*, private ninety-sixth Company, seventh Regiment Invalid Corps, to forfeit six dollars of his monthly pay for four months, and to be confined at hard labor for the same period.

11. *James McHugh*, private ninety-sixth Company, seventh Regiment Invalid Corps.

CHARGE :

Violation of the 45th Article of War.

Specification — In this, that said private *James McHugh*, ninety-sixth Company, seventh Regiment Invalid Corps, after being duly posted as a sentinel, did get so drunk as to be unable to perform his duty. This at U. S. General Hospital, Wilmington, Delaware, on

or about January 5th, eighteen hundred and sixty-four.

To which charge and specification the prisoner pleaded as follows :

To the specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows :

Of the specification, " Guilty."

Of the charge, " Guilty."

And the Court do therefore sentence the said private *James McHugh*, ninety-sixth Company, seventh Regiment Invalid Corps, to be placed in close confinement at Fort Delaware, or elsewhere, for the period of four months.

12. *James Hornbeck*, private ninety-sixth Company, seventh Regiment, Invalid Corps.

CHARGE :

Violation of the 45th Article of War.

Specification.—In this, that said private *James Hornbeck*, ninety-sixth Company, seventh Regiment Invalid Corps, after being duly detailed and mounted on guard, did get so drunk as to be unable to perform his duty. This at U. S. General Hospital, Wilmington, Delaware, on or about January 5th, eighteen hundred and sixty-four.

To which charge and specification the prisoner pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

The Court having maturely considered the evidence adduced, find the prisoner, *James Hornbeck*, private ninety-sixth Company, seventh Regiment Invalid Corps, as follows :

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And they do therefore acquit the said prisoner.

13. *Lawrence Cronan*, private ninety-sixth Company, seventh Regiment Invalid Corps.

CHARGE :

Violation of the 45th Article of War.

Specification — In this, that private *Lawrence Cronan*, 96th Co. 7th Regiment Invalid Corps, after being duly posted as a sentinel, did get so drunk as to be unable to perform his duty. This at U. S. General Hospital, Wilmington, Del. on or about January 5th, 1864.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge _____

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows :

Of the specification, "Guilty "

Of the charge, "Guilty."

And the Court do therefore sentence him, the said private *Lawrence Cronan*, 96th Company, 7th Regiment Invalid Corps,

to be confined at Fort Delaware for the period of four (4) months.

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, except in the cases of *Thomas Wilkinson*, *James N. Watkins*, *Lawrence Cronan*, and in portions of the cases of *James Hamilton* and *Summerfield Trott*.

III —The sentences against *James Hamilton*, *Lewis W. Merrick*, *Jackson A. Humphrey*, *Summerfield Trott*, *William T Murray*, *John Casey*, *James McHugh*, will be carried into execution. That against *Hamilton* at Tilton Hospital, Wilmington, Del. Those against *Humphrey*, *Trott*, *Murray*, *Casey* and *McHugh*, will be carried into execution at Fort Delaware, Del.

IV —*Robert W. Russell*, *Theodore Coe* and *James Hornbeck*, having been acquitted by the Court, will be released from arrest and restored to duty.

V —The proceedings and sentence in the case of *Thomas Wilkinson* are disapproved and annulled, because he is charged with a violation of the 15th Article of War. The specification sets forth that having been placed as a sentinel he left his guard without proper authority. There is no offence against the 15th Article of War described, nor is any such offence proved in the case. The prisoner will be released from arrest and restored to duty.

VI —The proceedings and sentence in the case of *James N Watkins*, are disapproved and the sentence annulled, because he being found not guilty of the charge should have been acquitted, and because the specification does not set forth any offence against the 9th Article of War, which he is charged with having violated; and further, because the sentence is one which cannot be executed, except by the act of the prisoner, and could only be enforced by imprisonment which might be perpetual. He will be released from arrest and restored to duty.

VII.—The proceedings in the case of *Lawrence Cronan* are disapproved and annulled, because it does not appear from the record that he pleaded, when arraigned, to the charge. This is probably an omission of the clerk, and might be corrected by the Court if reconvened, but the case is not deemed of sufficient importance to justify that course. *Cronan* will, therefore, be released from arrest and restored to duty.

VIII.—Although the sentences in the cases of *Hamilton* and *Trott* are confirmed and ordered to be carried into execution, there are errors in the proceedings which should be noticed. In the first charge and specification against *Hamilton*, he is charged with violating the 15th Article of war, while the specification and evidence point to a violation of the 46th Article. The error in the charge is supposed to be a clerical mistake. The offence set forth in the 1st specification to the charge against *Trott* is said to have been committed in November, 1861. He was not arraigned until the 18th of January, 1864, and the Court before which he was tried, was not ordered till the 14th of December, 1863. There is no reason shown in the record why he was not tried at an earlier day. The prosecution under that specification was barred by lapse of time.

IX.—The General Court Martial, of which Captain T. M. Wenz, 2d Delaware Infantry, was President, is dissolved.

BY ORDER OF BRIG. GEN. LOCKWOOD.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. Genl.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *March 5th*, 1864.

GENERAL ORDERS)

No. 9.)

I.—Before a Military Commission convened at Baltimore, Md., pursuant to Special Orders No. 17, from these Head-Quarters, Jan. 20, 1864, of which Capt. H. L. EMMONS, Jr., 5th N. Y. Artillery, was President, was arraigned and tried :

1.—*John P. Fowler*, a citizen.

CHARGE 1ST :

Attempting to procure and entice Soldiers in the Military Service of the United States to desert the same.

Specification.—In this, that *John P. Fowler*, a citizen of the State of Maryland, did, on or about the 7th day of December, 1863, at the City of Baltimore, Md., in conjunction with one Thomas H. Smith, and one Charles B. Stewart, citizens of the said State and city, attempt to procure and entice Sergt. William Sadler, of the Invalid Corps, and Robert Blakesley, of the 7th Regt. Ohio Vols., both soldiers in the military service of the United States, to desert the said service.

CHARGE 2D :

Attempting to procure Substitutes for the Military Service of the United States, to be sent into another State, to the prejudice of the Draft here under the Enrolling Act, in violation of G. O. of the Middle Department, No. 48.

Specification.—In this, that he, *John P. Fowler*, a citizen of Maryland, did, on or about the 7th day of December, 1863, at the City of Baltimore, and State of Maryland, in conjunction with one Thomas H. Smith, and Charles B. Stewart, citizens of Maryland, as agents for the procurement of substitutes within the Military Department, that is the Middle Department, attempt to procure William Sadler, and Robert Blakesley, two able bodied men, fit for military service, as substitutes to be taken out of this Department, and into the State of Pennsylvania to be substitutes for men drafted there.

To which charges and specifications, the prisoner pleaded as follows :

To specification to 1st charge, " Not guilty."

To 1st charge, " Not Guilty."

To specification to 2d charge, " Not guilty."

To 2d charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows :

Of specification to 1st charge, " Not guilty."

Of 1st charge, " Not guilty."

Of specification to 2d charge, " Not guilty."

Of 2d charge, " Not guilty."

We do therefore acquit the prisoner, the said *John P. Fowler*, of the charges and specifications against him herein.

HEAD-QUARTERS, MIDDLE DEPARTMENT,

8TH ARMY CORPS,

Baltimore, March 4, 1864.

The proceedings, finding and sentence in the above case of *John P. Fowler*, are disapproved. The Commanding General is of opinion, that the evidence in the case was sufficient to convict the party upon both charges and specifications.

The Commanding General might return this case to the Commission with this expression of opinion, but he feels that so palpable an error could scarcely be supposed capable of correction by such a course. The prisoner will therefore be discharged from custody.

By ORDER OF BRIG. GEN. LOCKWOOD.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. Gen'l.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD, *March 9th, 1864.*

GENERAL ORDERS }
No. 10. }

I.—Before a General Court Martial, convened at Baltimore, Md., by Special Orders No. 27, from Head-Quarters, Middle Department, 8th Army Corps, Baltimore, Md., January 30th, 1864, of which Brig. Gen. D. Tyler was President, were arraigned and tried.

1. Major *N. B. Knight*, of the 1st Del. Cavalry.

CHARGE 1st.

Drunkenness on Duty.

Specification 1st.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Vol. Cavalry, he then being in the service of the United States, and while in command of the Battalion, was so intoxicated from the effects of the use of spirituous liquors, as to incapacitate him from performing his duties in an officer-like manner. This on the march from Wilmington, Del., to Salisbury, Md., on or about the 17th day of Feb. Anno Domini eighteen hundred and sixty-three.

Specification 2d.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Vol. Cavalry, he then being in the service of the United States, and while in command of the Battalion, and on an inspection of his command, under orders from Brig. Gen. Lockwood, was so intoxicated from the effects of the use of spirituous liquor, as to incapacitate him from performing his duties as inspecting officer, in an officer-like manner. This

at Salisbury, Maryland, on or about the 9th day of April, Anno Domini, one thousand eight hundred and sixty-three.

Specification 3d.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Vol. Cavalry, he then being in the service of the United States, and in command of the Battalion, and on an inspection of his command, under orders from Brig. Gen. Lockwood, was so intoxicated from the effects of the use of spirituous liquor, as to be unable to ride his horse properly, and was obliged to stop at one of the picket stations along the Military Telegraph line, and slept about four hours. This at Bridgetown, Northampton county, Virginia, on or about the 13th day of April, Anno Domini eighteen hundred and sixty-three.

Specification 4th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Vol. Cavalry, he then being in the service of the United States, and in command of the Battalion, was so intoxicated from the effects of the use of spirituous liquor, as to be unable to perform his duties in an officer-like manner. This after an inspection of his command at Drummondtown, Va., on or about the 14th, 15th, 16th and 17th days of May, Anno Domini, eighteen hundred and sixty-three.

Specification 5th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Vol. Cavalry, he then being in the service of the United States, and in command of the Battalion, was intoxicated from the effect of the use of spirituous liquor. This on or about the 16th day of June, Anno Domini, eighteen hundred and sixty-three, while on the way from Cherrystone Wharf to Townfields, Northampton county, Virginia.

Specification 6th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Vol. Cavalry, he then being in the service of the United States, and in command of the Battalion, was so intoxicated from the

effects of the use of spirituous liquor, as to incapacitate him from performing his duties in an officer-like manner. This on the march from Drummondtown, Accomac county, Va., to Cambridge, Dorchester county, Md., on or about the 19th day of June, Anno Domini eighteen hundred and sixty-three.

CHARGE 2d.

Absent without leave.

Specification.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Vol. Cavalry, he then being in the service of the United States, and in command of the Battalion, did without authority leave his command, then in the 1st Separate Brigade, 8th Army Corps, and proceed to Fortress Monroe, Department of Virginia. This on or about the 15th day of June, Anno Domini eighteen hundred and sixty-three.

CHARGE 3d.

Violation of paragraph 1017, Revised Regulations for the Army of the United States.

Specification—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, he then being in the service of the United States, and in command of the Battalion, did appropriate to his own use a Government horse, left at camp by a straggler, supposed to belong to the 1st Maryland Cavalry; the said horse being still in his possession and use. This at Camp Meade, Baltimore, Md., on or about the 10th day of July, Anno Domini eighteen hundred and sixty-three.

CHARGE 4TH:

Conduct Prejudicial to Good Order and Military Discipline.

Specification 1st—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, he then being in the service of the United States, and while in command of the Battalion, was so intoxicated

from the effects of the use of spirituous liquor, as to incapacitate him from performing his duties in an officer-like manner. This on the march from Wilmington, Delaware, to Salisbury, Md., on or about the seventeenth day of February, Anno Domini eighteen hundred and sixty-three.

Specification 2d.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, he then being in the service of the United States, and in command of the Battalion, was intoxicated from the effects of the use of spirituous liquor, at a public lecture, and in the streets of the city. This at Wilmington, Delaware, on or about the fourth day of December, Anno Domini eighteen hundred and sixty-two.

Specification 3d.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, he then being in the service of the United States, did come to camp in a state of intoxication, and proceeded to his quarters, where he drank so frequently of spirituous liquor as to become beastly drunk. This at Camp Smithers, near Wilmington, Delaware, on or about the twenty-ninth day of January, Anno Domini eighteen hundred and sixty-three.

Specification 4th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, he then being in the service of the United States, and while in command of the Battalion, and on an inspection of his command, under orders from Brigadier-General Lockwood, was so intoxicated from the effects of the use of spirituous liquor, as to incapacitate him from performing his duties as inspecting officer in an officer-like manner. This at Salisbury, Md., on or about the 9th day of April, Anno Domini eighteen hundred and sixty-three.

Specification 5th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry,

he then being in the service of the United States, and in command of the Battalion, was so intoxicated from the effects of the use of spirituous liquor, as to be unable to perform his duties in an officer-like manner. This after his return from an inspection of his command at Drummondtown, Virginia, on or about the 14th, 15th, 16th, and 17th days of May, Anno Domini eighteen hundred and sixty-three

Specification 6th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, he then being in the service of the United States, and in command of the Battalion, and on an inspection of his command, under orders from Brigadier-General Lockwood, was so intoxicated from the effects of the use of spirituous liquor, as to be unable to ride his horse properly, and was obliged to stop at one of the picket stations along the Military Telegraph line, and sleep about four hours. This at Bridgetown, Northampton county, Virginia, on or about the 13th day of April, Anno Domini eighteen hundred and sixty-three.

Specification 7th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, he then being in the service of the United States, and in while in command of the Battalion, did play at cards for money, with an enlisted man, or men, of his command. This at the United States Military Hospital at Eastville, Northampton county, Virginia, on or about the 8th day of June, Anno Domini eighteen hundred and sixty-three.

Specification 8th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, he then being in the service of the United States, and in command of the Battalion, was intoxicated from the effects of the use of spirituous liquor. This on or about 16th day of June, Anno Domini eighteen hundred and sixty-three, while on the way from Cherrystone Wharf, to Townfields, Northampton county, Virginia.

Specification 9th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry,

he then being in the service of the United States, and in command of the Battalion, was so intoxicated from the effects of the use of spirituous liquor, as to incapacitate him from performing his duties in an officer-like manner. This on the march from Drummondtown, Accomac county, Virginia, to Cambridge, Dorchester county, Md., on or about the 19th day of June, Anno Domini, eighteen hundred and sixty-three.

Specification 10th.—In this, that the said Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, he then being in the service of the United States, and in command of the Battalion, did, when expecting the approach of the enemy, make his Head-Quarters about half-a-mile from the camp of his command, at a public house, leaving the officer in command of the camp without orders or instructions as to what course to pursue in case of an alarm or attack. This at Westminster, Carroll county, Md., on or about the 28th day of June, Anno Domini eighteen hundred and sixty-three.

To which charges and specifications, the accused, Major *Napoleon B. Knight*, pleaded as follows:

To the 1st specification to 1st charge, "Not guilty."

To the 2d specification to 1st charge, "Not guilty."

To the 3d specification to 1st charge, "Not guilty."

To the 4th specification to 1st charge, "Not guilty."

To the 5th specification to 1st charge, "Not guilty."

To the 6th specification to 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification to 2d charge, "Not guilty."

To 2d charge, "Not guilty."

To the specification to 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

To the 1st specification to 4th charge, "Not guilty."

To the 2d specification to 4th charge, "Not guilty."

To the 3d specification to 4th charge, "Not guilty."

To the 4th specification to 4th charge, "Not guilty."

To the 5th specification to 4th charge, "Not guilty."

To the 6th specification to 4th charge, "Not guilty."

To the 7th specification to 4th charge, "Not guilty."

To the 8th specification to 4th charge, "Not guilty."

To the 9th specification to 4th charge, "Not guilty."

To the 10th specification to 4th charge, "Not guilty."

To the 4th charge, "Not guilty."

FINDING:

The Court having maturely considered the evidence adduced, find the accused, Major *Napoleon B. Knight*, 1st Battalion 1st Regiment Delaware Volunteer Cavalry, as follows:

Of the 1st specification to 1st charge, "Not guilty."

- Of the 2d specification to 1st charge, "Not guilty."
 Of the 3d specification to 1st charge, "Not guilty."
 Of the 4th specification to 1st charge, "Not guilty."
 Of the 5th specification to 1st charge, "Not guilty."
 Of the 6th specification to 1st charge, "Not guilty."
 Of the 1st charge, "Not guilty."
 Of the specification to 2d charge, "Not guilty."
 Of the 2d charge, "Not guilty."
 Of the specification to the 3d charge, "Not guilty."
 Of the 3d charge, "Not guilty."
 Of the 1st specification to 4th charge, "Not guilty."
 Of the 2d specification to 4th charge, "Not guilty."
 Of the 3d specification to 4th charge, "Guilty" of the specification
 excepting the word "beastly."
 Of the 4th specification to 4th charge, "Not guilty."
 Of the 5th specification to 4th charge, "Not guilty."
 Of the 6th specification to 4th charge, "Not guilty."
 Of the 7th specification to 4th charge, "Guilty."
 Of the 8th specification to 4th charge, "Not guilty."
 Of the 9th specification to 4th charge, "Not guilty."
 Of the 10th specification to 4th charge, "Not guilty."
 Of the 4th charge, "Guilty."

And the Court do therefore sentence Major *N. B. Knight*, 1st Battalion 1st Regiment Delaware Vol. Cavalry, to forfeit to the United States Government one day's pay proper, and to be admonished by the General Commanding. The Court is induced to impose this trivial punishment in consequence of the mitigating circumstances connected with the conduct of Major *N. B. Knight*, on the 29th day of January, 1863, and the 8th of June, 1863, as is fully set forth in the testimony. The Court is further of the opinion, that the charges approach very nearly to such as come under the head of frivolous and vexatious.

2 *Bruff W. Tall*, Captain Co. G, 5th Md. Vol. Infantry.

CHARGE:

Violation of the 52d Article of War.

Specification 1st.—In this, that he, the said *Bruff W. Tall*, Captain Co. G, 5th Maryland Vol. Infantry, did order his Company to be withdrawn from the front of the enemy, in line of battle, which his Company was at that time engaging. All this at Winchester, Va., on or about the 13th of June, 1863.

Specification 2d.—In this, that he, the said *Bruff W. Tall*, Captain Co. G, 5th Maryland Vol. Infantry, did run away and shamefully desert his Regiment and Company, in face of the enemy in the time of battle. All this at Winchester, Va., on or about the 14th or 15th of June, 1863.

To which charge and specifications, the accused pleaded as follows:
 To 1st specification of charge, "Not guilty."
 To 2d specification of charge, "Not guilty."
 To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, Capt. *Bruff W. Tall*, 5th Maryland Vol. Infantry, as follows:

Of the 1st specification to the charge, "Not guilty."

Of the 2d specification to the charge, "Not guilty."

Of the charge, "Not guilty."

And the Court do therefore acquit Captain *Bruff W. Tall*, Co. G, 5th Maryland Vol. Infantry.

II.—The proceedings, finding and sentence in the case of Major *N. B. Knight*, are approved and confirmed, and the sentence imposed ordered into effect. Nothing is seen in the case by the General Commanding, to justify the imputation of frivolous and vexatious, attributed to the charges and specifications which seem to have been imperfectly developed by the Judge Advocate. Major *Knight*, stands admonished, and is hereby released from arrest, and restored to duty.

III.—The proceedings and finding in the case of Capt. *Bruff W. Tall*, Company G, 5th Maryland Infantry, are approved and confirmed. Capt. *Tall* is released from arrest and will return to duty.

By ORDER OF BRIG. GEN. H. H. LOCKWOOD.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. Gen'l.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, *March 15th*, 1864.

GENERAL ORDERS }
No. 13. }

I.—Before a General Court-Martial, convened at Salisbury, Md., pursuant to Special Orders, No. 29, from these Head-Quarters, Baltimore, Md., Feb. 2d, 1864, of which Capt. ANDREW STAFFORD, Co. E, 1st E. S. Md. Vols. was President, were arraigned and tried :
1. *William Hull*, private Co. H, 1st E. S. Md. Vols.

CHARGE:

Absence without Leave.

Specification.—In this, that he, private *William Hull*, of Company H, 1st Regiment Eastern Shore Maryland Volunteer Infantry, having been sent to Baltimore, Md., as a guard with prisoners on the 15th day of Dec., 1863, did not return to his Company at Easton, Md., on the 21st day of December following as he was ordered, but did remain absent without authority until the 29th day of Dec., 1863, at which time he reported to his Company.

To which charge and specification, the prisoner pleaded as follows :
“Not guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, “Guilty.”

Of the charge, “Guilty.”

And the Court do therefore sentence him, private *Wm. Hull*, Co. H, 1st Regt. E. S. Vol. Infantry, “to have the sum of five (\$5.) dollars deducted from his next monthly pay.”

2. *William E. Butler*, private Co. E, 1st E. S. Md. Vols.

CHARGE 1st.

Striking his Superior Officer whilst in the execution of his office.

Specification.—In this, that *Wm. E. Butler*, private of Co. E, 1st E. S. Md. Vols., did on or about the 9th day Jan., 1864, at or near the town of Salisbury, Md., strike *James R. Hooper*, 1st Lieut. Co. E, 1st E. S. Md. Vols., his superior officer, whilst the said 1st Lieut. *James R. Hooper*, was there and then in the execution of his office.

CHARGE 2d.

Conduct to the prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that he, private *Wm. E. Butler*, Co. E, 1st Regt. E. S. Md. Vols., did assault two females, whose names are unknown, with a stick of wood, and used very vulgar and profane language to a *Mrs. Grunwell*, and committed other acts of violence unbecoming a soldier. All this at or near Salisbury, Md., on or about the 9th day of January, 1864.

Specification 2d.—In this, that he, private *Wm. E. Butler*, Co. E, 1st E. S. Md. Vols., did on or about the 9th day of Jan., 1864, at or near Salisbury, Md., use very disrespectful, abusive and profane language towards 1st Lieut. *James R. Hooper*, Co. E, 1st E. S. Md. Vols.

To which charges and specifications, the prisoner pleaded as follows: "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

- Of the specification to the 1st charge, "Not guilty."
- Of the 1st charge, "Not guilty," but guilty of an assault upon Lieut. *James R. Hooper*.
- Of 1st specification to 2d charge, "Guilty."
- Of the 2d specification to 2d charge, "Guilty."
- Of the 2d charge, "Guilty."

And the Court do therefore sentence him, private *Wm. E. Butler*, of Company E, 1st Regt. E. S. Md. Vol. Infantry, "to have deducted from his monthly pay the sum of ten (\$10) dollars each month, for three (3) consecutive months.

3. *Daniel R. Fluharty*, of Co. E, 1st E. S. Md. Vols.

CHARGE:

Conduct prejudicial to Good Order and Military Discipline.

Specification 1st.—In this, that private *Daniel R. Fluharty*, of Co. E, 1st Regt. E. S. Md. Vols., did on or about the 9th day of January, 1864, commit an assault upon John Byrd, a citizen of Worcester county, Md., and went behind the bar of the said Byrd, and took therefrom one decanter containing spirituous liquor, and broke the same to the injury of the said Byrd.

Specification 2d.—That the said, *Daniel R. Fluharty*, did menace and threaten to take the life of the said John Byrd, and without provocation did use very profane and abusive language to the said Byrd, much to his injury, and against his peace. All this in the town of Salisbury, Md., on the day and date above named.

To which charge and specifications, the prisoner pleaded as follows: "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the 1st specification, "Guilty," except the words "and broke the same to the injury of the said Byrd."

Of the 2d specification, "Guilty," except the words "and threatened to take the life of the said Byrd."

Of the charge, "Guilty."

And the Court do therefore sentence him, private *Daniel R. Fluharty*, of Co. E, 1st E. S. Md. Vol. Infantry, "to have deducted from his monthly pay, the sum of ten (\$10) dollars each month for three (3) consecutive months."

4. *Samuel J. Barton*, Corporal Co. H, 1st E. S. Md. Vols.

CHARGE:

Absence without leave.

Specification.—In this, that he, Corporal *Samuel J. Barton*, of Co. H, 1st Regt. of E. S. Md. Vol. Infantry, having been sent to Baltimore, Md., as a guard with prisoners on the 1st day of December, 1863, did not return to his Company at Easton, Md., on the 21st day of December following as he was ordered, but did remain absent without authority until the 31st day of December, 1863, at which time he reported to his Company.

To which charge and specification, the prisoner pleaded as follows: "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, Corporal *Samuel J. Barton*, of Company H, 1st Regt. E. S. Md. Vol. Infantry, "to be reduced to a private, and to be fined one month's pay."

5. *Levin Todd*, private Co. B, 1st E. S. Md. Vols.

CHARGE:

Desertion.

Specification.—In this, that private *Levin Todd*, Co. B, 1st Regt. E. S. Md. Vols, on the morning of the 2d of July, 1863, at or near Taneytown, in the State of Maryland, when the Regiment was advancing to meet the enemy, did desert said Company and Regiment, leaving behind his gun and accoutrements, knapsack and other government property which through necessity were destroyed or lost. The said *Levin Todd*, being absent until the

15th day of February, 1864, at which time he reported in person to his Company. This at Deale's Island, Md.

To which charge and specification, the prisoner pleaded as follows: "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the specification, "Guilty," except the words "leaving behind his gun and accoutrements, knapsack and other Government property which through necessity were destroyed or lost."

Of the charge, "Guilty."

And the Court do therefore sentence him, the said *Levin Todd*, of Company B, 1st E. S. Md. Vol. Infantry, "to forfeit to the United States all pay and allowances which now are or that may become due to him, to be confined at hard labor without pay on such Government works as shall be designated by the Commanding General, for eighteen (18) calendar months from the approval of this sentence, and then be dishonorably discharged the service of the United States."

6. *George W. Penn*, private Co. B, 1st E. S. Md. Vols.

CHARGE:

Desertion.

Specification.—In this, that private *George W. Penn*, Co. B, 1st Regt. E. S. Md. Vols., did on or about the 26th day of February, 1863, desert said Company and Regiment, being on detached service as Pilot on steamer *Balloon*, from Nov. 27, 1861, to Feb. 26, 1863, at which time he was relieved from duty and ordered to report to his Company then stationed at Drummondtown, Va., which he failed to do. He was apprehended in Straits District, Derchester county, Md., Feb. 9, 1864.

To which charge and specification, the prisoner pleaded as follows: "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, private *George W. Penn*, Co. B, 1st E. S. Md. Vol. Infantry, as follows:

Of the specification, "Not guilty,"

Of the charge, "Not guilty."

And the Court do therefore acquit him.

7. *Thomas E. Walker*, private Co. E, 1st E. S. Md. Vols.

CHARGE:

Desertion.

Specification 1st.—In this, that *Thomas E. Walker*, private of Co. E, 1st Regt. E. S. Md. Vols., having been duly enlisted and mustered into the service of the United States, did desert the same. This at Camp Pocahontas, Northampton county, Va., on or about the 2d day of August, 1862.

Specification 2d.—In this, that the said *Thomas E. Walker*, after being arrested and lodged in the guard house at Salisbury, Md., did escape therefrom during the night of the 18th of November, 1862, and desert. He remained absent from his Company until the month of February, 1864, at which time he was re-arrested and brought to these Head-Quarters.

To which charge and specifications, the prisoner pleaded as follows: "Guilty."

FINDING.

The Court having maturely considered the case, do confirm the plea of the prisoner, and find him as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, the said *Thomas E. Walker*, private Company E. 1st E. S. Md. Vol. Infantry, "to forfeit to the United States all pay and allowances which now are, or that

may become due to him ; to be confined at hard labor without pay, on such Government work as may be designated by the Commanding General, for twelve (12) calendar months from the date of the approval of this sentence, then be dishonorably discharged the service of the United States.

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution. The place of punishment of privates *Levin Todd*, Co. B, 1st Regt. E. S. Md. Vol. Infantry, and *Thomas E. Walker*, Co. E, 1st E. S. Md. Vol. Infantry, the Commanding General designates at Fort McHenry, Maryland.

III.—*George W. Penn*, private Co. B, 1st Regt. E. S. Md. Vol. Infantry, will be released from arrest and restored to duty.

IV.—The General Court-Martial of which Capt. ANDREW STAFFORD, Co. E, E. S. Md. Vols. is President, is hereby dissolved.

By ORDER OF BRIG. GEN. H. H. LOCKWOOD.

WM. H. CHESEBROUGH,
Lt. Col. and A. A. Gen'l.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *March 16th, 1864.*

GENERAL ORDERS } }

No. 14.

I.—Before a General Court Martial convened at Baltimore, Md., pursuant to Special Orders, No. 27, from these Head-Quarters, Jan. 30th, 1864, of which Brig. Gen. D. TYLER, U. S. Vols. was President, and of which Brig. Gen. TYLER having been relieved, Col. S. GRAHAM, 5th N. Y. Artillery, became President, was arraigned and tried.

1. *Andrew McLetchie*, Asst. Surgeon 79th Regt. N. Y. State Militia.

CHARGE 1ST:

Drunkenness while in charge of a Hospital.

Specification 1st.—In this, that he, the said Asst. Surgeon *Andrew McLetchie*, 79th N. Y. S. Militia, while in charge of the Hospital at Camp Parole, near Annapolis, Md., was under the influence of liquor to such an extent as to be unfit for duty from March 21st, 1863, to April 4, 1863. All this at Camp Parole, near Annapolis, Md., between March 21st, 1863, and April 4th, 1863.

Specification 2d.—In this, that he, the said Asst. Surgeon *Andrew McLetchie*, 79th N. Y. State Militia, while in charge of the Hospital at Camp Parole, was under the influence of liquor to such an extent as to be unfit for duty from June 1st, 1863, to June 13th, 1863, and on or about June 10th, 1863, was so drunk that he was helped to his bed, and laid in it. All this at Camp Parole, near Annapolis, Md., between June 1st, 1863, and June 13th, 1863.

CHARGE 2D :

Drunkenness.

Specification 1st.—In this, the said Asst. Surgeon, *Andrew McLetchie* 79th N. Y. State Militia, was intoxicated with liquor. All this at Camp Parole, near Annapolis, Md., on or about June 10th, 1863.

Specification 2d.—In this, that the said Asst. Surgeon *Andrew McLetchie*, 79th N. Y. State Militia, was intoxicated with liquor. All this at Camp Parole, near Annapolis, Md., on or about August 2d, 1863.

Specification 3d.—In this, that he, the said Asst. Surgeon *Andrew McLetchie*, 79th N. Y. State Militia, was intoxicated with liquor. All this at Camp Parole, near Annapolis, Md., on or about January 26, 1864.

CHARGE 3D :

Conduct unbecoming an Officer and a Gentleman.

Specification.—In this, that he, the said Asst. Surgeon *Andrew McLetchie*, 79th N. Y. State Militia, did absent himself from Camp Parole when he was on duty, without the knowledge or consent of the commanding officer, and returned to Camp Parole about midnight in a state of intoxication, and did attempt to run his horse into camp past a sentinel without giving the countersign, and on being halted by the sentinel, he, the Asst. Surgeon *Andrew McLetchie*, 79th N. Y. State Militia, did ride his horse at a furious rate around the camp, and endeavor several times to cross the beats of the sentinels without giving the countersign, and without calling for the officer of the guard or the officer of the day. All this at Camp Parole, near Annapolis, Md., on or about January 26th, 1864.

CHARGE 4TH :

Disobedience of Orders.

Specification.—In this, that he, the the said Asst. Surgeon *Andrew McLetchie*, 79th N. Y. State Militia, did disobey an or-

der given to him on or about January 26th, 1864, by Lieutenant Henry H. Fish, 94th N. Y. Volunteers, officer of the day, to report in person at the Head-Quarters of Camp Parole, at 9 o'clock, A. M., January 27, 1864, to answer for his unofficer-like conduct in attempting to run the guard. All this (the disobedience) at Camp Parole, near Annapolis, Md., on or about January 27th, 1864.

To which charges and specifications the accused pleaded as follows:

To 1st specification to 1st charge, "Not Guilty."

To 2d specification to 1st charge, "Not Guilty."

To 1st charge, "Not Guilty."

To 1st specification to 2d charge, "Not Guilty."

To 2d specification to 2d charge, "Not Guilty."

To 3d specification to 2d charge, "Not Guilty."

To 2d charge, "Not Guilty."

To the specification of the 3d charge, "Not Guilty."

To the 3d charge, "Not Guilty."

To the specification of the 4th charge, "Not Guilty."

To the 4th charge, "Not Guilty."

FINDING.

The Court, having maturely considered the evidence adduced, find the accused, Asst. Surgeon *Andrew McLetchie*, as follows:

Of the 1st specification to 1st charge, "Guilty of so much as relates to the 21st of March, 1863."

Of the 2d specification to 1st charge, "Guilty of so much as relates to the 10th of June, 1863."

Of the 1st charge, "Guilty."

The second charge and its specifications were withdrawn with the consent of the Court.

Of the specification to the 3d charge, "Guilty," except of those parts worded, "without the knowledge and consent of the commanding officer," and "without calling for the officer of the guard or the officer of the day."

Of the 3d charge, "Guilty."

Of the specification of the 4th charge, "Guilty."

Of the 4th charge, "Guilty."

And the Court do therefore sentence the said Assistant Surgeon, *Andrew McLetchie*, 79th N. Y. State Militia, to be dismissed the service.

II.—The proceedings, finding and sentence in the foregoing case of Asst. Surgeon *Andrew McLetchie*, are approved and confirmed, and he ceases to be an officer in the service of the United States from this date.

BY ORDER OF BRIG. GEN. LOCKWOOD.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. Gen'l.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *March 18th, 1864.*

GENERAL ORDERS }
No. 15. }

I.—Before a Military Commission convened at Baltimore, Md., pursuant to Special Orders, No. 17, from these Head-Quarters, Baltimore, Md., Jan. 20, 1864, of which Capt. HERMON L. EMMONS is President, was arraigned and tried :

S. D. Spence, a citizen.

CHARGE :

Attempted violation of the Laws of War, as laid down in paragraph 86, of General Orders, No. 100, War Department, April 24, 1863.

Specification.—In this, that *S. D. Spence*, a citizen of the United States, on or about the 22d day of January, 1864, he then being a resident of the State of Maryland, and within the lines of the military forces of the United States, was at or near Leonardtown, Maryland, engaged in the attempt, wrongfully, unlawfully, and without any authority or permission whatever, to go within the lines of the army of the so-called Confederate States. He, the said *Spence*, then and there attempting and designing to pass from within the said lines of the military forces of the United States into the lines of the army of the said so-called Confederate States, enemies and in rebellion against the United States, with the intention and declared purpose of aiding the said enemies of the United States, and joining with the said forces of the Confederate States in their hostility to the United States.

To which charge and specification the prisoner pleaded as follows :

To the specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification, " Guilty."

Of the charge, " Guilty."

And the Commission do therefore sentence him, the said *S. D. Spence*, " to be confined at such place as may be designated by the Commanding General, for one year, from the 15th day of March, 1864."

II.—The proceedings, finding and sentence in the above case of *S. D. Spence*, a citizen, are approved and confirmed, and the prisoner will be confined at Fort McHenry, Md., for one year from the 15th day of March, 1864.

BY ORDER OF BRIG. GEN'L LOCKWOOD.

WM. H. CHESEBROUGH,

Lt. Col. and A. A. A. Gen'l.

OFFICIAL :

A. D. C.

HEAD-QUARTERS.

MIDDLE DEPARTMENT, 5TH ARMY CORPS.

BALTIMORE, MD., *April 1st, 1864.*

GENERAL ORDERS }
 }

No. 18. }

I.—Before a Military Commission convened at Baltimore, Md., pursuant to Special Orders, No 17, and No. 51 from these Head-Quarters, of which Captain H. L. EMMONS, 5th Regt. N. Y. Vol. Artillery was President, was arraigned and tried:

1. *John Scally*, a citizen.

CHARGE 1ST:

Recruiting soldiers for the Army of the so-called Confederate States, enemies of the United States, within the lines of the Army of the United States.

Specification 1st.—In this, that *John Scally*, a citizen, resident in the city of Baltimore, and State of Maryland, did at or near the said city, within the limits of the said State, and within the lines of the Army of the United States, from day to day daily during the year 1863, engage in the business of recruiting men as soldiers for the army of the enemies of the United States, the so-called Confederate States of America, and did at such times, within the limits of said State, and the lines of the said army of the United States, recruit and enlist large numbers of men as soldiers for the army of the said so-called Confederate States, enemies as aforesaid of the United States.

Specification 2d.—In this, that the said *John Scally*, a citizen resident in the city of Baltimore, and State of Maryland, did at or near the said city, within the limits of the United States and within the lines of the armies of the United States, on or about the 5th day of December,

1863, whilst martial law had been proclaimed and existed within the said State, engage in the enlistment and recruiting of men as soldiers for the army of the enemies of the United States, that is for Harry Gilmor's Battalion of Cavalry, being a Battalion of Cavalry in the army and service of the so-called Confederate States, enemies of the United States as aforesaid.

CHARGE 2d :

Treason.

Specification 1st.—In this, that he, *John Scally*, a citizen resident in the city of Baltimore, and State of Maryland, did at or near the said city, within the limits of the said State, from day to day daily during the year 1863, engage in the business of recruiting men as soldiers for the army of the enemies of the United States, the so-called Confederate States of America, and did at such times and within the limits of the said State as aforesaid, recruit large numbers of men as soldiers for the army of the said so-called Confederate States.

Specification 2d.—In this, that the said *John Scally*, a citizen resident in the city of Baltimore, and State of Maryland, did at or near the said city, within the limits of the said State, on or about the 5th day of December, 1863, engage in the enlistment and recruiting of men as soldiers for the army of the enemies of the United States, that is for Harry Gilmor's Battalion of Cavalry, being a Battalion of Cavalry in the army of the so-called Confederate States, enemies of the United States.

Specification 3d.—In this, that he, the said *John Scally*, a citizen of the city of Baltimore, and State of Maryland, having enlisted men for the army of the enemies of the United States, the so-called Confederate States of America, did on or about the 5th day of December, 1863, at or near the said city, and within the limits of the said State, and at various other times, from day to day, harbor and pro-

tect the men so enlisted, and other soldiers of the said Confederate States.

To which charges and specifications, the prisoner pleaded as follows:

To the first specification to the 1st charge, "Not guilty."

To the 2d specification to 1st charge, "Not guilty."

To the 1st charge. "Not guilty."

To the 1st specification to 2d charge, "Not guilty."

To the 2d specification to 2d charge, "Not guilty."

To the 3d specification to 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the prisoner as follows:

Of the 1st specification to 1st charge, "Guilty," except the words "a citizen."

Of the 2d specification to 1st charge, "Guilty," except the words "a citizen."

Of the 1st charge, "Guilty."

Of the 1st specification to 2d charge, "Guilty," except the words "a citizen."

Of the 2d specification to 2d charge, "Guilty," except the words "a citizen."

Of the 3d specification to 2d charge, "Not guilty."

Of the 2d charge, "Not guilty of the charge as laid, but guilty of the following facts, namely, recruiting soldiers for the army of the so-called Confederate States, enemies of the United States, within the lines of the armies of the United States.

And the Commission do therefore sentence the said, *John Scally*, to two years imprisonment, from the 12th day of December, 1863, at hard labor at such place as the General Commanding may designate.

II.—The proceedings, finding and sentence in the foregoing case of *John Scally*, are approved and confirmed. The Commanding General designates as the place of punishment, the Penitentiary at Albany, New York.

III.—The Military Commission of which Captain H. L. EMMONS,
5th N. Y. Vol. Artillery was President, is hereby dissolved.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. Gen'l.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *April 19th, 1864.*

GENERAL ORDERS }
No. 26. }

I.—Before a Military Commission convened at Baltimore, Maryland, pursuant to Special Orders No. 87 and No. 90, from these Headquarters, of which Capt. J. B. BAKER, 8th N. Y. Artillery was President, were arraigned and tried :

1. *William Stokes*, a citizen.

CHARGE 1ST :

Acting as a Spy.

Specification.—In this, that *William Stokes*, on or about the 22d day of February, 1864, and on several days just preceding the 22d day of February, was found lurking as a spy in and about the posts, quarters and encampments of the armies of the United States within the State of Maryland, in a time of rebellion against the Supreme authority of the United States and more especially in and about the posts, quarters and encampments of the said armies of the United States, at or near the Point of Rocks, Maryland and at or near Frederick city, Maryland.

CHARGE 2D :

Lurking as a Spy in and about the posts, quarters and encampments of the armies of the United States in time of rebellion against the Supreme authority of said United States.

Specification.—In this, that the said *William Stokes*, on or about the 22d day of February 1864, and on several days between the said 22d day of February 1864 and the 1st day of

January 1864, was found lurking as a spy in and about the posts, quarters and encampments of the armies of the United States, within the State of Maryland, that is, in and about the posts, quarters and encampments of said armies, at or near the Point of Rocks in said State, and at or near Frederick city in said State, in a time of rebellion against the Supreme authority of the said United States. The said *Stokes* having clandestinely and without authority, at some time between the 1st day of January 1864, and the 22d day of February 1864, passed from within the lines of the armies of the persons so in rebellion against the Supreme authority of the United States, into or about the aforesaid posts, quarters and encampments of the armies of the United States.

CHARGE 3D:

Violation of the laws of war as laid down in Paragraph 86, of General Orders No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that the said *William Stokes*, in time of war between the United States and the so-called Confederate States of America, did on some day between the 1st day of January 1864 and the 22d day of February 1864, without lawful authority therefor, pass from within the lines of the armies of the so-called Confederate States, into the lines of the armies of the United States and was on or about the 22d day of February 1864, engaged in the attempt to return from within the said lines of the armies of the said United States, without authority thereto, into the lines of the armies of the so-called Confederate States, then at war with the United States as aforesaid, and then and there to convey into the said lines of the said enemies of the United States, large sums of money and clothing and other property, and to communicate information and otherwise give aid to the armies and people of the so-called Confederate States, at

war with the United States as aforesaid. All this at the time aforesaid, at or near the Point of Rocks, Maryland, and at or near Frederick city, Maryland, and at or near Mount Airy, in the State of Maryland.

Specification 2d.—In this, that the said *William Stokes*, on or about the 1st day of February 1864, and at some day between the 1st day of January 1864 and the 22d day of February 1864, did hold intercourse by travel, between the territory occupied by the armies of the so-called Confederate States, then at war with the United States, and the territory occupied by the armies of the United States, by passing without authority thereto, from within the lines of the armies of the so-called Confederate States in the State of Virginia, into the State of Maryland, and within the lines of the armies of the United States.

Specification 3d.—In this, that the said *William Stokes*, on or about the 23d day of February 1864, at or near Mount Airy, Carroll county Maryland, was engaged in the attempt to transport from within the lines of the armies of the so-called Confederate States, then at war with the United States, large sums of money and other property, and to go himself and give other aid to the armies and people of the so-called Confederate States, then at war with the United States as aforesaid.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, " Not guilty."

To the 1st charge, " Not guilty."

To the specification of the 2d charge, " Not guilty."

To the 2d charge, " Not guilty."

To so much and such parts of the 1st specification of the 3d charge as sets forth that he passed without lawful authority therefor, from within the lines of the armies of the so-called Confederate States, and that he was engaged in an attempt to return from within said lines of the armies of the United States, without authority therefor, into the lines of the armies of the so-called Confederate States at

the respective times and places in said specification alleged, he pleads "Guilty." And as to the residue of said specification, "Not guilty."

To the 2d specification of the 3d charge, "Guilty."

To so much and such parts of the 3d specification to the 3d charge as sets forth, that he was engaged at the time and place in said specification mentioned, in an attempt to go himself from within the lines of the armies of the United States, to within the lines of the armies of the so-called Confederate States, "Guilty." And as to the residue of said specification, "Not guilty."

To the 3d charge, "Guilty."

FINDING.

The Commission having maturely considered the case, the 1st and 2d charges with their respective specifications having been withdrawn, confirm the plea of the accused and find him as follows:

Of the 1st specification of the 3d charge, "Not guilty" of the specification as laid, but guilty of the following facts, namely: that he passed without lawful authority therefor, from within the lines of the armies of the so-called Confederate States, into the lines of the armies of the United States, and that he engaged in an attempt to return from within the lines of the armies of the United States without authority therefor, into the lines of the armies of the so-called Confederate States, at the respective times and places in the said specification alleged.

Of the 2d specification of the 3d charge, "Guilty."

Of the 3d specification of the 3d charge, "Not guilty" of the specification as laid, but "Guilty" of the following facts namely: that he was engaged in an attempt to go himself, from within the lines of the armies of the United States, to within the lines of the armies of the so-called Confederate States, at the respective times and places in said specification alleged.

Of the 3d charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the accused, *William Stokes*, "to be confined during the war at such place as the General Commanding may designate."

2. *William F. Quinlin*, a citizen.

CHARGE:

Violating the laws of war as laid down in Paragraph 86, General Orders No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that he, *W. F. Quinlin*, a citizen, resident in the State of Maryland, on or about the 29th day of January 1864, at or near the city of Baltimore and State of Maryland, and within the lines of the armies of the United States, then at war with the so-called Confederate States of America, was engaged in intercourse by letters with a person in the lines of the armies of the so-called Confederate States, then at war with, and the enemies of the United States, and in transmitting and aiding in the transmission of letters from persons within the lines of the armies of the United States to persons within the lines of the armies of the so-called Confederate States, then at war as aforesaid.

Specification 2d.—In this, that he, the said *W. F. Quinlin*, a citizen and resident of the State of Maryland, was on or about the 29th day of January 1864, at or near the said city and within the lines of the armies of the United States, engaged in the attempt to transport and convey goods and merchandize from within the said lines, into the territory occupied by the armies of the so-called Confederate States of America, then at war with the United States.

To which charges and specifications the accused pleaded as follows:

Of the 1st specification to charge, "Guilty."

Of the 2d specification to charge, "Not guilty."

Of the charge, "Guilty."

FINDING.

The Court having maturely considered the case, confirm the pleas of the accused and find him as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Not guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said accused *William F. Quinlin*, "to be confined at such place as the General Commanding may direct, for the period of one year from the date of his arrest."

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed and the sentences will be carried into execution. The Commanding General designates Fort McHenry, Maryland, as the place of confinement of the prisoners.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Assistant Adjutant General.

OFFICIAL:

Max Woodruff

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS.

BALTIMORE, MD., *April 21st, 1864.*

GENERAL ORDERS }
No. 27. }

I.—Before a General Court Martial convened at Wilmington, Del., by adjournment from Baltimore, Md., pursuant to Special Orders from these Head-Quarters, Nos. 27, 35, 51, 61, 66, 70 and 71. of which Major H. B. MCLVAIN, 5th N. Y. Heavy Artillery, was President was arraigned and tried :

1. *Theodore Clayton*, Captain Co. C, Purnell Cavalry, Md. Vols.

CHARGE 1st:

Violation of the third Article of War.

Specification.—In this, that the said Captain *Theodore Clayton*, commanding Co. C, Purnell Cavalry, Md. Vols., is in the habit of using profane oaths and execrations, and he, the said Captain *Theodore Clayton*, has frequently while he has been engaged in drilling his Company, abused the non-commissioned officers and privates of said Co., by cursing them in the most disgraceful manner. This at various times and places.

CHARGE 2d:

Violation of the eleventh Article of War.

Specification.—In this, that the said Captain *Theodore Clayton*, commanding Co. C, Purnell Cavalry, Md. Vols., did on or about the first day of March, eighteen hundred and sixty-three, send William Jones, a private of his, the said Captain *Theodore Clayton's* Company, beyond one of the picket stations at or near Maryland Heights, Md., in charge of Corporal Henry E. Donnelly of the said Co.,

and he, the said Captain *Theodore Clayton*, did give to the said Corporal Henry E. Donnelly, instructions to order said private, William Jones, to leave the Co., and never return to it, and he, the said Captain *Theodore Clayton*, did further instruct said Corporal Henry E. Donnelly, that if the said private William Jones should attempt to rejoin his Co., he, the said Corporal Henry E. Donnelly, should prevent him from doing so by force of arms, said private William Jones not having received a discharge in writing. This at or near Maryland Heights, Md., on or about the first day of March, in the year of our Lord one thousand eight hundred and sixty-three.

CHARGE 3D:

Violation of the fifteenth Article of War.

Specification.—In this, that he, the said Captain *Theodore Clayton*, commanding Co. C, Purnell Cavalry, Md. Vols., did on or about the tenth day of June, eighteen hundred and sixty-three, allow the signing of a pay roll whereupon Edward N. Jacobs, who was not a soldier, was paid money in the name of James C. Page, by Major Binney, United States Paymaster, he, the said James C. Page, being at the time a deserter from his, the said Captain *Theodore Clayton's* Company. He, the said Edward N. Jacobs, who was not a soldier, did for the purpose of drawing said money, sign the name of James C. Page to the aforesaid pay roll, the same being done in the presence and by authority of first Lieutenant Charles W. Palmer, of Co. C, Purnell Cavalry, Md. Vols. This at or near Chambersburg, Pa., on or about the tenth day of June in the year of our Lord one thousand eight hundred and sixty-three.

CHARGE 4TH:

Violation of the seventy-third Article of War.

Specification.—In this, that the said Captain *Theodore Clayton*, commanding Co. C, Purnell Cavalry, Md. Vols., did on

or about the tenth day of January, eighteen hundred and sixty-three, say to Sergeant John F. Poston of Co. C, Purnell Cavalry, "Sergeant I want you to get rid of old Sommers," (meaning the then acting first Sergeant of his Company.) "you are pretty sharp about such things; go to old Sommers in a quiet way, and tell him or give him to understand that if he will leave the Co., and stay away, I will never send for him or endeavor to apprehend him," or words to that effect, thereby encouraging desertion. Said Sommers, then first Sergeant Co. C, Purnell Cavalry, did desert the Company immediately or very soon after the aforesaid remark was made, and has never been apprehended. This at Camp Bradford, near Baltimore, Md., on or about the tenth day of January, in the year of our Lord one thousand eight hundred and sixty-three.

CHARGE 5TH:

Violation of the thirty-sixth Article of War.

Specification.—In this, that the said Captain *Theodore Clayton*, commanding Co. C, Purnell Cavalry, Md. Vols., did on or about the first day of February, eighteen hundred and sixty-three, misapply a quantity of provisions drawn in the name, and the same being for the use of Co. C, Purnell Cavalry, Md. Vols., by giving said provisions to an officer on Brig. Gen. Shriver's staff. This at Camp Bradford, near Baltimore, Md., on or about the first day of February, in the year of our Lord one thousand eight hundred and sixty-three.

CHARGE 6TH:

Conduct unbecoming an Officer and a Gentleman.

Specification.—In this, that the said Captain *Theodore Clayton*, commanding Co. C, Purnell Cavalry, Md. Vols., did on or about the first day of December, eighteen hundred and sixty-three, curse Brig. dier General Henry H. Lock-

wood, his superior officer, saying: (upon hearing that his Company was ordered to Drummondtown, Va.) "now that is some of old Harry Lockwood's work, the damned old son of a bitch, he is down there amongst the Home Guards himself and he wants to bring everybody else there," or words to that effect. This at or near Wilmington, Del., on or about the first day of December in the year of our Lord, one thousand eight hundred and sixty-three.

Specification 2d.—In this, that the said Captain *Theodore Clayton*, commanding Co. C, Purnell Cavalry, Md. Vols., did on or about the twenty-fifth day of January, eighteen hundred and sixty-three, open a sealed letter directed to General Shriver, said letter having come amongst others from the Post office, and after reading said letter and taking therefrom a three cent piece, he the said Captain *Theodore Clayton*, did destroy said letter by tearing it up, throwing the pieces on the floor. This at or near Camp Bradford near Baltimore, Md., on or about the twenty-fifth day of January in the year of our Lord one thousand eight hundred and sixty-three.

CHARGE 7TH:

Fraud.

Specification.—In this, that the said Captain *Theodore Clayton*, commanding Co. C, Purnell Cavalry, Md. Vols., did on or about the seventeenth day of September, eighteen hundred and sixty-three, have a set of double carriage harness repaired and two new bridles made, the same being for his own private use and not for the use of the United States Government, and he the said Captain *Theodore Clayton*, did cause the same to be charged to the United States Government as repairs of Government harness.—This at Wilmington, Del., on or about the seventeenth day of September, in the year of our Lord eighteen hundred and sixty-three.

CHARGE 8TH :

Forgery.

Specification.—In this, that the said Captain *Theodore Clayton*, commanding Co. C, Purnell Cavalry, Md. Vols., did on or about the eighteenth day of December, eighteen hundred and sixty-three, write a pass or cause the same to be written, said pass being for twelve hours, permitting himself to go to Philadelphia and he the said Captain *Theodore Clayton* did sign Major Henry B. Judd's name to the said pass, thereby committing a Forgery. This at Wilmington, Del., on or about the eighteenth day of December, in the year of our Lord one thousand eight hundred and sixty-three.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, " Not guilty."

To the 1st charge, " Not guilty."

To the specification of the 2d charge, " Not guilty."

To the 2d charge, " Not guilty."

To the specification of the 3d charge, " Not guilty."

To the 3d charge, " Not guilty."

To the specification of the 4th charge, " Not guilty."

To the 4th charge, " Not guilty."

To the specification of the 5th charge, " Not guilty."

To the 5th charge, " Not guilty."

To the 1st specification of the 6th charge, " Not guilty."

To the 2d specification of the 6th charge, " Not guilty."

To the 6th charge, " Not guilty."

To the specification of the 7th charge, " Not guilty."

To the 7th charge, " Not guilty."

To the specification of the 8th charge, " Not guilty."

To the 8th charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1s charge, " Not guilty."

Of the 1st charge, "Not guilty."
 Of the specification of the 2d charge, "Not guilty."
 Of the 2d charge, "Not guilty."
 Of the specification of the 3d charge, "Not guilty."
 Of the 3d charge, "Not guilty."
 Of the specification of the 4th charge, "Not guilty."
 Of the 4th charge, "Not guilty."
 Of the specification of the 5th charge, "Not guilty."
 Of the 5th charge, "Not guilty."
 Of the 1st specification of the 6th charge, "Not guilty."
 Of the 2. specification of the 6th charge, "Not guilty."
 Of the 6th charge, "Not guilty."
 Of the specification of the 7th charge, "Not guilty."
 Of the 7th charge, "Not guilty."
 Of the specification of the 8th charge, "Not guilty."
 Of the 8th charge, "Not guilty."

And the Court do therefore acquit the accused, Captain *Theodore Clayton*.

II.—The proceedings, finding and sentence in the foregoing case are approved and confirmed, and Captain *Theodore Clayton* will be released from arrest and restored to duty. While thus approving these proceedings, the Commanding General is constrained to say, that the testimony develops a looseness of expression, and irregularity of conduct very reprehensible, although lacking the criminality of intent essential to justify a conviction. So loose and irregular was the conduct of the accused, that those preferring the charges must be relieved from imputation of base purposes in the prosecution.

III.—The General Court Martial of which Major H. B. McILVAIN is President, is hereby dissolved.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. G.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, Md., *April 21st*, 1864.

GENERAL ORDERS }
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No. 28. }

I.—Before a Military Commission convened at Fort McHenry, Maryland, pursuant to General Orders No. 98, from Head-Quarters 2d Separate Brigade, 8th Army Corps, December 5, 1863, and Special Order No. 24, January 31st, 1864, and General Order No. 21, February 23d, 1864, from said Head-Quarters, 2d Separate Brigade 8th Army Corps, of which Major E. M. SPAULDING, 8th N. Y. Vol. Artillery, was President, was arraigned and tried.

1. *Eugene Le Mar*, now or late in the service of the so-called Confederate States.

CHARGE 1st:

Violation of the Laws of War, as laid down in Paragraph 86 of General Orders No. 100, War Department, April 24, 1863.

Specification.—In this, that he *Eugene Le Mar*, on or about the 24th day of December, 1863, he theretofore having been in the Army and service of the so-called Confederate States, which States then were in rebellion against and at war with the United States, did unlawfully, wrongfully and traitorously come within the lines of the army of the United States, and did secretly and without any authority or permission whatever, visit the city of Louisville in the State of Kentucky, and the city of Baltimore, in the State of Maryland, and other places then being within the lines of the military forces of the United States and in the Territory then occupied by the Military forces of the United States.

CHARGE 2D :

Being a Spy.

Specification.—In this, that he *Eugene Le Mar*, on or about the 24th day of December, 1863, he then being in the service and army of the so-called Confederate States, which States then were in rebellion against and at war with the United States, did deliberately, secretly and as a spy come within the lines of the army of the United States, and did secretly and in disguise, in the dress of a citizen and not in the uniform of a soldier, visit the city of Baltimore in the State of Maryland and other points, then being within the lines of the army of the United States and in the territory then occupied by the military forces of the United States, for the purpose of acquiring intelligence of said forces and army of the United States, and with the intent to communicate the same to the authorities of the said so-called Confederate States.

To which charges and specifications the prisoner pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *Eugene Le Mar*, as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore, sentence him, *Eugene Le Mar*, "to be hanged by the neck until he be dead, at such time and place as the Commanding General may direct," two-thirds of the Commission concurring therein.

HEAD-QUARTERS, 2D SEPARATE BRIGADE,
8TH ARMY CORPS, DEFENCES OF BALTIMORE,
FORT MCHENRY, MARYLAND, *April 16th, 1864.*

The proceedings of the Military Commission in the case of *Eugene Le Mar*, now or late of the Rebel army, are approved and the finding and sentence confirmed.

In conformity with the provision of Section 5, of the Act approved July 17, 1862, Entitled an Act to amend an act calling forth the Militia to execute the laws of the Union, &c., these proceedings are forwarded through the Commander of the Middle Department, 8th Army Corps, for the approval of the President of the United States.

(Signed,) P. A. PORTER, *Col. 8th N. Y. V. Art'y.*
Com'd'g Brigade.

II.—The proceedings, finding and sentence in the foregoing case of *Eugene Le Mar*, are approved and confirmed. The record is respectfully transmitted to the President of the United States for his approval and final orders, under the act of 17th July 1862.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Assistant Adjutant General.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *April 25th*, 1864.

GENERAL ORDERS }
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No. 29.

I.—Before a Military Commission convened at Baltimore, Md., pursuant to Special Orders, No. 87 and No. 96, from these Head-Quarters, of which Capt. J. B. BAKER, 8th N. Y. Artillery, is President, was arraigned and tried:

Charles McDowell, now, or late of the Rebel Army.

CHARGE 1st:

Acting as a Spy.

Specification.—In this, that *Charles McDowell*, now, or late of the Rebel Army, in time of war and rebellion against the supreme authority of the United States, on or about the 18th day of April, 1864, came secretly within the lines of the armies of the United States, to wit, into the city of Baltimore, Maryland, for the purpose of obtaining information, which he designed to communicate to the officers of the army and Government of the so-called Confederate States, then at war and in rebellion against the supreme authority of the United States, and was then and there found lurking as a spy in and about the posts, fortifications, quarters and encampments of the said United States.

CHARGE 2d:

Lurking as a Spy in time of Rebellion against the Supreme Authority of the United States, in and about the Posts, Quarters, Fortifications and Encampments of the same.

Specification.—In this, that the said *Charles McDowell*, now, or late of the Rebel Army, on or about the 18th day of April,

1864, in time of war and rebellion against the supreme authority of the United States, was found lurking as a spy in and about the posts, quarters, fortifications and encampments of the armies of the United States, at or near Baltimore, in the State of Maryland.

CHARGE 3D:

Violation of the Laws of War as laid down in Paragraph 86, of General Order, No. 100, from the War Department, April 24, 1863.

Specification.—In this, that he, the said *Charles McDowell*, now, or late of the Rebel Army, was, on or about the 18th day of April, 1864, engaged in intercourse between the territory occupied by the armies of the so-called Confederate States, then at war with and in rebellion against the United States, and the territory occupied by the armies of the United States, without lawful authority therefor, he, the said *McDowell*, having, on the said 18th day of April, 1864, passed without lawful authority therefor, from Virginia, within the lines of the so-called Confederate States, then at war as aforesaid, to Baltimore, Maryland, and within the lines of the armies of the United States.

To which charges and specifications the said accused, *Charles McDowell*, pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of the 3d charge, "Guilty."

To the 3d charge, "Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows:

Of the specification to the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification to the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

The prisoner pleaded guilty to the 3d charge and its specification and the Commission do confirm those pleas and find him guilty of the specification of the 3d charge and the 3d charge.

And the Commission do therefore sentence him, the said *Charles McDowell*, private in Company A, of the 1st Maryland Rebel Cavalry, "to be hanged by the neck until he be dead," at such time and place as the General Commanding shall direct. Two-thirds of the Commission concurring therein.

II.—The proceedings, finding and sentence in the foregoing case of *Charles McDowell*, are approved and confirmed. And this record is respectfully transmitted to the President of the United States, for his approval and further orders in the case, under the act approved July 17th, 1862.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Lt. Col. and A. A. G.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., April 30th, 1864.

GENERAL ORDERS }
No. 31. }

I.—Before a General Court Martial convened at Annapolis, Md., pursuant to General Orders No. 50, 59, 61 and 75 from these Headquarters, of which Major S. E. CHAMBERLAIN, 1st Massachusetts Cavalry was President, were arraigned and tried.

1. *Frederick Lowensprung*, Co. G, 4th Regt. N. Y. Cavalry.

CHARGE:

Desertion.

Specification.—In this, that he the said *Frederick Lowensprung*, Co. G, 4th Regt. N. Y. Cavalry, a paroled prisoner of war, did desert from the 2d Battalion of paroled prisoners of war at Camp Parole near Annapolis, Md., and did remain absent until the 12th day of February, 1864.

To which charge and specification the prisoner pleaded as follows: "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him the said private *Frederick Lowensprung*, of the 4th N. Y. Cavalry, "to forfeit all pay and allowances that are now due him, and to be confined at hard labor for sixty days at Camp Parole."

2. *George W. Ridings*, private Co. G, 111th Pa. Vol. Infantry.

CHARGE:

Highway Robbery.

Specification.—That the said *George W. Ridings*, private Co. G, 111th Pa. Vol. Infantry, on or about the 2d day of January,

1864, did with force and violence take from the person of John Hanna, Co. K, 16th Va. Vol. Infantry, the sum of (\$19 50,) nineteen dollars and fifty cents, the same more or less, being the property of the said Hanna, and did retain the same against his, the said Hanna's will. All this on the highway leading from Camp Parole to the city of Annapolis, Md, and in or near the said city.

To which charge and specification the prisoner pleaded as follows:
"Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the prisoner as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And they do therefore acquit the prisoner *George W. Ridings*.

3. *William Ellis*, Co. G, 150th Pa. Vols.

CHARGE:

Desertion.

Specification.—In this, that he the said private *William Ellis*, of Co. G, 150th Pa. Vols., a paroled prisoner of war, did desert the service of the United States on or about the twenty-third day of September, eighteen hundred and sixty-three, and did remain absent until the fifth day of February, one thousand eight hundred and sixty-four. All this at College Green Barracks, Annapolis, Md.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him private *William Ellis*, Co. G, 150th Pa. Vol. Infantry, "to confinement at hard labor at Camp Parole, Md. during the remainder of his period of service, or until exchanged, and to forfeit six months pay."

4. *Dorwin Gotham*, private Co. C, 94th New York Veterans.

CHARGE :

Desertion.

Specification.—In this, that the said private *Dorwin Gotham*, Co. C, 94th N. Y. Veterans, having been duly enlisted and mustered into the service of the United States, did desert and absent himself from his company and regiment without proper authority, and remain absent until apprehended in the month of October, 1863. All this while on the march near Warrenton Junction, Va., on or about the 27th day of August, 1862.

To which charge and specification, the prisoner pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Guilty."

Of the charge "Guilty."

And the Court do therefore sentence him, private *Dorwin Gotham*, Co. C, 94th New York Vets., "to be confined at hard labor at Dry Tortugas, till the 10th of March 1865, to forfeit all pay and allowances now due him, and to forfeit ten dollars, (10.) per month during his confinement, at the expiration of which to be dishonorably discharged from the service of the United States.

5. *Alson H. Poole*, private Co. C, 94th New York Veterans.

CHARGE :

Desertion.

Specification —In this, that the said *Alson H Poole*, a private in Co. C, 94th N. Y. Vols., having been duly enlisted into the United States service, did desert and absent himself from his company and regiment, without permission from proper authority, and did remain absent until apprehended in December 1863. All this while on the march from Halls Hill Va., to Rockville Md. on or about September 1862.

To which charge and specification the accused pleaded as follows :

To the specification, "Not Guilty."

To the charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, " Guilty."

Of the charge, " Guilty."

And the Court do therefore sentence him, the said private *Alson H. Poole*, Co. C, 94th N. Y. Vets., " to be confined at hard labor at the Dry Tortugas till the 10th day of March 1865, to forfeit all pay and allowances now due him, and to forfeit ten dollars, (10.) per month during his confinement, at the expiration of which, to be dishonorably discharged from the service of the United States."

6. *John Bullman*, Co. G, 94th N. Y. Vets.

CHARGE :

Desertion.

Specification.—In this, that private *John Bullman*, at that time of Co. H, 105th Regiment N. Y. Vols., which regiment was consolidated with the 94th Regt, N. Y. Vols in March 1863, did on or about the 25th day of July, 1862, desert from the company and regiment aforesaid, then stationed at Waterloo Va., and did remain absent until apprehended on or about the 10th day of Dec, 1863.

To which charge and specification the accused pleaded as follows :

To the specification, " Not Guilty."

To the charge, "Not Guilty."

FINDING,

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, " Guilty."

Of the charge, " Guilty."

And the Court do therefore sentence him, *John Bullman*, private Co. G, 94th N. Y. Vets., " to be confined at hard labor at the Dry Tortugas, till the 10th day of March 1865, to forfeit all pay and allowances now due him, and to forfeit ten dollars, (10.) per month, during his confinement, at the expiration of which to be dishonorably discharged from the service United States.

7. *Thomas King*, Co. G, 94th N. Y. Vets.,

CHARGE:

Mutinuous conduct and Murder.

Specification.—In this, that on or about the 18th day of July, 1863, he the said *Thomas King*, private of Co. G, 94th Regt. N. Y. Vols., in a quarrel, did assault and stick a knife into the neck of Sergeant Samuel Fuller, late of the company and regiment aforesaid, in such a manner as to cause the death of said Sergt. Samuel Fuller, in or about the space of twelve hours, from the time of said assault. All this at or near Gettysburg, Pa.

To which charge and specification, the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Not Guilty."

Of the charge, "Not Guilty."

And they acquit the accused.

8. *Peter Maloney*, Co. F, 12th N. Y. Cavalry.

CHARGE:

Desertion.

Specification.—In this, that he the said private *Peter Maloney*, Co. E, 12th N. Y. Cavalry, a paroled prisoner of war, did desert from Camp Parole, near Annapolis Md., and did remain absent until the 14th day of Feb. 1864. This at Camp Parole, near Annapolis Md., on or about February 1st 1864.

Specification 2d.—In this, that he, the said private *Peter Maloney*, Co. E, 12th New York Cavalry, a paroled prisoner of war, did desert from Camp Parole, near Annapolis, Md., and did remain absent until the 5th day of March, 1864. This at Camp Parole, near Annapolis, Md., on or about the 27th day of February, 1864.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Not guilty—but guilty of absence without leave."

And the Court do therefore sentence him, private *Peter Maloney*, Co. E, 12th New York Cavalry, "to forfeit four months pay, and all allowances now due him, and to be confined at hard labor at Camp Parole for thirty days."

9. *G. Wilkinson*, private Co. K, 114th Reg't Pa. Vols.

CHARGE:

Desertion.

Specification.—In this, that the said private, *G. Wilkinson*, Co. K, 114th Pa. Vols., did desert the service of the United States, from Camp Parole, on or about the 26th day of December, 1863, and did so remain absent until apprehended, and brought back under guard, on or about the 10th day of March, 1864. This at Camp Parole, near Annapolis, Md.

To which charge and specification the prisoner pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Not guilty—but guilty of absence without leave."

And the Court do therefore sentence him, private *G. Wilkinson*, Co. K, 114th Pa. Vols., "to be confined at hard labor for sixty days, at Camp Parole, and forfeit all pay now due him."

10. *John Johnson*, private Co. H, 94th New York Vets.

CHARGE 1ST:

Absence without Leave.

Specification 1st.—In this, that on or about the 10th day of October, 1863, while on the march from Camp Nordquist, Va.,

said private, *John Johnson*, Co. H, 94th New York State Vols., did absent himself from his company and regiment without permission from his commanding officer, or a proper pass from the regimental Surgeon, and did remain absent till on or about the 13th day of January, 1864, when he rejoined the company at Camp Parole, near Annapolis, Md.

Specification 2d—In this, that on or about the evening of the 22d day of February, 1864, said private, *John Johnson*, Co. H, 94th New York State Vols., did absent himself from Camp Parole without permission from his commanding officer, or any other proper authority, and did remain absent until on or about the 24th of February, 1864, when he was brought in by the Provost guard.

CHARGE 2D:

Running the Guard.

Specification.—In this, that on or about the 22d day of February, 1864, said private, *John Johnson*, Co. H, 94th New York State Vols., did break through the line of sentries placed around Camp Parole, with or without the connivance of one or more sentries, not going through the proper place of exit and entrance, and not having a pass

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused:

Of the 1st specification of 1st charge, "Guilty"—except so much of this specification as follows, viz., "Or a proper pass from the regimental Surgeon."

Of the 2d specification of 1st charge, "Guilty."

Of the 1st charge, "Guilty"

Of the specification to 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And the Court do therefore sentence him, private *John Johnson*, Co. H, 94th New York Vols., to forfeit all pay and allowances now due, and to be dishonorably dismissed the service of the United

States, in view of the fact of his deficient eye-sight having rendered him unfit for service for two years last past.

11. *Lewis Morrow*, Corpl. Co. C, 94th New York Vols.

CHARGE 1st:

Absence without Leave.

Specification.—In this, that on the evening of March 9th, 1864, about (9) nine o'clock, said Corpl. *Lewis Morrow*, Co. C, 94th New York Vols., did, when on duty, leave his guard and go to the city of Annapolis, Md., without the knowledge or permission of his commanding officer, and did not return until about (4) four o'clock, A. M., of the next day, March 10, 1864. All this at Camp Parole, near Annapolis, Md., on or about the 9th day of March, 1864.

CHARGE 2d:

Disobedience of Orders.

Specification.—In this, that on the afternoon of March 14, 1864, about (3) three o'clock, said Corpl. *Lewis Morrow*, Co. C, 94th New York Vols., did, when on duty, pass three soldiers, private Cornelius Leonard, Jeremiah Thompson, of Co. C, and Frank Guy, of Co. B, through the lines without proper passes, after having been instructed differently by the officer commanding the guard. All this at Camp Parole, near Annapolis, Md., on or about the (14) fourteenth day of March, 1864.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of 2d charge, "Guilty—except so much of the specification as follows, viz., 'After having been instructed differently by the officer commanding the guard.'"

Of the 2d charge, "Not guilty—but guilty of culpable neglect of duty."

SENTENCE.

And the Court do therefore sentence him, Corpl. *Lewis Morrow*, Co. C, 94th New York Vols., to be reduced to the ranks in front of his regiment, on dress parade, and to forfeit two months pay.

12. *Joseph Davis*, private Co. A, 6th U. S. Cavalry.

CHARGE 1st:

Absence without Leave.

Specification 1st.—In this, that the said private, *Joseph Davis*, Co. A, 6th U. S. Cavalry, a paroled prisoner, having received a furlough from the 9th day of February, 1864, to the 23d day of February, 1864, did remain absent until the 13th day of March, 1864. This at Camp Parole, near Annapolis, Md.

CHARGE 2D:

Changing date of Furlough.

Specification.—In this, that the said private, *Joseph Davis*, Co. A, 6th U. S. Cavalry, having received a furlough from the 9th day of February, 1864, to the 23d day of February, 1864, did change the date of the expiration of said furlough (Feb. 23d, 1864) to the 29th day of February, 1864. This at Camp Parole, near Annapolis, Md.

To which charges and specifications the accused pleaded as follows:

- To the specification of the 1st charge, "Guilty."
- To the 1st charge, "Guilty."
- To the specification of the 2d charge, "Guilty."
- To the 2d charge, "Guilty."

FINDING.

The Court having maturely considered the facts of the case, find the accused as follows, confirming the pleas of the accused:

- Of the specification of the 1st charge, "Guilty."
- Of the first charge, "Guilty."
- Of the specification of the 2d charge, "Guilty."
- Of the 2d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, private *Joseph Davis*, Co. A, 6th U. S. Cavalry, to be confined at hard labor for sixty days, at Camp Parole, and to forfeit (\$6) six dollars per month for (6) months.

13. *P. W. Diltz*, private Co. A, 61st Pa. Vols.

CHARGE :

Desertion.

Specification.—In this, that he, the said private *P. W. Diltz*, Co. A, 61st Pa. Vol. Infantry, a paroled prisoner of war, did desert from Camp Parole, and did remain absent until March 15, 1864. This at Camp Parole, near Annapolis, Md., on or about October 21, 1863.

To which charge and specification the accused pleaded as follows :
To the specification, "Not guilty."
To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Guilty," except the word desert.

Of the charge, "Not guilty," but guilty of absence without leave.

And the Court do therefore sentence him private *P. W. Diltz*, Co. A, 61st Pa. Vols., "to forfeit all pay and allowances now due, to be confined at hard labor at Camp Parole, until exchanged and to make good his time lost to the service from the 21st of October, 1863, to the 15th of March, 1864.

14. *George A. Duley*, private Co. A, 94th New York Infantry.

CHARGE :

Desertion.

Specification.—In this, that he the said *George A. Duley*, formerly a private of Co. H, now a private of Co. A, 94th N. Y. Vols., did desert his company and regiment on or about the 30th day of August, 1862, at or near the Bull Run battle field, Va., and did remain absent until returned to his regimental commander under guard, on or about the 20th of December, 1863. All this on or about the 30th day of August, 1862, at or near Bull Run, Va.

To which charge and specification the accused pleaded as follows:
 To the specification, "Not guilty."
 To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him private *George A. Duley*, Co. A, 94th N. Y. Vols., "to forfeit all pay and allowances now due, that he be confined at hard labor at the Dry Tortugas for fifteen months, during such confinement, to forfeit ten dollars per month, and at the expiration of such confinement, to be dishonorably discharged from the service of the United States."

15. *Daniel Liddy*, Sergt. Co. G, 104th New York Vols.

CHARGE:

Absence without Leave.

Specification.—In this, that the said *Daniel Liddy*, a paroled prisoner of war, did not return to this post on the expiration of his furlough, and did remain absent without leave from the thirteenth day of November, 1863, until the thirteenth day of March, 1864. This at Camp Parole, near Annapolis, Md.

To which charge and specification, the accused pleaded as follows:

To the specification, "Guilty."

To the charge, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, the accused Sergt. *Daniel Liddy*, Co. G, 104th N. Y. Vols., "to be reduced to the ranks, to make good his time lost to the United States, and to forfeit ten dollars per month for six months."

16. *James Danielson*, private Co. G, 1st New Jersey Vols.

CHARGE:

Desertion.

Specification.—In this, that he the said *James Danielson*, private Co. G, 1st N. J. Vols., a paroled prisoner of war, did desert

from Camp Parole near Annapolis, Md., and did remain absent until March 6, 1864. This at Camp Parole, near Annapolis, Md., on or about July 1, 1863.

To which charge and specification, the accused pleaded as follows :

To the specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, " Guilty."

Of the charge, " Guilty."

And the Court do therefore sentence him, private *James Danielson*, Co. G, 1st N. Y. Vols., " to forfeit all pay and allowances now due him, to make good his time lost to the United States, and at the expiration of his time to receive a dishonorable discharge."

17. *James Connolly*, private Co. H, 94th New York Vols.

CHARGE 1ST :

Assaulting his Superior Officer.

Specification—In this, that he the said private *James Connolly*, Co. H, 94th N. Y. Veterans, did rush at his superior officer, 1st Sergt. Allen Brewer, Co. H, 94th N. Y. Vet. Vols., and did strike with his fist the said 1st Sergt. Allen Brewer, Co. H, 94th N. Y. Vet. Vols. All this at the quarters of Co. H, 94th N. Y. Vet. Vols., at Camp Parole, near Annapolis, Md., on or about the 24th day of March, 1864.

CHARGE 2D :

Disobedience of Orders.

Specification—In this, that he the said private *James Connolly*, Co. H, 94th N. Y. Vet. Vols., when ordered by 1st Sergt. Allen Brewer, Co. H, 94th N. Y. Vet. Vols., in the proper discharge of his duty, to be quiet and to stop his noise, did disobey said orders by continuing to use boisterous, profane and indecent language. All this in the quarters of Co. H, 94th N. Y. Vet. Vols., at Camp Parole, near Annapolis, Md., on or about the 24th day of March, 1864.

CHARGE 3D :

Disrespect towards his Superior Officer.

Specification.—In this, that he the said private *James Connolly*, Co. H, 94th N. Y. Vet. Vols., did say to 1st Sergt. Allen

Brewer, Co. H, 94th N. Y. Vet. Vols., "you are a liar, you are a son of a bitch." or words to that effect. All this in the quarters of Co. H, 94th N. Y. Vet. Vols., at Camp Parole, Annapolis, Md., on or about the 24th day of March, 1864.

To which charges and specifications the accused pleaded as follows:

To the specification of 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of 3d charge, "Guilty."

To the 3d charge, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification to the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

And the Court do therefore sentence him, the said private *James Connolly*, Co. H, 94th N. Y. Vet. Vols., "to forfeit ten dollars per month for four months."

18. *Franklin Nichols*, private Co. A, 94th N. Y. Vets.

CHARGE:

Desertion.

Specification.—In this, that he the said *Franklin Nichols*, formerly a private of Co. H, 94th N. Y. Vets., now a private of Co. A, 94th N. Y. Vets., did desert his company and regiment on or about the 14th day of May, 1862, and did remain absent until the 20th day of December, 1863, when he was returned under guard to his regimental commander. All this at Fort Lyon, Va., on or about the 14th day of December, 1863.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."
Of the charge, "Guilty."

And the Court do therefore sentence him the said private *Franklin Nichols*, Co. A, 94th N. Y. Vets., "to be dishonorably discharged from the service of the United States, and to forfeit all pay and allowances now due."

19. *Eugene B. Hadley*, Co. E, 39th Mass. Vols.

CHARGE 1ST :

Absence without Leave.

Specification.—In this, that *Eugene B. Hadley*, private 39th Mass. Vols. Co. E, has on numerous times and occasions, amongst others, to wit: On the night of February 7, 1864, and on February 8, 1864, been absent from the U. S. A. General Hospital, at Annapolis Junction, Md., of which hospital he was at the time an inmate, without leave from his superior officer, and contrary to the rules and regulations of the hospital, and also contrary to the express orders given him by his commanding officer.—This at and near U. S. A. General Hospital, at Annapolis Junction, Md., on or about Feb. 7th and 8th, 1864.

CHARGE 2D :

Conduct prejudicial to Good Order and Military Discipline.

Specification.—In this, that he the said *Eugene B. Hadley*, private 39th Mass. Vols., was drunk and disorderly on the night of the seventh of February, 1864, while in ward six of the U. S. A. General Hospital, at Annapolis Junction, Md.; to the serious disturbance of the patients in that ward. All this in ward six of the U. S. A. General Hospital, at Annapolis Junction, Md., at or about 8 o'clock P. M., February 7, 1864.

Specification 2d.—In this, that he the said *Eugene B. Hadley*, private 39th Mass. Vols. Co. E, did on the night of the seventh of February, 1864, about the hour of 8 o'clock, P. M., seize and wantonly destroy or assist in destroying the bugle used for sounding the calls in the hospital, he being at the time intoxicated. All this in ward six of the U. S. A. General Hospital, at Annapolis Junction, Md., at or about 8 o'clock, P. M., February 7, 1864.

CHARGE 3D:

Theft.

Specification 1st.—In this, that he the said *Eugene B. Hadley*, 39th Mass. Vols., private Co. E, did on or about the fourth day of November, 1863, take and convey a plate from the full diet kitchen or from the dining room of the U. S. A. General Hospital, at Annapolis Junction, Md., at which place he was then assisting as a cook, to the Government bakery at Annapolis Junction, Md., which theft he acknowledged. All this at or near U. S. A. General Hospital, at Annapolis Junction, Md., on or about the 4th day of November, 1863.

Specification 2d.—In this, that he the said *Eugene B. Hadley*, private 39th Mass. Vols. Co. E, did on or about the 23d day of January, 1864, enter the knapsack room of the U. S. A. General Hospital, at Annapolis Junction, Md., in the absence of ward Master in charge of said room, and did steal a pistol belonging to Jesse Conklin, 119th Co. 2d Batt. Invalid Corps, and did carry the same to the store of James Kelley at Jessup's Cut, Anne Arundel county, Md., when he left it in pawn for some nails and screws, which he stated that Asst. Surgeon G. A. Wheeler, United States Vols., in charge of the U. S. A. General Hospital at Annapolis Junction, Md., would pay for, he being sent to purchase them by him. When in reality he was not sent for that purpose at all. All this at and near U. S. A. General Hospital at Annapolis Junction, Md., on or about January 23d, 1864.

To which charges and specifications the prisoner pleaded as follows:

To the specification of 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the 1st specification of 2d charge, "Guilty."

To the 2d specification of 2d charge, "Not guilty."

To the 2d charge, "Guilty."

To the 1st specification of 3d charge, "Guilty."

To the 2d specification of the 3d charge, "Guilty."

To the 3d charge, "Guilty."

FINDING.

The Court having maturely considered the facts, find the accused as follows:

Of the specification of 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the 1st specification of 2d charge, "Guilty."

Of the 2d specification of 2d charge, "Not guilty."

Of the 2d charge, "Guilty."

Of the 1st specification of 3d charge, "Guilty."

Of the 2d specification of 3d charge, "Guilty."

Of the 3d charge, "Guilty."

And the Court do therefore sentence him, *Eugene B. Hadley*, private Co. E, 39th Mass. Vols., "to forfeit one month's pay."

20. *John McArthur*, 1st Sergeant, 94th New York Vets.

CHARGE 1ST :

Desertion.

Specification.—In this, that 1st Sergt. *John McArthur*, Co. C, 94th N. Y. Vets., did on or about the 13th day of January, 1864 desert from his company and regiment, then in Washington, D. C., and did remain absent from his company and regiment until the 26th day of January, 1864, when he returned to his regiment, then at Camp Parole, near Annapolis, Md.

CHARGE 2D :

Disobedience of Orders.

Specification.—In this, that he, the said 1st Sergt. *John McArthur*, Co. G, formerly of Co. C, 94th N. Y. Vols., did, when ordered to go to the guard-house by the officer of the day, refuse to obey such orders, saying, "order me to the guard-house do you, you will be damned smart when you get me there," or words to that effect. All this on the 24th of February, 1864, at Camp Parole, Md.

CHARGE 3D :

Defying an Officer.

Specification.—In this, that the said 1st Sergt. *John McArthur*, Co. G, formerly Co. C, 94th N. Y. Vols., did, when ordered to go to the guard-house by the officer of the day, defy his authority by saying, "you'll be damned smart when you get me there," or words to that effect, and much other defiant language, at the same time stepping up towards the officer of the day, assuming a defiant attitude and swinging his fists as if to strike the officer of the day, if he tried to enforce his orders. All this on the 24th day of February, 1864, at Camp Parole, Md.

Specification 2d.—In this, that he the said 1st Sergt. *John McArthur*, Co. G, formerly of Co. C, 94th N. Y. Vets., did when ordered by the officer of the guard, to go to the guard-

house, defy his authority by saying, "no such damned man as you, nor any guard you can bring, can take me to the guard-house alive," or words to that effect, and used much other defiant language, at the same time swinging his fists and assuming a defiant attitude as if to strike the officer of the guard, if he tried to enforce his orders. All this on the 24th day of February, 1864, at Camp Parole, Md.

CHARGE 4TH :

Resisting an Officer.

Specification.—In this, that the said 1st Sergt. *John McArthur*, Co. G, formerly of Co. C, 94th N. Y. Vets., did, when ordered to the guard-house by the officer of the guard, and when the officer of the guard attempted to take him by the coat collar, did resist, saying, "stand back, keep your hands off from me," or words to that effect, at the same time pushing away the officer of the guard and swinging his fists as if to strike if he undertook to enforce his orders. All this on the 24th day of February, 1864, at Camp Parole, Md.

CHARGE 5TH :

Threatening an Officer.

Specification.—In this, that the said 1st Sergt. *John McArthur*, Co. G, formerly of Co. C, 94th N. Y. Vets., did while on his way to the guard-house, threaten the officer of the day, saying, "by Jesus if I ever get out of this, I'll give you hell," or words to that effect. All this on the 24th day of February, 1864, at Camp Parole, Md.

To which charges and specifications, the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the 1st specification of the 3d charge, "Not guilty."

To the 2d specification of the 3d charge, "Not guilty."

To the 3d charge. "Not guilty."

To the specification of the 4th charge, "Guilty."

To the 4th charge, "Not guilty."

To the specification of the 5th charge, "Not guilty."

To the 5th charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st charge, "Not guilty," but guilty of absence without leave.

Of the 2d specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the 1st specification of the 3d charge, "Guilty."

Of the 2d specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

Of the specification of the 4th charge, "Guilty."

Of the 4th charge, "Guilty."

Of the specification of the 5th charge, "Guilty."

Of the 5th charge, "Guilty."

And the Court do therefore sentence him 1st Sergt. *John McArthur* Co. C, 94th N. Y. Vets., "to forfeit all pay and allowances now due to be reduced to the ranks, and to be confined at hard labor at the Dry Tortugas for one year, with a forfeiture of ten dollars per month during that period."

21. *Jacob Bayer*, private Co. G, 5th New Jersey Vols.

CHARGE.

Desertion.

Specification.—In this, that the said private *Jacob Bayer*, a paroled prisoner of war, did desert from the second Battalion of paroled prisoners, and did remain absent without leave until the 2d day of April, 1864. This at Camp Parole, near Annapolis, Md., on or about the 3d day of December, 1863.

To which charge and specification, the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty," except the word desert.

Of the charge, "Not guilty," but guilty of absence without leave.

And the Court do therefore sentence him private *Jacob Bayer*, Co. G, 5th N. J. Vols., "to forfeit four months pay and make good the time lost to the service."

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution, except in the cases of *John Johnson*, private Co. H, 94th N. Y. Vets., and *John Bullman*, Co. G, 94th N. Y. Vets.

III.—*George W. Ridings*, private Co. G, 111th Pa. Vol. Infantry, and *Thomas King*, private Co. G, 94th N. Y. Vols., having been acquitted by the Court, will be released from arrest and restored to duty.

IV.—Private *John Bullman* having been recommended to mercy by the President of the Court and one other of its members, on the ground of his mental inbecility, so much of the sentence in his case as involves his confinement and hard labor is remitted, in all other respects it will be carried into execution.

V.—The sentence in the case of *John Johnson*, private Co. H, 94th N. Y. Vets., will be carried into execution except as to the dishonorable discharge. The General commanding objects to a physical infirmity being made the cause of a dishonorable discharge, the prisoner will be discharged therefore in conformity with the sentence; but not dishonorably.

VI.—The General Court Martial of which Major S. E. Chamberlain, was President, is hereby dissolved.

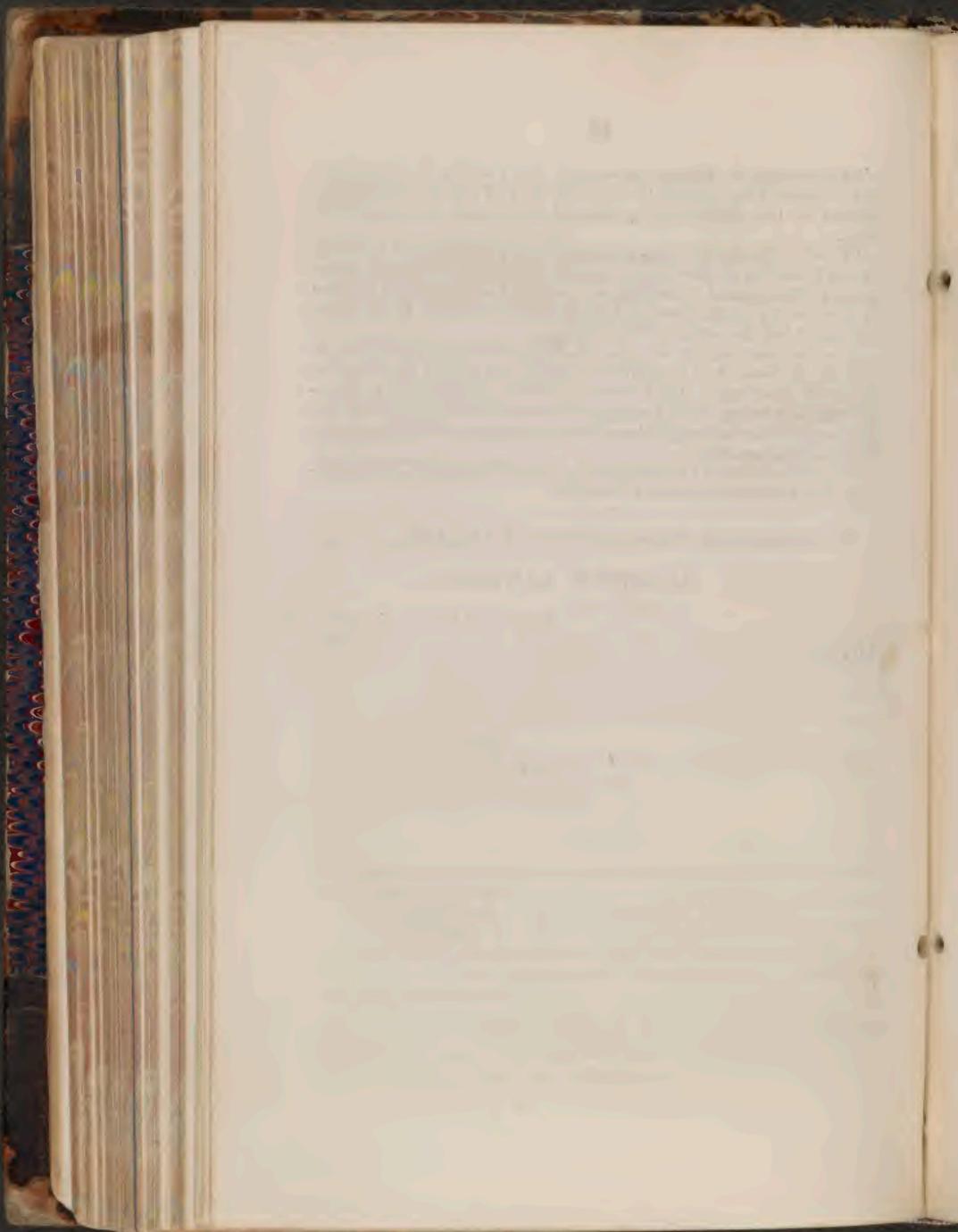
BY COMMAND OF MAJOR GENERAL WALLACE

SAMUEL B. LAWRENCE,

Assistant Adjutant General.

OFFICIAL :

A. D. C.



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *May 5th*, 1864.

GENERAL ORDERS }
 }

No. 34.

I.—Before a Military Commission convened at Baltimore, Md., pursuant to Special Orders, Nos. 87, 90 and 99, from these Headquarters, of which Major HENRY Z. HAYNER, is President, were arraigned and tried:

1. *Augustus A. Williams*, now or late of the Confederate Army.

CHARGE 1st:

Lurking about the posts, quarters and encampments of the armies of the United States, as a spy, in time of rebellion against the supreme authority of the said United States.

Specification.—In this, that he, *A. A. Williams*, late or now of the Confederate Army, was found lurking as a spy, in time of rebellion against the supreme authority of the United States, at and about the posts, quarters, fortifications and encampments of the armies of the said United States, at or near the city of Baltimore, Md., on or about the eleventh day of April, 1864, and also for several days preceding the 11th of April, 1864, he the said *Williams*, was lurking and acting as a spy in and about said posts, quarters, fortifications and encampments, and also other posts, quarters and encampments of the said armies of the United States, in said State of Maryland.

CHARGE 2d:

Violating the Laws of war, as laid down in paragraph 86, No. 100, from the War Department, April 24, 1863.

Specification 1st—In this, that the said *A. A. Williams*, late or now of the Confederate army, did on or about the 8th of April, 1864, pass from within the lines of the army of the so-called Confederate States, then in rebellion against and

at war with the United States, without lawful authority therefor. This at Baltimore, at the time aforesaid.

Specification 2d.—In this, that the said *A. A. Williams*, now or late of the Confederate army, was engaged in intercourse by travel and otherwise between the territory occupied by the army of the so-called Confederate States, then at war with the United States, and the territory occupied by the army of the United States, by having passed from the State of Virginia and from within the lines of the army of the so-called Confederate States, on or about the 8th day of April, 1864, into the State of Maryland, and city of Baltimore, and within the lines of the army of the United States, then at war with the so-called Confederate States, without any lawful authority for so doing.

Specification 3d.—In this, that the said *A. A. Williams*, was engaged in the attempt to pass without lawful authority from the city of Baltimore, Md., a territory occupied by the armies of the United States, into the State of Virginia, and within the lines of the so-called Confederate States, then at war with the said United States, by the said *A. A. Williams*, having just come, without lawful authority therefor, from the said State of Virginia and from within the lines of the armies of the so-called Confederate States into the said city of Baltimore, and into the lines of the army of the United States, then at war with the so-called Confederate States. All this at Baltimore Md., on or about the 8th day of April, 1864.

To which charges and specifications, the accused pleaded as follow :

To the specification of the 1st charge, " Not guilty."

To the 1st charge, " Not guilty."

To the 1st specification of the 2d charge, " Guilty," except that he claims to have had authority from the so-called Confederate Government to go where he pleased.

To the 2d specification of the 2d charge, " Guilty," except with authority from the so-called Confederate government to visit his home

To the 3d specification of 2d charge, " Not guilty."

To the 2d charge, " Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, " Guilty." except the words as a spy.

Of the 1st charge, " Not guilty."

Of the 1st specification of 2d charge, " Guilty."

Of the 2d specification of 2d charge, " Guilty."

Of the 3d specification of 2d charge, " Guilty."

Of the 2d charge, " Guilty."

And the Commission do therefore sentence him the said *Augustus A. Williams*, of the 1st Maryland Rebel Cavalry, " to be imprisoned at Fort Warren, Boston, Mass., for and during the war."

2. *John Fitzpatrick*, alias *Richard Fitzpatrick*, a civilian.

CHARGE :

Attempting to procure and entice soldiers in the military service of the United States to desert.

Specification.—In this, that *John* alias *Richard Fitzpatrick*, did attempt on or about the 28th day of March, 1864, at the city of Baltimore, Md., to procure and entice certain soldiers in the military service of the United States, to desert the said service, to wit : Charles Trainor, Corporal, Co. H, 1st Md. Cavalry, J. W. Stern, private Co. K, 1st Md. Cavalry and Thomas J. Bromley.

CHARGE 2D :

Attempting to induce men to join the military service of the rebel authorities, and offering to assist men if they would join the army of the so-called Confederate States.

Specification.—In this, that the said *John* alias *Richard Fitzpatrick*, did on or about the the 28th day of March, 1864, attempt to enlist men, to wit : J. W. Stern, Charles Trainer and Thomas J. Bromley, as soldiers for the military service of the rebels, or the so-called Confederate States. This at the city of Baltimore, Md., on the 28th day of March, 1864.

CHARGE 3D:

Enlisting men within the lines of the armies of the United States for the military service of the so-called Confederate States.

Specification — In this, that the said *John* alias *Richard Fitzpatrick*, was on or about the 28th day of March, 1864, and for a long time preceding said date, within the years 1864 and 1863, at Baltimore, M. ., within the lines of the armies of the United States and elsewhere in said State, within said lines engaged in enlisting men as soldiers for the military service of the so-called Confederate States.

To which charges and specifications the accused pleaded as follows :

To the specification of 1st charge, " Not guilty."

To the 1st charge, " Guilty."

To the specification of 2d charge, " Not guilty."

To the 2d charge, " Not guilty."

To the specification of 3d charge, " Not guilty."

To the 3d charge, " Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification of 1st charge, " Guilty."

Of the 1st charge, " Guilty."

Of the specification of the 2d charge, " Guilty."

Of the 2d charge, " Guilty."

Of the specification of the 3d charge, " Not guilty " of the specification as charged, but " Guilty " of being engaged in enlisting men as soldiers for the military service of the so-called Confederate States, on or about the 20th day of March, 1864, at Baltimore, Md.

Of the 3d charge, " Not guilty " of the charge as made, but guilty of the attempt to enlist men within the lines of the armies of the United States for the military service of the so-called Confederate States.

And the Commission do therefore sentence him, the said *John* alias *Richard Fitzpatrick*, " to be confined for two years at hard labor at such place as the Commanding General shall direct, to date from March 28th, 1864.

II.—The proceedings, findings and sentences in the foregoing cases of *Augustus A. Williams* and *John* alias *Richard Fitzpatrick*, are approved and confirmed.

III.—The sentence in the case of *Augustus A. Williams*, will be carried into execution.

IV.—The Commanding General designates the N. Y. State Penitentiary, at Albany, as the place of confinement of *John* alias *Richard Fitzpatrick*. And the record of the proceedings in this case are respectfully forwarded to the President of the United States for his approval and further orders.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Lt. Col. and A. A. G.

OFFICIAL :

A. D. C.

The first part of the book is devoted to a general
 description of the country, its climate, soil, and
 productions. It is followed by a detailed account
 of the manners and customs of the people, and
 a history of the country from the earliest times
 to the present. The author has made a great
 use of his own observations, and has collected
 a vast number of facts and particulars, which
 he has arranged in a clear and concise manner.
 The book is well written, and contains much
 interesting and useful information. It is
 highly recommended to all who are
 interested in the history and geography of
 the country.

London, 1785.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *May 7th*, 1864.

GENERAL ORDERS }
No. 36. }

I.—Before a General Court Martial convened at the Relay House of Baltimore and Ohio Rail Road, pursuant to Special Order No. 28, from Head-Quarters of the 1st Separate Brigade, Relay House, Md., April 12th, 1864, of which Lieut. Col. CHARLES GILPIN, 3d P. H. B. Md. Vols. was President, were arraigned and tried:

1. *Charles Stokely*, 2d Lieut. Co. G, Purnell Legion, Md. Vols.

CHARGE 1ST :

Conduct prejudicial to Good Order and Military Discipline.

Specification.—In this, that the said Lieut. *Charles Stokely*, Co. G, Purnell Legion, Md. Vols., did after the issue and receipt of General Order No. 2, dated December 25th, 1863, from the Head-Quarters of the 1st Separate Brigade, in which he, the said Lieut. *Charles Stokely*, Co. G, Purnell Legion, Md. Vols., was serving, and while in discharge of his official duty at Port Tobacco, in the county of Charles, and State of Maryland, authorize, request and permit one Richard Murry, in the employ of Thomas I. Steuart, to sell intoxicating liquors to the soldiers of his command in strict violation of General Order No. 2. This at Port Tobacco, Md., some time in the month of January, 1864.

CHARGE 2D :

Disobedience of Orders.

Specification.—In this, that Lieut. *Charles Stokely*, Co. G, Purnell Legion, Md. Vols., did knowingly and willingly neglect to report Richard Murry, a citizen, for selling in-

toxicating liquors to soldiers of his command, as required so to do by General Order No. 2, from Head-Quarters 1st Separate Brigade, 8th Army Corps, the same having repeatedly come to his knowledge. This at Port Tobacco, Charles county, Md., some time in the month of January, 1864.

CHARGE 3D:

Contempt for the authority of his Superior Officer, and conduct tending to Mutiny.

Specification.—In this, that Lieut. Charles Stokely, Co. G, Purnell Legion, Md Vols., did, after having received General Order No. 2, from Head-Quarters 1st Separate Brigade, and in which he was serving, counsel, authorize, advise and direct, one Richard Murry, a citizen, in the employ of one Thomas I Steuart, in the capacity of clerk or bar tender, to openly violate said Order No. 2, promising to stand between him, the said clerk, and all harm that might arise by the violation of said Order No. 2. This at Port Tobacco, Charles county, Md., some time in the month of January, 1864.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence the said 2d Lieut. *Charles Stokely*, Co. G, Purnell Legion, Md. Vols., to be dismissed from the service of the United States.

HEAD-QUARTERS, 1ST SEPARATE BRIGADE,
RELAY HOUSE, *April 30th*, 1864.

The proceedings, finding and sentence in the above case of Lieut. *Charles Stokely*, Co. G, Purnell Legion, are approved and confirmed.

The defence of Lieut. *Stokely*, is as insolent, self conceited and unofficer like, as his offence was presumptuous and unjustifiable, and it is a matter of no little surprise, that the Court permitted it to form a part of the proceedings in his case. This record is respectfully forwarded to Department Head-Quarters for the approval and orders of the Major General Commanding on the case.

[Signed,]

E. B. TYLER,

Brig. Gen. Comd'g.

2. *William D Sparks*, Co. E, 3d Regt. Del. Vols.

CHARGE 1ST:

Absence without leave.

Specification.—In this, that 2d Lieut. *William D. Sparks*, of Company E, 3d Regiment of Delaware Volunteer Infantry, did, on the 9th day of April, 1864, absent himself from his Company and Regiment without leave from proper authority, and did proceed to Baltimore city, remaining absent until about 10 o'clock next morning. This at or near Relay House, Baltimore and Ohio R. R., Md.

CHARGE 2D:

Disobedience of Orders.

Specification.—In this, that 2d Lieut. *William D. Sparks*, of Company E, 3d Regiment of Delaware Volunteer Infantry, did, in direct violation and disobedience of the stringent orders of his Brigade Commander, General E. B. Tyler,

now in force, prohibiting officers from leaving camp except by permission in writing from their regimental commanders, to be valid for only two hours, unless approved at Brigade Head-Quarters, leave camp without such permission, on or about the 9th day of April, 1864, and did remain absent until about 10 o'clock next morning. This at or near Relay House, Baltimore and Ohio R. R., Maryland.

CHARGE 3D:

Neglect of Duty.

Specification.—In this, that 2d Lieut. *William D. Sparks*, of Company E, 3d Regiment Delaware Volunteer Infantry, having been properly detailed as officer of the guard, mounted at the camp of his Regiment, at or near Relay House, Md., on or about the 10th day of April, 1864, did fail to comply with said detail, and did not make his appearance in camp until about two hours after guard-mount was over.

CHARGE 4TH:

Conduct unbecoming an Officer and a Gentleman.

Specification.—In this, that 2d Lieut. *William D. Sparks*, of Company E, 3d Regiment of Delaware Volunteer Infantry, did make a false statement in writing to the Commander of his Regiment, Lieut. Col. *William B. Dorrell*, knowing said statement to be false at the time; in which he alleges the following as the cause of his absence from camp and from guard-mount, viz. "I was at the Relay House at a late hour on the night previous, and the storm being very much against my coming to camp. I did not wish to get wet, as I am laboring under a very bad cold; going to bed late, I did not waken until half-past nine," when at the same time he was not in the Relay House, but in Baltimore city. This at Relay House, B. & O. R. R., Md., on the 11th day of April, 1864.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

To the specification of the 4th charge, "Not guilty."

To the 4th charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

Of the specification of the 4th charge, "Guilty."

Of the 4th charge, "Guilty."

SENTENCE.

And the Court do therefore sentence the said 2d Lieut. *William D. Sparks*, 3d Regt. Del. Vols., to be reduced to the ranks, to serve for the period of three (3) years, or during the war, to commence from the date of the promulgation of this sentence.

HEAD-QUARTERS, 1ST SEPARATE BRIGADE,

RELAY HOUSE, MD., *April 22d*, 1864.

The proceedings, finding and sentence in the case of 2d Lieut. *William D. Sparks*, are fully approved and confirmed. The case of Lieut. *Sparks*, is respectfully referred to Maj. Gen. LEWIS WALLACE, Commanding Middle Department, 8th Army Corps, for his approval in the case.

(Signed,)

E. B. TYLER,

Brig. Gen'l Comd'g 1st Separate Brigade.

II.—The proceedings, findings and sentences, in the foregoing case of 2d Lieut. *Charles Stokely*, Purnell Legion, Md. Vols. and 2d Lieut. *William D. Sparks*, 3d Regt. Del. Vol., are approved and confirmed; and Lieuts. *Charles Stokely*, and *William D. Sparks*, cease to be officers in the military service of the United States from this date. The sentence against 2d Lieut. *William D. Sparks*, will also be otherwise fully carried out.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Assistant Adjutant General.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS.

BALTIMORE, MD., *May 9th*, 1864.

GENERAL ORDERS }
No. 37. }

I.—Before a General Court Martial convened at Buckhannon, Va., pursuant to Special Orders No. 29, from Head-Quarters Northern Brigade, Buckhannon, Va., Feb. 20th, 1863, of which Col. Geo. R. Latham, 2d Regt. Va. Vol. Infantry, was President, was arraigned and tried:

Richard H. Lee, Captain Co. A, 8th Regt. Va. Vol. Infantry.

CHARGE 1ST:

Cowardice before the Enemy.

Specification 1st.—In this, that on the 1st day of June, 1862, near Strasburg, Va., the said Captain *Richard H. Lee*, of Co. A, 8th Regiment, Va. Vol. Infantry, did then and there leave his Company and go to the rear in a cowardly manner, his Company at the time being engaged with the enemy, and did not rejoin his Company until after the action ceased. All this near Strasburg, in the Valley of Virginia.

Specification 2d.—In this, that on the 6th day of June, 1862, near Harrisonburg, Va., the said Captain *Richard H. Lee*, of Co. A, 8th Va. Vol. Infantry, did then and there remain at the rear, in a cowardly manner, while his Company and Regiment were engaged in action with the enemy, and did not rejoin his Company until after the action ceased. All this near Harrisonburg, in the Valley of Virginia.

Specification 3d.—In this, that on the 8th day of June, 1862, at Cross Keys, Va., the said Captain *Richard H. Lee*, of Co. A, 8th Regiment Va. Vol. Infantry, did, then and there, while his Company and Regiment were engaged in the battle of Cross Keys, Va., in a cowardly manner absent himself from his Company and Regiment, and remained in the rear. All this at Cross Keys, in the Valley of Virginia.

Specification 4th.—In this, that on the 22d day of August, 1862, near Freeman's Ford, Va., the said Captain *Richard H. Lee*, of Co. A, 8th Regiment Va. Vol. Infantry, he then and there being in command of the Regiment, did then and there leave his Regiment in a cowardly manner and go to the rear, being relieved on turning over his command, this as the Regiment was about going into action at Freeman's Ford, and nearly in range of the enemy's guns. All this at or near Freeman's Ford, Virginia.

Specification 5th.—In this, that on the 22d day of August, 1862, near Freeman's Ford, Va., the said Captain *Richard H. Lee*, of Co. A, 8th Regiment, Va. Vol. Infantry, did then and there, he then being in command of the Regiment, as the Regiment was about going into action with the enemy, and while in sound of their Artillery, chew tobacco, and used other means to make himself sick in a cowardly manner, that he might have an excuse for avoiding the coming engagement with the enemy. All this near Freeman's Ford, Virginia.

Specification 6th.—In this, that on the 28th and 29th days of August, 1862, at Bull's Run, Va., on both of which days the Regiment was engaged in the battle of Bull's Run, the said Captain *Richard H. Lee*, of Co. A, 8th Regiment Va. Vol. Infantry, did not report to his Regiment or Company for duty, but remained in the rear in a cowardly manner. All this at Bull's Run Virginia.

CHARGE 2D:

Conduct unbecoming an Officer and a Gentleman.

Specification 1st.—In this, that he, the said Captain *Richard H. Lee*, of Co. A, 8th Regt. Va. Vol. Infantry, did, on or about the 19th day of October, 1862, at Gallipolis, Ohio, in presence of a number of officers of the 8th Regt. Va. Vol. Infantry, and with the intent to impair confidence in their commanding officer, make use of language as follows: "Oley won't stand fire, if there is a fight, I will have to command the Regiment." All this at Gallipolis, Ohio.

Specification 2d.—In this, that the said Captain *Richard H. Lee*, of Co. A, 8th Regt. Va. Vol. Infantry, did, on sundry and divers occasions, between the 1st of January 1862, and December, 31st, 1862, make use of the following language and actions, to the effect that Lieut. Col. John H. Oley, the commanding officer of the 8th Regiment Va. Vol. Infantry, was not an officer of integrity, courage, and ability to command his Regiment, (the 8th Va. Vol. Infantry,) calculated to impair the confidence of the members of the 8th Regt. Va. Vol. Infantry, in their commander, Lieut. Col. John H. Oley. This done at sundry and divers places.

Specification 3d.—In this, that the said Captain *R. H. Lee*, of Co. A, 8th Regt. Va. Vol. Infantry, did, at sundry times and places, in presence of officers and enlisted men of the 8th Regt. Va. Vol. Infantry, between the 1st of June, 1862, and December 31st, 1862, use language and actions to the effect that Major John J. Polesley was not an officer worthy of the confidence of the Regiment; this calculated to impair the confidence of the Regiment, (the 8th Va. Vol. Infantry) in their Major, John J. Polesley. All this done at divers times and places.

Specification 4th—In this, that the said Capt. *R. H. Lee*, of Company A, 8th Regiment Virginia Volunteer Infantry, did, at sundry times and places, between the 1st of June, 1862, and October 7th, 1862, use language calculated to impair the confidence of the members of the 8th Regiment of Virginia Volunteer Infantry, then in charge of J. J. Polesley, then the Adjutant of the 8th Regiment of Virginia Volunteers. All this in presence of officers and enlisted men of the 8th Regt. Va. Vol. Infantry.

Specification 5th.—In this, that the said Capt. *R. H. Lee*, of Co. A, 8th Regt. Va. Vol. Infantry, did, at sundry times and divers times, between June 1st, 1862, and Dec. 31st, 1862, use language and actions calculated to impair the confidence of the officers and enlisted men of the said Regiment in the honesty and integrity of 1st Lieut. William C. Kimball, Quarter-Master of the 8th Regiment Va. Vol. Infantry. All this at sundry times and places.

Specification 6th.—In this, that the said Capt. *R. H. Lee*, of Co. A, 8th Regiment Va. Vol. Infantry, did, at sundry times and places, use the following language: "I will shoot that damned Quarter-Master," meaning 1st Lieut. William C. Kimball, of the 8th Regiment Va. Vol. Infantry. This done at divers times and places.

Specification 7th.—In this, that the said Capt. *R. H. Lee*, Co. A, 8th Regiment Va. Vol. Infantry, did, on the 13th day of January, 1863, in camp near Buckhannon, Va., use violent and disrespectful language to 1st Lieut. Francis Mathers, 8th Regiment Va. Vol. Infantry, threatening to thrash him and the like.

Specification 8th.—In this, that the said Capt. *R. H. Lee*, Co. A, 8th Regiment Va. Vol. Infantry, is, and has been since January 1st, 1862, a nuisance, and by his actions, course, and dissensions, trouble and strife in the 8th Regiment Va. Vol. Infantry, and that harmony, courage and patriotism be much advanced by his dismissal from the Regiment, the 8th Va. Vol. Infantry.

To which charges and specifications the accused pleaded as follows:

- To the 1st specification of the 1st charge, "Not guilty."
- To the 2d specification of the 1st charge, "Not guilty."
- To the 3d specification of the 1st charge, "Not guilty."
- To the 4th specification of the 1st charge, "Not guilty."
- To the 5th specification of the 1st charge, "Not guilty."
- To the 6th specification of the 1st charge, "Not guilty."
- To the 7th specification of the 1st charge, "Not guilty."
- To the 1st charge, "Not guilty."
- To the 1st specification of the 2d charge, "Not guilty."
- To the 2d specification of the 2d charge, "Not guilty."
- To the 3d specification of the 2d charge, "Not guilty."
- To the 4th specification of the 2d charge, "Not guilty."
- To the 5th specification of the 2d charge, "Not guilty."
- To the 6th specification of the 2d charge, "Not guilty."
- To the 7th specification of the 2d charge, "Not guilty."
- To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

- Of the 1st specification of the 1st charge, "Guilty."
- Of the 2d specification of the 1st charge, "Guilty."
- Of the 3d specification of the 1st charge, "Not guilty."
- Of the 4th specification of the 1st charge, "Guilty," with the exception of the words, "under pretence of sickness, without being relieved or turning over the command."
- Of the 5th specification of the 1st charge, "Guilty."
- Of the 6th specification of the 1st charge, "Guilty."
- Of the 1st charge, "Guilty."
- Of the 1st specification of the 2d charge, "Guilty."
- Of the 2d specification of the 2d charge, "Guilty."
- Of the 3d specification of the 2d charge, "Guilty."
- Of the 4th specification of the 2d charge, "Guilty."
- Of the 5th specification of the 2d charge, "Guilty."

Of the 6th specification of the 2d charge, "Guilty."

Of the 7th specification of the 2d charge, "Not guilty."

The Court find the accused "Not guilty of conduct unbecoming an officer and a gentleman," but "Guilty of conduct prejudicial to good order and military discipline."

SENTENCE.

And the Court do therefore sentence him, the said Captain *Richard H. Lee*, 8th Regiment Va. Vol. Infantry, "To be dismissed the service of the United States."

II.—The proceedings, finding and sentence in the foregoing case of Capt. *R. H. Lee*, 8th Regiment Va. Vol. Infantry, were approved and confirmed on the 27th day of May, 1863, by Major General Schenck, commanding Middle Department, in the following order:

HEAD-QUARTERS, MIDDLE DEPARTMENT, 8TH ARMY CORPS,
BALTIMORE, MD., *May 27, 1863.*

The foregoing proceedings, finding and sentence are approved and confirmed, and the sentence against Capt. *Richard H. Lee*, Co. A, 8th Regiment Va. Vol. Infantry, "That he be dismissed the service of the United States," will be carried into execution.

(Signed,)

ROBERT C. SCHENCK,

Maj. Gen'l Comd'g.

Various accidental circumstances have prevented the promulgation of that order until this time, which is now done.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. Gen'l.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *May 9th, 1864.*

GENERAL ORDERS }
}

No. 38.

I.—Before a General Court Martial convened at Weston West, Va., pursuant to Special Order, No. 32, from Head-Quarters Independent Division, Md. Dept., Weston West, Va., May 15th, 1863, of which Col. A. MOORE, 28th Regt. Ohio Vols. was President, was arraigned and tried:

Levi L. Bryte, Captain 3d Regiment Va. Vol. Infantry.

CHARGE 1ST :

Conduct unbecoming an Officer and a Gentleman.

Specification 1st.—In this, that the said Captain *Levi L. Bryte*, of the Company and Regiment aforesaid, has frequently and in a public manner visited a house of ill fame, outside of the picket lines, and remained there over night without permission from his commanding officer, and to the neglect of his official duties. This done at or near Sutton, Va., in the month of December, 1862, and in the months of January, February and March, 1863.

Specification 2d.—In this, that the said Captain *Levi L. Bryte*, of the Company and Regiment aforesaid, while at a house of ill fame, did fire a shot from his revolver at soldiers in the service of the United States, with intent to wound or kill them. This done at or near Sutton, Va., on or about the night of the 1st of January, 1863.

CHARGE 2D :

Conduct prejudicial to Good Order and Military Discipline.

Specification 1st.—In this, that the said Captain *Levi L. Bryte*, of the Company and Regiment aforesaid, when on duty as

officer of the day, and having charge of the picket guard, did neglect to visit the picket posts, and failed to make known the countersign to guards entitled to receive the same. This done at or near Sutton, Va., in the month of March, 1863.

Specification 2d.—In this, that the said Captain *Levi L. Bryte*, of the Company and Regiment aforesaid, when on duty as officer of the day, and having charge of the picket guard, did visit a certain picket post and instruct the guards then and there on duty, that they might all go to sleep, just so they would be awake about 10 o'clock at night as about that time he would make the grand round. This done at or near Sutton, Va., on or about the 8th day of March, 1863.

Specification 3d.—In this, that the said Captain *Levi L. Bryte*, of the Company and Regiment aforesaid, did procure from his commanding officer permission to go about two miles in the county, with the understanding that he should return immediately, yet he wandered away miles from camp when there was danger of being captured, and remained absent without leave for some days. This at or near Sutton, Va., on or about the day of February, 1863.

CHARGE 3D:

Violating Article 36 of the Articles of War.

Specification 1st.—In this, that the said Captain *Levi L. Bryte*, of the Company and Regiment aforesaid, did sell, or attempt to sell, to a soldier under his command, ammunition belonging to the United States, at the same time refusing to give to the soldiers ammunition necessary for them to have. This done at or near Sutton, Va., in the month of January or February, 1863.

Specification 2d.—In this, that the said Captain *Levi L. Bryte*, of the Company and Regiment aforesaid, did sell, or give away to citizens, ammunition belonging to the United

States, the same being in his possession for the use of his Company. This done at or near Sutton, Va., on the day of February, 1863.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 3d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the 1st specification of the 3d charge, "Not guilty."

To the 2d specification of the 3d charge, "Not guilty."

To 3d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Guilty," except the words "remained there over night."

Of the 2d specification of the 1st charge, "Not guilty."

Of the 1st charge, "Guilty."

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Guilty."

Of the 3d specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the 1st specification of the 3d charge, "Not guilty."

Of the 2d specification of the 3d charge, "Guilty," except the words, "sell or," but the Court attach no criminality thereto.

Of the 3d charge, "Not guilty."

SENTENCE.

And the Court do therefore sentence him, the said Captain *Levi L. Bryte*, of the 3d Regiment Va. Vol. Infantry, to be dismissed the service of the United States, and to forfeit all pay and allowance due him since the 31st day of March, 1863.

HEAD-QUARTERS, MIDDLE DEPARTMENT, 8TH ARMY CORPS,
BALTIMORE, MD., *June 15th*, 1863.

The proceedings, finding and sentence against Captain *Levi L. Bryte*, 3d Regiment Va. Vol. Infantry, are approved and affirmed, and the sentence will accordingly be carried into execution.

(Signed,) ROBERT C. SCHENCK,
Maj. Gen'l Comd'g.

II.—The proceedings, finding and sentence in the case of Captain *Levi L. Bryte*, were approved and confirmed, and ordered to be executed by Major General Robert C. Schenck, commanding the Middle Department and 8th Army Corps, in the foregoing order of the 15th of June, 1863, but from various causes not necessary to be explained now, has not been heretofore promulgated. It is now published, and will take effect from its date.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Lt. Col. and A. A. Gen'l.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *May 17th*, 1864.

GENERAL ORDERS }
 }

No. 42. }

I.—Before a General Court Martial convened at the city of Baltimore, Md., pursuant to Special Orders, Nos. 107, 116 and 117, from these Head-Quarters, of which Major H. B. McILVAIN, 5th N. Y. H. Artillery was President, was arraigned and tried:

1. Major *George Thistleton*, 1st Maryland Cavalry.

CHARGE:

Conduct unbecoming an Officer and a Gentleman.

Specification 1st.—In this, that he, *George Thistleton*, Major of the 1st Regiment Maryland Cavalry, while in the discharge of his duties as an officer of the United States Army, did at or near Rapidan Rail Road Bridge, Culpeper county, Va., on or about the 20th day of July, 1862, take from the private dwelling house of a certain Mr. Taliaferro, a citizen of Va., various pieces of property, and among other property, a gold ring set in diamonds, and did then and there unlawfully appropriate the same to his, the said *Thistleton's* private use.

Specification 2d.—In this, that he, *George Thistleton*, Major of the 1st Maryland Cavalry, did on or about the 20th day of March, 1864, while on duty at the city of Baltimore, become so drunk as to fall from his horse in the public streets of Baltimore, and bring discredit upon the service.

Specification 3d.—In this, that he, *George Thistleton*, Major of the 1st Maryland Cavalry, did at the city of Baltimore, State of Maryland, on or about the 20th day of January, 1864, and later in the said month of January, 1864,

appear in the public streets of said city in the company and companionship of women of infamous character, and drive through the said streets in an open carriage or wagon, with an infamous woman or women and publicly known prostitutes, to the discredit of the military service and the disgrace of himself.

Specification 4th.—In this, that he, the said *George Thistleton*, Major of the 1st Regiment of Maryland Cavalry, while in command of reserve pickets, on or about the 18th and 21st of August, 1863, at or near New Orleans, Fauquier county, Va., absent himself from his said command without authority, and remain so absent for the space of twenty-four hours.

Specification 5th.—In this, that he, *George Thistleton*, Major of the 1st Regiment of Maryland Cavalry, did when entrusted with certain lists made out and approved by Lt. Col. Deems, for promotions in the Regiment, alter the said lists by erasing certain names recommended in said paper or list, and substituting others, and did thus procure the appointment of men not indicated by said Lt. Col. Deems, who acted in this matter with the approbation and under the instruction of Major General Sigel, and did thus deceive his said Colonel and General, and defraud meritorious men. This at or near Fort DeKalb, at Hall's farm, Va., on some day or days of November, 1862.

Specification 6th.—In this, that he, *George Thistleton*, Major of the 1st Regiment of Maryland Cavalry, has been daily in the habit of associating intimately and publicly with infamous women and prostitutes during the past winter and this spring, so as to bring disgrace upon himself and the service, and to subject his encampment to scenes disgusting and disreputable to his Regiment. This at Baltimore, Md., during the months of December, 1863, and January, February and March, 1864, daily.

To which charge and specifications the accused pleaded as follows :

To the 1st specification, " Not guilty."

To the 2d specification, " Not guilty."

To the 3d specification, " Not guilty."

To the 4th specification, that he has been heretofore tried and acquitted of the offence charged in said specification.

To the 5th specification, " Not guilty."

To the 6th specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification, " Not guilty."

Of the 2d specification, " Not guilty."

Of the 3d specification, " Not guilty."

Of the 4th specification, they sustain the special plea in bar.

Of the 5th specification, " Not guilty."

Of the 6th specification, " Guilty," except the words, " daily."

Of the charge, " Guilty."

SENTENCE.

And the Court do therefore sentence him, the said Major *George Thistleton*, of the 1st Regiment of Maryland Cavalry, " to be dismissed the service."

II.—The proceedings finding and sentence in the foregoing case of Major *George Thistleton*, of the 1st Regiment of Maryland Cavalry are approved and confirmed, and Major *Thistleton* ceases to be an officer in the military service of the United States from this date.

III. The Court Martial of which Major H. B. McILVAIN is President, is dissolved.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Assistant Adjutant General.

OFFICIAL :

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *May 22d*, 1864.

GENERAL ORDERS }
No. 43. }

I.—Before a Military Commission convened at Baltimore, Md., pursuant to Special Orders Nos. 87, 90, 99 and 106, from these Head-Quarters, of which Major H. Z. HAYNER was President, were arraigned and tried:

1. *Mary S. Terry*, otherwise called *Mary S. Oley*, a citizen.

CHARGE 1ST :

Acting as a Spy.

Specification.—In this, that *Mary S. Terry*, otherwise called *Mary S. Oley*, on or about the 1st day of October, 1863, did secretly and without authority enter the lines of the armies of the United States, from within the lines of the army of the so-called Confederate States, then in rebellion against the supreme authority of, and at war with the United States, as a spy, and did lurk in and about the posts, quarters and encampments of the armies of the United States as a spy, in and near the city of Baltimore and State of Delaware, and was found so acting as a spy, at or near the posts, quarters and encampments of the said army of the United States, during the time of rebellion and war as aforesaid, within the said States of Maryland and Delaware, and more particularly in the county of Somerset, Maryland.

CHARGE 2D:

Lurking as a Spy about the Posts, Quarters and Encampments of the Army of the United States.

Specification.—In this, that the said *Mary S. Terry*, otherwise called *Mary S. Otey*, in time of war and rebellion against the supreme authority of the United States, on or about the 21st day of March, 1864, was found lurking and acting as a spy, in and about the posts, quarters and encampments of the army of the United States, and more particularly about the posts, quarters and encampments of the said army in Somerset county, Maryland.

CHARGE 3D:

Violation of the Laws of War, as laid down in Paragraph 86 of General Orders No 100, from the War Department, April 24th, 1863.

Specification 1st.—In this, that she, *Mary S. Terry*, otherwise called *Mary S. Otey*, did on or about the 1st day of October, 1863, without proper authority, and unlawfully pass from the territory occupied by the armies of the so-called Confederate States, then in rebellion against, and at war with the United States, and from within the lines of the said armies, into territory occupied by the armies of the United States, and within the lines of the said armies of the United States, that is from the State of Virginia into the State of Maryland.

Specification 2d.—In this, that she, *Mary S. Terry*, otherwise called *Mary S. Otey*, was on or about the 1st day of October, 1863, and on various other days, and continuously from day to day from about the said 1st day of October, until on or about the 22d day of March, 1864, engaged in intercourse between the State of Maryland, and the State of Virginia, being territory occupied by the army of the so-called Confederate States, by travel and traffic and otherwise, without authority therefor.

Specification 3d.—In this, that she, the said *Mary S. Terry*, otherwise called *Mary S. Otey*, was on or about the 21st day of March, 1864, engaged in intercourse by traffic between the territory occupied by the army of the United States, to wit, the State of Delaware, and Somerset county, in the State of Maryland, and the parts of the State of Virginia occupied by the army of the so-called Confederate States, then in rebellion against and at war with the said United States, and in the attempt to send goods of great value, and information from within the said States of Delaware and Maryland, so occupied as aforesaid by the army of the United States, to persons within the State of Virginia, and parts thereof occupied as aforesaid by the army of the so-called Confederate States at war as aforesaid with the United States, without authority for such intercourse and traffic. This in the said State of Delaware, and the said county of Somerset, in Maryland, on the said 21st of March, 1864.

CHARGE 4TH:

Coming within the Lines of the 8th Army Corps of the United States Army, and within the Middle Department of the said Army, contrary to the order of the General Commanding the same.

Specification.—In this, the said *Mary S. Terry*, otherwise called *Mary S. Otey*, having been arrested for violation of Military law sometime in the spring of the year, 1863, within the lines of the 8th Army Corps of the army of the United States, was ordered to go out of the said lines and out of the Middle Department by the General Commanding said Corps, and not to return within said lines and said Department without authority thereto, which order the said *Mary S. Terry*, otherwise called *Mary S. Otey*, did disobey, and contrary to which she on or about the 1st day of October, 1863, and on or about the 21st day of March, 1864, did come within said Department

and within the lines of the said 8th Army Corps, without any authority, that is into the City of Baltimore, and into the State of Delaware, and into Somerset county in the State of Maryland.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the 1st specification of the 3d charge, "Not guilty."

To the 2d specification of the 3d charge, "Not guilty."

To the 3d specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

To the specification of the 4th charge, "Not guilty."

To the 4th charge "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

Of the 1st specification of the 3d charge, "Not guilty" of the 1st specification as charged, but guilty of coming within the lines of the armies of the United States without proper authority therefor, but without criminal intent.

Of the 2d specification of the 3d charge, "Not guilty."

Of the 3d specification of the 3d charge, "Not guilty" of the specification as charged, but guilty of the attempt to send goods from within said States of Delaware and Maryland, so occupied as aforesaid by the army of the United States, to persons within the State of Virginia and parts thereof so occupied as aforesaid by the army of the so called Confederate States, at war with the United States.

Of the 3d charge, "Not guilty" of the charge as made, but guilty of intercourse by travel between the States in insurrection, and the United States.

Of the specification of the 4th charge, "Guilty," but not of acting as a spy.

Of the 4th charge, "Guilty," but not of acting as a spy.

SENTENCE.

And the Court do therefore sentence her, the said *Mary S. Terry*, otherwise called *Mary S. Oley*, "to be confined in the female prison at Salem, Massachusetts, or at such other place as the Commanding General may direct, for the term of one year from the 21st day of March, 1864, the date of her arrest, then to be released upon giving her parole of honor not to go south of the southerly line of the State of New Jersey during the war.

2. *James A. Winn*, now or late of the army of the so-called Confederate States.

CHARGE 1st:

Acting as a Spy.

Specification.—In this, that *James A. Winn*, now or late of the army of the so-called Confederate States, was on or about the 3d day of May, 1864, at Baltimore, Md., found acting as a spy in and about the posts, quarters, fortifications and encampments of the armies of the United States, at and near Baltimore aforesaid, in a time of war and rebellion against the supreme authority of the said United States.

CHARGE 2D:

Lurking as a spy in and about the posts, quarters, fortifications and encampments of the Armies of the United States, in time of war and rebellion against the supreme authority of the United States.

Specification.—In this, that he, the said *James A. Winn*, now or late of the army of the so-called Confederate States, on or about the 3d day of May, 1864, in a time of war and rebellion against the supreme authority of the United States, was found lurking as a spy in and about the posts, fortifications, quarters and encampments of the armies of the United States, at or near Baltimore, Md.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, " Not Guilty."

To the 1st charge, " Not Guilty."

To the specification of the 2d charge, " Not Guilty."

To the 2d charge, " Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification of the 1st charge, " Not Guilty."

Of the 1st charge, " Not Guilty."

Of the specification of the 2d charge, "Not Guilty."

Of the 2d, charge, " Not Guilty."

SENTENCE.

But the Commission, do find the said *James A. Winn*, " Guilty." of coming within the lines of the armies of the United States, without legal authority, therefore, and do therefore sentence him. the said *James A. Winn*, to be imprisoned at such place as the Commanding General may designate, for six months and then to be released upon taking the oath of Allegiance to the government of the United States.

3. *Christian Emerick*, a citizen.

CHARGE 1ST:

Aiding in the enlistment of men in the rebel army. and forwarding men enlisted or designing to enlist, as soldiers in the military service, of the so-called Confederate States, in rebellion against and at war with the United States.

Specification 1st.—In this, that *Christian Emerick*, resident in the city of Baltimore, and State of Maryland, within the lines of the armies of the United States, was on or about the 29th day of January, 1864, and had been continuously for a long time previously, there and within said lines, engaged in aiding in the enlistment of men for the Military service of the so-called Confederate States, then at war with the United States, and in rebellion against

the same, and in aiding and directing men so enlisted to pass from within the said lines of the armies of the United States, into the lines of the armies of the so-called Confederate States, with intent that the said men should join the said last mentioned armies in war against the said United States.

CHARGE 2d:

Harboring, guiding, and otherwise aiding men with intent that they should pass from within the lines of the army of the United States, into the lines of the army of the so-called Confederate States, at war with the United States, and join the said army of the so-called Confederate States.

Specification 1st.—In this, that he, *Christian Emerick*, resident in the city of Baltimore, and State of Maryland, and within the lines of the armies of the United States, did on or about the 29th day of January, 1864, there and also at the Relay House of the Baltimore and Ohio Rail Road, Maryland, within the said lines, harbor and conceal, and aid and direct men with the intent that they should pass from within the said lines of the armies of the United States, into the lines of the armies of the so-called Confederate States, and enlist in the said last mentioned armies at war against the said United States.

Specification 2d.—In this, that he, *Christian Emerick*, resident in the city of Baltimore, and State of Maryland, and within the lines of the armies of the United States, did often at various times previously to the 29th day of January, 1864, during the years 1863 and 1864, aid men to pass from within the said lines into the lines of the armies of the so-called Confederate States, then at war with the United States, with intent that such men should join the said last mentioned armies, and unite in the rebellion and war of the so-called Confederate States, against the said United States. This at Baltimore, Maryland, at the times aforesaid.

CHARGE 3D:

Violation of the Laws of War, as laid down in Par. 86, of General Orders No. 100, from the War Department, April 24, 1863.

Specification.—In this, that he, *Christian Emerick*, resident of the city of Baltimore, and State of Maryland, on or about the 29th day of January, 1864, was then and there engaged in the attempt to hold intercourse with, and to convey information to the enemies of the United States by the transmission of letters and goods from within the lines of the armies of the United States to persons within the lines of the armies of the so-called Confederate States, then at war with the United States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, the said *Christian Emerick*, to be imprisoned at hard labor at the Albany Penitentiary, or at such other place as the General Commanding may direct, during the war.

4. *George McDonald*, otherwise called *M. McDonald*, otherwise called *M. M. Dunning*, now or late of the Rebel Army.

CHARGE 1ST :

Acting as a Spy.

Specification.—In this, that *George McDonald*, otherwise called *M. McDonald*, otherwise called *M. M. Dunning*, otherwise called *Marcus M. Denon*, now or late of the rebel army, on or about the 30th of March, 1864, and continuously for a long time before, to wit, during the months of January, February and March, 1864, in time of war and of rebellion against the supreme authority of the United States, was acting as a spy in and about the posts, quarters and encampments of the armies of the United States, at or near the Point of Rocks, Maryland, and at or near Mount Airy, Maryland, and in Montgomery county, Maryland, and was so found acting as a spy, on or about the said 30th day of March, 1864, in and about the aforesaid posts, quarters and encampments.

CHARGE 2D :

Lurking as a Spy in and about the posts, quarters and encampments of the armies of the United States, in time of rebellion against the supreme authority of the United States.

Specification.—In this, that the said *George McDonald*, otherwise called *M. McDonald*, otherwise called *M. M. Dunning*, otherwise called *Marcus M. Denon*, now or late of the Rebel Army, was found in time of rebellion against the supreme authority of the United States, on or about the 30th day of March, 1864, lurking in and about the posts, quarters and encampments of the Armies of the United States, at or near the Point of Rocks, Maryland, and at or near Mount Airy, Maryland, and at or near Montgomery County, Maryland.

To which charges and specifications the accused pleaded as follows:
 To the specification of 1st charge, "Not guilty."
 To the 1st charge, "Not guilty."
 To the specification of 2d charge, "Not guilty."
 To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

But the Commission find the prisoner to be a deserter from Company F, 3d Maryland Cavalry, United States Volunteers, and not having jurisdiction over the case, respectfully report the fact to the Commanding General.

5. *John Mahon*, a citizen.

CHARGE 1ST.

Concealing men, knowing them to be deserters from the Military service of the United States.

Specification.—In this, that *John Mahon*, a citizen on or about the 12th day of April 1864, at Baltimore, Md., did conceal and disguise, for the purpose of concealment, two soldiers, deserters from the Military service of the United States, knowing them to be such, by furnishing them, with citizens clothing, in exchange for their uniforms, and enabling them privately in his house, to make the said exchange, of their clothing.

CHARGE 2D:

Aiding soldiers of the United States Army to get away knowing them to be deserters.

Specification.—In this, that he, the said *John Mahon*, a citizen on or about the 12th day of April, 1864, at Baltimore, Md.,

did receive two soldiers of the United States Army, into his house whose names are unknown, knowing them to be deserters, and did furnish them then and therewith citizens clothing, in exchange for their uniforms, in order to enable them to get away and escape.

CHARGE 3D:

Purchasing from soldiers of the United States Army their uniforms, clothing and equipments.

Specification.—In this, that he, the said *John Mahon*, a citizen, did on or about the 12th day of April, 1864, at Maryland, purchase by barter, and exchange for citizens clothing, two suits of uniform clothing, from two soldiers of the United States Army.

CHARGE 4TH:

Violation of General Orders No 24, from the Head-Quarters of the Middle Department, 8th Army Corps, April 16, 1864, by furnishing citizens clothing to soldiers of the United States army.

Specification.—In this, that he, the said *John Mahon*, a citizen, on or about the 12th day of April 1864, at Baltimore, Md., did wilfully and knowingly violate the General Order No. 24, April 16, 1864, from Head Quarters Middle Department 8th Army Corps, which among other things forbids the furnishing of citizens clothing to enlisted men in any way and under any pretext whatsoever, by furnishing two suits of citizens clothing, to two enlisted soldiers of the United States in exchange for their uniform clothing.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not Guilty."

To the 1st charge, "Not Guilty."

To the specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

To the specification of the 3d charge, "Not Guilty."

To the 3d charge, "Not Guilty."

To the specification of the 4th charge, "Not Guilty."

To the fourth charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Not Guilty."

Of the 1st charge, "Not Guilty."

Of the specification of the 2d charge, "Not Guilty."

Of the 2d charge, "Not Guilty."

Of the specification of the 3d charge, "Not Guilty."

Of the 3d charge, "Not Guilty."

Of the specification of the 4th charge, "Not Guilty."

Of the 4th charge, "Not Guilty."

And they do acquit the accused *John Mahon*.

II. The proceedings, findings and sentences, in the cases of *Mary S. Terry*, otherwise called *Mary S. Otey*, of *Christian Emerick*, of *John Mahon*, and of *George McDonald*, otherwise called *M. M. Dunning*, are approved and confirmed. *John Mahon*, having been acquitted by the Commission, will be released from confinement. *George McDonald*, otherwise called *M. M. Dunning*, having been acquitted of the particular charges upon which he was tried, will be held and tried as a deserter, which the evidence tends to show him to have been. The sentence against *Christian Emerick*, will be carried into execution in the Penitentiary, at Albany, New York: and the sentence against *Mary S. Terry*, alias *Mary S. Otey*, will be carried into execution at the female prison, at Salem, Massachusetts.

III. The proceedings, finding and sentence in the case of *James A. Winn*, are disapproved and annulled, for the following reasons:

1st. The Commission finds the accused guilty of an offence, that is in no wise included, in either of the charges or specifications, and then proceed to sentence him for that offence, a self apparent absurdity.

2d. The Commission next proceeds to sentence the accused, to take the oath of Allegiance as part of the punishment. Suppose the man refuses to take the oath at the end of his imprisonment? Can he be forced to take it? And if forced to, is the compulsory obligation binding on his conscience? Such a mode of punishment is puerile, and being adopted a second time by the same Commission, after at-

tention was called to its folly, looks very much like a wanton contempt of the Commanding General.

3d. Coming within the Federal lines by a rebel soldier without proper authority, whatever his purpose may be, is a serious offence against the laws of war. In this case when he avows, that he came to remount himself inside our lines, to avoid being transferred to the rebel Infantry, he adds insolence to criminality, and should be punished with severity. As the sentence cannot be executed, the prisoner will be held for arraignment under a new charge.

IV. The Military Commission of which Maj. H. Z. Hayner is President, is dissolved.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. Gen'l.

OFFICIAL :

A. D. C.

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., June 13, 1864.

GENERAL ORDERS }
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No. 44.

I.—Before a Military Commission, convened at Baltimore, Md., by Special Order No. 134, from these Head Quarters, May 26, 1864, of which Lt. Col. HORACE D. MUNSON, 154th Regt. Ohio N. G., is President, were arraigned and tried:

1. *James A. Winn*, now or late of the army of the so-called Confederate States.

CHARGE:

Violation of the Laws of War, as laid down in paragraph 86 of the General Order No. 100, from the War Department, April 24th, 1863.

Specification.—In this, that *James A. Winn*, now or late of the army of the so-called Confederate States, on or about the 25th day of April, 1864, did without lawful authority therefor, pass from the State of Virginia, and from within the lines of the armies of the so-called Confederate States into the State of Maryland, and within the lines of the armies of the United States for the purpose of intercourse and traffic.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Guilty," except the word "traffic."

To the charge "Guilty," except the word "traffic."

FINDING.

The Court having maturely considered the case, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, *James A. Winn*, "to be confined at such place as the Commanding General may designate for and during the period of twelve (12) months from this date, May 20, 1864."

2. *Thomas C. Brown*, a citizen.

CHARGE 1ST:

Violation of the Laws of War, as laid down in paragraph 86 of the General Order No. 100, from the War Department, April 24th, 1863.

Specification 1st.—In this, that *Thomas C. Brown*, a resident of Vasson Parish, Louisiana, did at some time during the year 1863, without lawful authority therefor, pass from his residence within said State, a territory then occupied by the armies of the so-called Confederate States of America, then at war with the United States, and come within the State of Maryland, then occupied by the armies of the United States.

Specification 2d.—In this, that the said *Thomas C. Brown*, did at some time during the year 1863, pass from within the territory occupied by the armies of the so-called Confederate States, that is, from the State of Louisiana into Maryland, a territory occupied by the armies of the United States, then at war with the said so-called Confederate States, without lawful authority therefor, and he, the said *Thomas C. Brown* has been engaged during the said year 1863 and the year 1864, without authority, secretly in the transmission of letters from the said

State of Maryland, so occupied by the said armies of the United States at war as aforesaid, to persons within the territory occupied by the armies of the so-called Confederate States, that is, into Virginia and elsewhere within the lines of the armies of the said Confederate States, and in that, he the said *Thomas C. Brown*, more particularly on or about the 25th day of April, 1863, was engaged in the attempt to transmit such letters, without authority, from within the lines of the armies of the United States to persons within the lines of the so-called Confederate States. All this at the times aforesaid at Baltimore, Howard and Carroll Counties, Maryland.

CHARGE 2D:

Aiding in the recruitment of the Army of the so-called Confederate States, at war with the United States.

Specification —In this, that the said *Thomas C. Brown*, was on or about the 25th day of April, 1864, and had been for a long time before during the year 1864, continuously engaged in harboring men recruited for the Rebel army, and in assisting in the transportation of such men from within the lines of the armies of the United States to within the lines of the armies of the so-called Confederate States, that is from Maryland into Virginia. This at or near Baltimore, Howard and Carroll Counties, Maryland.

To which charges and specifications the accused pleaded as follows :

To the 1st specification of 1st charge, "Not guilty."

To the 2d specification of 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification to 1st charge, "Not guilty."

Of the 2d specification to 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And they acquit the accused.

8. *Benjamin F. Brown*, a citizen.

CHARGE:

Violation of the Laws of War, by holding intercourse with Rebel enemies of the United States without authority.

Specification 1st.—In this, that *Benjamin F. Brown*, a citizen, resident in or near Frederick City, Maryland, has at various times in or near said city, within the years 1863 and 1864, entertained and concealed in his house persons whose names are unknown, who were rebels against and enemies to the United States, and who were in the service of the so-called Confederate States, at war with the United States at the City aforesaid, and within the lines of the army of the United States.

Specification 2d.—In this, that the said *Benjamin F. Brown*, a resident in or near Frederick City, Md., and within the lines of the armies of the United States, in time of war and rebellion against the supreme authority of the said United States, at various times during the years 1863 and 1864, entertained and concealed persons who were lurking as spies in or near the posts, quarters and encampments of the said armies of the United States, at or near Frederick City aforesaid.

Specification 3d.—In this, that the said *Benjamin F. Brown*, a citizen, resident in or near Frederick City, Md., at various times within the years 1863 and 1864, and continuously from day to day, during said years, in a time of war and rebellion against the Supreme Authority of the United States, has received and concealed in his house and else-

where, messengers from the Government and Armies of the so-called Confederate States, at war with the United States, in or near Frederick City aforesaid, and within the lines of the armies of the said United States, and has held communication with, and given information and other aid to said messengers and other enemies of the said United States, this at the times and places aforesaid.

Specification 4th.—In this, that the said *Benjamin F. Brown*, did, on or about the 8th day of September, 1862, and for many days continuously, both before and after the said date, at and near Frederick City, Maryland, voluntarily, unnecessarily and traitorously hold intercourse with, and give information to the officers of the army of the so-called Confederate States at war with the United States, and more especially with one Bradley T. Johnson, a colonel in the said Rebel Army of the said Confederate States.

Specification 5th.—In this, that the said *Benjamin F. Brown*, did, during the months of June, July and August, of the year 1862, without lawful authority, pass from the territory occupied by the armies of the United States, that is, from the State of Maryland into the State of Virginia, then occupied by the armies of the so-called Confederate States, then at war with the United States, and within the lines of the armies of the said so-called Confederate States, and did, during the said months continuously and without lawful authority, hold intercourse with the people and public officers of the said so-called Confederate States, at Lynchburgh and Richmond, and elsewhere in Virginia, within the lines of the armies of the so-called Confederate States, and then did return back within the lines of the armies of the United States, at war as aforesaid. All this at the times and places aforesaid.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."
 To the 3d specification, "Not guilty."
 To the 4th specification, "Not guilty."
 To the 5th specification, "Not guilty."
 To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification, "Not guilty."
 Of the 2d specification, "Not guilty."
 Of the 3d specification, "Not guilty."
 Of the 4th specification, "Not guilty."
 Of the 5th specification, "Not guilty."
 Of the charge, "Not guilty."
 And they do acquit the accused.

5. *Southey F. Miles*, a citizen.

CHARGE:

Murder.

Specification 1st.—In this, that *Southey F. Miles*, a citizen, did, at the County of Somerset and State of Maryland, on or about the 31st day of August, 1862, wilfully, unlawfully and with malice aforethought, kill and murder one George Dix, a corporal in Co. K, of the 1st Regiment E. S. Md. Vols., a soldier in the service of the United States, and within the lines of the armies of the United States.

Specification 2d.—In this, that he, the said *Southey F. Miles*, a citizen, during the month of August, 1862, at Somerset county, Md., and within the lines and encampments of the army of the United States, did resist one George Dix, a Corporal in Company K, 1st Regiment, E. S. Md. Vols., who was engaged in the execution of a lawful order of his superior officer, and did then and there, in such resistance, wilfully, unlawfully and with forethought and malice, shoot, kill and murder him, the said George Dix, a soldier of the United States, whilst

engaged as aforesaid in the discharge of his duty as such.

All this on or about the 31st day of August, 1862, at Somerset county, Maryland.

To which charge and specifications the accused pleaded as follows :

To the 1st specification, " Not guilty."

To the 2d specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *Souhey F. Miles*, as follows :

Of the 1st specification, " Not guilty."

Of the 2d specification, " Not guilty."

Of the charge, " Not guilty."

And they do acquit the accused.

II. The proceedings, findings and sentences, in the foregoing cases are approved and confirmed.

III. *Thomas C. Brown*, *Benjamin F. Brown*, and *Souhey F. Miles*, having been acquitted, will be released from arrest.

IV. The sentence against *James A. Winn*, will be carried into execution. The Commanding General designates Fort Delaware, Del., as the place of his confinement.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Lt. Col. and A. A. Gen'l.

OFFICIAL:

Max Woodruff

A. D. C.

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, Md., June 18, 1864.

GENERAL ORDERS

No. 46.

I.—Before a Military Commission convened at Baltimore, Maryland, by Special Orders Nos. 134 and 145, from these Head Quarters, Baltimore, June 8, 1864, of which Lt. Col. HORACE D. MUNSON, 154th Regt. Ohio Nat. Guard, is President, were arraigned and tried.

1. *Alexander Gaspard.*

CHARGE 1ST:

Attempting to entice Soldiers in the Service of the United States to desert.

Specification.—In this, that *Alexander Gaspard*, did on or about the 1st day of May, 1864, at Baltimore, Maryland, and within the lines of the army of the United States, attempt to entice two soldiers of the said army to desert said service, to wit: Joseph Hugo, private Co. B, 59th New York Vols. and John Gordman, Co. I, 1st Eastern Shore Md. Vols.

CHARGE 2D:

Endeavoring to enlist men within the lines of the Army of the United States for the Military Service of the so-called Confederate States.

Specification 1st.—In this, that he, *Alexander Gaspard*, on or about the 1st day of May, 1864, at the City of Baltimore, Maryland, and within the lines of the army of the United

States, was engaged in the business of enlisting men for the army of the so-called Confederate States, and that he had been so engaged for a long time before within the year 1864, and that he did on or about the said 1st day of May, 1864, attempt so to enlist men.

Specification 2d.—In this, that he, the said *Alexander Gaspard*, did on or about the 1st day of May, 1864, at the City of Baltimore, Md., within the lines of the army of the United States, attempt to enlist men for the military service of the so-called Confederate States at war with the United States, that is to say: Joseph Hugo and Charles W. Bruinger and John Gordman.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification to the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the 1st specification to 2d charge, "Not guilty."

Of the 2d specification to 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And they do acquit the accused.

2. *Alexander M. Edwards.*

CHARGE 1st:

Violation of the Laws of War as laid down in Paragraph 86, of General Orders, No. 100, from the War Department, April 24th, 1863.

Specification 1st.—In this, that he, *Alexander M. Edwards*, on or about the 1st day of May, 1864, at Baltimore, Maryland, and within the lines of the Army of the United States, was engaged in the prosecution of traffic and intercourse otherwise between the said place and parts of Maryland within the lines aforesaid, and parts of Virginia and other of the so-called Confederate States at war with the United States, and within the lines of the Armies of the said Confederate States, without authority for such traffic and intercourse.

Specification 2d.—In this, that he, the said *Alexander M. Edwards*, on or about the 1st day of May, 1864, at Baltimore, Maryland, and within the lines of the army of the United States, was engaged in the attempt to pass without lawful authority therefor, from Maryland, within the said lines, into Virginia and other States of the so-called Confederate States within the lines of the army of the said Confederate States then at war with the United States, for the purpose of commerce and traffic.

CHARGE 2d:

Attempted Recruitment for the Military Service of the so-called Confederate States, at war with the United States, within the lines of the Armies of the United States.

Specification.—In this, that he, *Alexander M. Edwards*, on or about the 1st day of May, 1864, at Baltimore, Md., within the lines of the army of the United States, was engaged in the attempt to pass from within said lines into the lines of the army of the so-called Confederate States, then at

war with the United States, for the purpose of entering the naval service of the said Confederate States, and was then and there arrested in such attempt.

To which charges and specifications the accused pleaded as follows :

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty"

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification of the 1st charge, "Not guilty."

Of the 2d specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

We do find the accused, *Alexander M. Edwards*, "Guilty" of seditious language tending to the encouragement of rebellion, and do therefore sentence him, the said *Alexander M. Edwards*, to close confinement for three (3) months, to date from the time of original arrest and imprisonment May 2d, 1864.

3. *Richard Hall*, merchant.

CHARGE:

Violation of the Laws of War as laid down in Paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Richard Hall*, merchant, did on some day during the month of December, 1863, between the 4th day of said month, and the 28th day of the same month, without lawful authority therefor, pass from, at

or near Norfolk, Va., a territory occupied by the armies of the United States, into portions of Virginia occupied by the armies of the so-called Confederate States, then at war with, and in rebellion against the United States, that is to say, to Richmond, Virginia.

Specification 2d.—In this, that the said *Richard Hall*, on some day between the 29th day of January, 1864, and the 8th day of March, 1864, without lawful authority therefore, did pass from Virginia, within the lines of the armies of the so-called Confederate States, then at war with the United States, into Maryland, a territory then occupied by the armies of the United States, thus holding an illegal intercourse and correspondence with the inhabitants of the said respective territories, during the said war.

Specification 3d.—In this, that the said *Richard Hall*, was during the month of December, 1863 and the months of January, February and March, of the year 1864, engaged in holding and establishing intercourse and correspondence, by trade and travel, between the territory occupied by the armies of the so-called Confederate States, then at war with the United States, and the territory occupied by the armies of the United States, without lawful authority for such intercourse and correspondence; he, the said *Hall*, having in pursuance of said object, between the 4th day of December, 1863, and the 28th day of December, 1863, passed without lawful authority therefor, from at or near Norfolk, Virginia, within the lines of the armies of the United States, into portions of Virginia occupied by the armies of the so-called Confederate States, then at war with the United States, to wit: to Richmond, Virginia, for the purpose of trade and intercourse, injurious to the United States, with the people within the lines of the said Confederate armies, and having in the said month of December, 1863, and the months of January and February, 1864, made ar-

arrangements for the prosecution of the said trade and intercourse between the said Territories so occupied by the respective armies of the said belligerents, did on some day between the 1st day of February, 1864, and the 5th day of March, 1864, return illegally and without lawful authority therefor, back from the said Territory occupied by the armies of the so-called Confederate States, at war as aforesaid with the United States, into the said Territory so occupied by the armies of the United States, for the purpose of prosecuting the said illegal trade and correspondence. All this at the several times and places aforesaid.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the charge, "Not guilty."

To the 2d specification of the charge, "Not guilty."

To the 3d specification of the charge, "Not guilty."

To the charge, "Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *Richard Hall*, as follows:

Of the 1st specification to the charge, "Guilty."

Of the 2d specification to the charge, "Guilty."

Of the 3d specification to the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And they do sentence him, the said *Richard Hall*, to be confined at Fort Mifflin, Md. for the space of four (4) months, to date from the seventh day of March, 1864, and in addition to pay a fine of six thousand (\$6,000) dollars to the United States of America, and that the said *Richard Hall* be confined until the period of imprisonment shall have expired in said Fort, and until the said fine shall have been paid.

II.—The proceedings, findings and sentences in the foregoing cases of *Alexander Gaspard* and *Richard Hall*, are approved and confirmed.

III.—*Alexander Gaspard* having been acquitted, will be released from arre t.

IV.—The sentence in the case of *Richard Hall* will be carried into execution.

V.—The proceedings and sentence in the case of *Alexander M. Edwards* are disapproved and annulled. The Commanding General thinks that the seditious language which the accused is found to have used, and for which he is sentenced, is not comprehended in the charges or specifications, nor does it form an element of the acts charged. He could not be convicted properly, under these charges, of an offence thus entirely foreign from them. The sentence against *Edwards* must therefore be set aside and the prisoner released.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. General.

OFFICIAL:

Max Woodruff

A. D. C.

The following is a list of the names of the persons
 who have been appointed to the various offices
 of the Board of Directors of the
 City of New York, for the year 1882.

Mayor: *John T. Edmonds*
 Board of Directors: *John T. Edmonds*
 Board of Supervisors: *John T. Edmonds*

Board of Health: *John T. Edmonds*
 Board of Education: *John T. Edmonds*
 Board of Fire: *John T. Edmonds*

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., July 2, 1864.

GENERAL ORDERS }
No. 50. }

I.—Before a General Court Martial convened at Camp Parole, near Annapolis, Maryland, by Special Orders Nos. 151, 154 and 156, from these Head-Quarters, June, 1864, of which Capt. A. H. CLEMENT, A. C. S., United States Vols. is President, were arraigned and tried:

1. Private *George W. Hobart*, Company C, 1st Mass. Cavalry.

CHARGE:

Desertion.

Specification.—In this, that the said private *George W. Hobart*, Company C, 1st Mass. Cavalry, a paroled prisoner of war, did desert from Camp Parole and remained absent until the 5th day of May, 1864. All this at Camp Parole, near Annapolis, Md., on or about the 20th day of November, 1863.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And they do therefore acquit the accused, *George W. Hobart*, private 1st Mass. Cavalry.

2. *Austin M. Foulk*, private Company F, 19th Ind. Vols.

CHARGE:

Desertion.

Specification.—In this, that the said *Austin M. Foulk*, Co. F, 19th Ind. Vols., a paroled prisoner of war, did on or about the 28th day of October, 1863, desert from Camp Parole, near Annapolis, Md., and did remain absent until the 4th day of May, 1864. This at Camp Parole, near Annapolis, Md., May 5th, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *Austin M. Foulk*, as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And they do acquit the accused.

3. *John Danbenmeyer*, private Company D, 1st Va. Artillery.

CHARGE:

Desertion.

Specification.—In this, that the said *John Danbenmeyer*, private Company D, 1st Va. Artillery, a paroled prisoner of war, did on or about the 7th day of December, 1863, desert from Camp Parole, near Annapolis, Md., and did remain absent until the 7th day of May, 1864. This at Camp Parole, near Annapolis, Md., May 7th, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Not guilty," but guilty of being absent without leave.

Of the charge, "Not guilty," but guilty of being absent without leave.

SENTENCE.

And they do therefore sentence him, *John Danbenmeyer*, Company D, 1st Va. Artillery, "to forfeit (\$8.) eight dollars per month of his monthly pay, for a period of (5) five months."

4. *William W. Cameron*, Corporal Co. G, 10th N. Y. Cavalry.

CHARGE:

Desertion.

Specification.—In this, that the said Corporal *Wm. W. Cameron*, Company G, 10th N. Y. Cavalry, a paroled prisoner of war, belonging to the 2d battalion of paroled prisoners, did desert from this command, and did remain absent without leave until the 8th day of June, 1864. This at Camp Parole, near Annapolis, Md., on or about the 30th day of December, 1863.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And they do acquit the accused.

5. *William Simmons*, blacksmith, Co. H, 1st Mich. Cavalry.

CHARGE :

Desertion.

Specification.—In this, that the said *William Simmons*, blacksmith, 1st Mich. Cavalry, a paroled prisoner of war, did on or about the 30th day of November, 1863, desert from Camp Parole, near Annapolis, Md., and did remain absent until the 7th day of May, 1864. This at Camp Parole, near Annapolis, Md., May 7th, 1864.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *William Simmons*, as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And they do therefore acquit the accused.

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed. The sentence of *John Danbenmeyer*, private Company D, 1st Va. Artillery, will be carried into execution. *Austin M. Foulk*, *George W. Hobart*, *Wm. W. Cameron* and *Wm. Simmons*, having been acquitted, will be released from arrest and restored to duty.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. Gen'l.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., July 29, 1864.

GENERAL ORDERS }
No. 58. }

I.—Before a Military Commission convened at Baltimore, Md., by Special Orders, No. 134 and 145, from these Head-Quarters, June 8, 1864, of which Lt. Col. HORACE D. MUNSON, 159th Regt. Ohio National Guard, was President, were arraigned and tried:

1. *Abraham Shepherd*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department, April, 24, 1863.

Specification.—In this, that *Abraham Shepherd*, now or late of the army of the so-called Confederate States, at some day during the months of November and December, 1863, passed without authority therefor, from the State of Virginia, and within the lines of the army of the so-called Confederate States, into Maryland, and within the lines of the army of the United States.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty," of coming within the Federal lines but with what he considered authority from the so-called Confederate States.

To the charge, "Not guilty," with any criminal intent,

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And they do acquit the accused.

2. *John Ferguson*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *John Ferguson*, a citizen, on or about the 26th day of January, 1864, at or near Port Tobacco, Maryland, was engaged, without lawful authority therefor, in carrying on intercourse between the State of Maryland within the lines of the armies of the United States, and the State of Virginia within the lines of the army of the so-called Confederate States.

Specification 2d.—In this, that he, the said *John Ferguson*, a citizen, on or about the 27th day of December, 1863, being in Virginia, within the lines of the armies of the so-called Confederate States, then at war with the United States, did without lawful authority therefor pass from within the said lines of the armies of the so-called Confederate States, into Maryland, within the lines of the armies of the said United States, for the purpose of intercourse and traffic between the said Territories so occupied as aforesaid by the said hostile armies respectively.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Guilty" of coming within the Federal lines, and "not guilty" of carrying on traffic.

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *John Ferguson*, as follows:

Of the 1st specification, "Not guilty."

Of the 2d specification, "Guilty," except of the words "and traffic."

Of the charge, "Guilty."

SENTENCE.

And they do sentence him, the said *John Ferguson*, "to be confined at Fort Delaware for and during the period of twelve months, to date from the 26th day of January, 1864."

3. *Frank A. Price*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Frank A. Price*, a citizen, was on or about the 26th day of January, 1864, at or near Port Tobacco, Maryland, engaged in intercourse by the conveyance of letters and other information without lawful authority therefor, from within the lines of the army of the United States, that is from Maryland into Virginia, and within the lines of the armies of the so called Confederate States, then at war with and in rebellion against the said United States.

Specification 2d.—In this, that the said *Frank A. Price*, a citizen, on or about the 27th day of December, 1863, being in Virginia, and within the lines of the armies of the so-called Confederate States, then at war with the United States, did then and there, without authority therefor, pass from within the said lines of the so-called Confederate States, into the State of Maryland, and within the

lines of the army of the United States, for the purpose of intercourse and traffic between the said Territories so occupied by the aforesaid armies respectively.

To which charge and specifications the accused pleaded as follows:
To the 1st specification, "Not guilty."

To the 2d specification, "Guilty" of the first portion of passing into the Federal lines, but not guilty of the purpose of engaging in traffic.

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *Frank A. Price*, as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Frank A. Price*, "to be imprisoned at Fort Delaware, for and during the continuance of the war."

4. *Hillery Birch*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Hillery Birch*, a citizen, did on or about the 4th day of July, 1863, without lawful authority therefor, convey goods and otherwise carry on intercourse and traffic between Charles County, Maryland, a territory occupied by the armies of the United States, and parts of the State of Virginia occupied by the armies of the so-called Confederate States, then in rebellion against and at war with the United States.

Specification 2d.—In this, that the said *Hillery Birch*, a citizen, on or about the 15th day of May, 1863, and from time to time afterwards during the year 1863, engaged in intercourse and traffic between Charles County, Maryland, a territory within the lines of the armies of the United States, and the parts of the State of Virginia occupied by the armies of the so-called Confederate States, without authority therefor, the said so-called Confederate States being then at war with the said United States, in the course of which intercourse and traffic during the said time, he the said *Hillery Birch* transported and aided in the transportation of goods from the said Charles County, Maryland, to the said parts of the State of Virginia, and also aided in the transportation and passage of one William Dement, a Captain in the Military service of the so-called Confederate States, from the said Charles County, Maryland, into Virginia, and within the lines of the rebel armies, with the intent that the said Dement should serve in said armies, in the war now waged by the so-called Confederate States against the United States.

To which charge and specifications the accused pleaded as follows:

- To the first specification, "Not guilty."
- To the second specification, "Not guilty."
- To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *Hillery Birch*, as follows:

- Of the first specification, "Guilty."
- Of the second specification, "Not guilty."
- Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Hillery Birch*, "to be confined for and during the period of six months, to date from the day of his arrest, April 24, 1864, at such place as the Commanding General may designate."

5. *Frederick E. Smith*, otherwise called *Francis E. Smith*, a citizen.

CHARGE :

Violation of the laws of war as laid down in paragraph 86 of the General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Frederick E. Smith*, otherwise called *Francis E. Smith*, on or about the 25th day of May, 1864, was engaged in intercourse by traffic and otherwise, without lawful authority therefor, between the parts of the State of Virginia occupied by the armies of the so-called Confederate States then at war with the United States, and the State of Maryland, then occupied by the army of the said United States.

Specification 2d.—In this, that the said *Frederick E. Smith*, otherwise called *Francis E. Smith*, on or about the 25th day of May, 1864, without lawful authority therefor, passed for the purpose of traffic and other intercourse from Northumberland County, Virginia, a territory within the lines of the army of the so-called Confederate States, then at war with the United States, into the State of Maryland, and within the lines of the army of the said United States.

To which charge and specifications the accused pleaded as follows :

To the first specification, "Not guilty."

To the second specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the first specification, "Guilty."

Of the second specification, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Francis E. Smith*, "to be imprisoned for and during the war, at such place as the Commanding General may designate, and to pay a fine of five hundred dollars (\$500) to the United States of America, with imprisonment until the same shall have been paid."

6. *Powell Harrison.*

CHARGE:

Violation of the laws of war, as laid down in paragraph 86 of the General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Powell Harrison*, on or about the the 25th day of May, 1864, passed without lawful authority therefor from Northumberland County, Virginia, and within the lines of the army of the so-called Confederate States, then at war with the United States, into the State of Maryland, and within the lines of the army of the United States, for the purpose of trade and intercourse between the said territories.

Specification 2d.—In this, that the said *Powell Harrison* was on or about the 25th day of May, 1864, and continuously for a long time before during the years 1863 and 1864 had been engaged, without lawful authority therefor, in traffic and other intercourse between Northumberland County and other parts of Virginia occupied by the

armies of the so-called Confederate States, then at war with the United States, and the State of Maryland, a territory occupied by the army of the United States.

To which charge and specifications the accused pleaded as follows:

To the first specification, "Not guilty."

To the second specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the first specification, "Guilty."

Of the second specification, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Powell Harrison*, "to be imprisoned for and during the war at such place as the Commanding General may designate, and to pay a fine of five hundred dollars, (\$500) to the United States of America, with imprisonment until the same shall have been paid."

7. *Robert Alexander.*

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of the General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Robert Alexander*, on or about the 25th day of May 1864, without lawful authority therefor passed for the purpose of traffic, and intercourse between the said States, from Northumberland County Va., and from within the lines of the army of the so-called Confederate States, then at war with the United States, into the State of Maryland, and within the lines of the army of the United States.

Specification 2d.—In this, that he the said *Robert Alexander*, had been for a long time previous to the 25th day of May 1864, during the years 1863 and 1864, and was on or about the said 25th day of May 1864, engaged in intercourse and traffic between the State of Virginia, within the lines of the army of the so-called Confederate States then at war with the United States, and the State of Maryland, within the lines of the army of the United States, without lawful authority, for such intercourse and traffic, he the said *Alexander*, having previously to the said 25th day of May, as aforesaid in the prosecution of such illegal traffic and intercourse passed, from the said State of Maryland, within the lines of the army of the United States, into the said State of Virginia, within the lines of the army of the so-called Confederate States, at war, as aforesaid.

To which charge and specifications the accused pleaded as follows :

To the first specification, " Not Guilty."

To the second specification, " Not Guilty."

To the charge, " Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the first specification, " Guilty."

Of the second specification, " Guilty."

Of the charge, " Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Robert Alexander*, " To be confined for and during the war, at such place as the Commanding General may designate, and to pay a fine of five hundred dollars (\$500) to the United States of America, with imprisonment until the same shall have been paid.

8. *Matthew Hines*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Matthew Hines*, a citizen, being within the lines of the army of the so-called Confederate States then at war with the United States, did pass from within the said lines of the said Confederate army without authority therefor, that is from Virginia into Maryland, and within the lines of the army of the United States, for the purpose of intercourse by traffic and otherwise. This between the 1st day of October, 1863, and the 25th day of March, 1864.

Specification 2d.—In this, that he, the said *Matthew Hines*, a citizen, having up to the time hereinafter mentioned, resided in Martinsburg, Virginia, did sometime in the months of July and August, 1863, when the Rebel army retired from that place, join with said army in its march, and and went within the territory occupied by the said Rebel army, and announced himself an advocate, adherent and coadjutor, of the Rebel cause, or the so-called Confederate States, and that he, the said *Matthew Hines*, did subsequently, without authority therefor, come at some time between the 1st day of January 1864, and the 25th day of March 1864, from within the territory so within the lines of the armies of the so-called Confederate States at war with and in rebellion against the United States into Maryland, within the lines of the armies of the United States, for the purpose of intercourse by traffic, correspondence, and otherwise. This at the times and places above mentioned.

To which charge and specifications the accused pleaded as follows:

To the first specification, "Not Guilty."

To the second specification, "Not Guilty."

To the charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the first specification, " Guilty."

Of the second specification, " Guilty."

Of the charge, " Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Matthew Hines*, "to be imprisoned for and during the period of six (6) months, from the date of the arrest (March 24, 1864) and for the unexpired time, (2 months and 19 days) to be imprisoned at hard labor at such place as the Commanding General may designate."

9. *R. P. Blakiston*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *R. P. Blakiston*, a citizen, on or about the 30th day of April 1864, and continuously for a long time before that date, from day to day during the years 1863 and 1864, was engaged in carrying on intercourse and traffic between St. Mary's County, in the State of Maryland, a territory within the lines of the armies of the United States, then at war with the so-called Confederate States, and the State of Virginia, a territory occupied by the Armies of the so-called Confederate States, without lawful authority for such intercourse and traffic. This at or near St. Mary's County, at the times aforesaid.

Specification 2d.—In this that the said *R. P. Blakiston*, a citizen, on or about the 30th day of April 1864, and continuously from day to day for a long time, previously during the years 1863, and 1864, at St. Mary's County, Maryland, together with one John R. Mankin, was engaged in intercourse and traffic between the said County and State,

a territory occupied by the armies of the United States, and the State of Virginia, a territory occupied by the armies of the so-called Confederate States, then at war with and in rebellion against the said United States, without lawful authority for such intercourse and traffic. This at St. Mary's County, Maryland, at the various times aforesaid.

To which charge and specifications the accused pleaded as follows:
 To the 1st specification, "Not Guilty."
 To the 2d specification, "Not Guilty."
 To the charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows.

Of the 1st specification, "Not Guilty."
 Of the 2d specification, "Not Guilty."
 Of the charge, "Not Guilty."

And the Commission do therefore acquit him.

10. *John R. Mankin*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department April 24, 1863.

Specification 1st.—In this that *John R. Mankin*, a citizen, on or about the 30th of April 1864, and continuously for a long time previous to said day from day to day, during the years 1863 and 1864, at St. Mary's County Maryland, was engaged in carrying on intercourse and traffic, without lawful authority for the same, between the said County, a territory within the lines of the armies of the United States, and the State of Virginia, a territory within the lines of the armies of the so-called Confederate States, then at war with, and in rebellion against the said United States. This at the said St. Mary's County Maryland, at the times aforesaid.

Specification 2d.—In this that *John R. Mankin*, a citizen on or about the 30th day of April 1864, and for a long time previously from day to day, during the years 1863 and 1864, was in conjunction with one *R. P. Blakiston*, engaged in carrying on intercourse and traffic, without lawful authority therefor, between St. Mary's County, Md., a territory occupied by the armies of the United States, and the State of Virginia, a territory occupied by the armies of the so-called Confederate States at war with and in rebellion against the United States. This at St. Mary's County Maryland, at the times aforesaid.

To which charge and specifications the accused pleaded as follows:

To the first specification, "Not guilty."

To the second specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the first specification, "Not guilty."

Of the second specification, "Not guilty."

Of the charge, "Not guilty."

And the Commission do therefore acquit the accused.

11. *Fred. Toomy*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86 of the General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Fred. Toomy* was on or about the 1st day of June, 1864, and had been continuously from day to day prior to that time during the years 1863 and 1864, engaged without lawful authority therefor in traf-

fic and intercourse of other descriptions between the State of Maryland, within the lines of the army of the United States, then at war with the so-called Confederate States, and the State of Virginia, within the lines of the army of the so-called Confederate States.

Specification 2d.—In this, that he, the said *Fred. Toomy* passed without lawful authority therefor, on some day betwixt the month of October, 1862, and the month of May, 1863, from the State of Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States, into the State of Maryland, and within the lines of the army of the United States, for the purpose of traffic and information and other intercourse with the inhabitants of the respective territories aforesaid.

Specification 3d.—In this, that he, the said *Fred. Toomy* passed without lawful authority therefor, for the purpose of traffic and other intercourse, from the State of Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States, and the State of Maryland within the lines of the army of the United States, on some day between the month of October 1862 and the month of May 1863, and within the said period without lawful authority therefor, and for like purposes, returned from the said State of Maryland, within said lines of the army of the United States, into the State of Virginia within the lines of the army of the so-called Confederate States, at war as aforesaid, and that he the said *Toomy*, between the said month of May 1863, and the month of September 1863, did pass and repass between the said territories of Maryland and Virginia, occupied respectively by the said army of the United States, and the army of the so-called Confederate States, at war as aforesaid, for like purposes of traffic and intercourse without lawful authority.

Specification 4th.—In this, that he, the said *Fred. Toomy*, did on some day between the 1st day of September, 1863, and the 1st day of June, 1864, pass without lawful authority therefor, for the purpose of traffic, from the State of Virginia, within the lines of the army of the so-called Confederate States, at war with the United States, into the State of Maryland, within the lines of the army of the United States.

To which charge and specifications the accused pleaded as follows :

To the 1st specification, " Not guilty."

To the 2d specification, " Not guilty."

To the 3d specification, " Not guilty."

To the 4th specification, " Not guilty."

To the charge, " Not guilty."

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification, " Not guilty."

Of the 2d specification, " Not guilty."

Of the 3d specification, " Not guilty."

Of the 4th specification, " Not guilty."

Of the charge, " Not guilty."

And the Commission do therefore acquit the accused.

II. The proceedings, findings and sentences in the foregoing cases, are approved and confirmed.

III. *Abraham Shepherd, R. P. Blakiston, John R. Mankin, and Fred Toomy*, having been acquitted by the Commission, will be released from confinement.

IV. *John Ferguson, Robert Alexander, Powell Harrison, Hillery Birch, Francis E. Smith, and Frank A. Price*, having been sentenced to confinement at Fort Delaware, their sentences will be carried out at that place. Especial orders from the Secretary of War, being necessary for the execution of these sentences, his early attention to them is respectfully asked.

V. *Matthew Hines* will be confined at Fort McHenry, and employed at hard labor on the fortifications of the city of Baltimore for the remainder of the time of his imprisonment.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. General.

OFFICIAL :

James R. Polk
Major A. D. C.

HEADQUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., August 1, 1864.

GENERAL ORDERS }
No. 59. }

I.—Before a General Court Martial convened at Camp Parole, near Annapolis, Maryland, by Special Orders Nos. 151, 154, 156, from these Headquarters, June, 1864, of which Capt. A. H. CLEMENTS, A. C. S., United States Vols. is President, were arraigned and tried:

1. *A. G. Smith*, Sergeant Company K, 5th N. J. Vols.

CHARGE:

Conduct to the prejudice of good order and military discipline.

Specification 1st.—In this, that *A. G. Smith*, Sergeant Co. K, 5th N. J. Vols., a paroled prisoner of war, on or about the 12th day of April, 1864, at College Green Barracks, Annapolis, Md., did aid and abet one *George Davis*, Sergeant Co. I, 5th U. S. Artillery, to make a certain false, forged and counterfeit paper, purporting to be a furlough for Private *Henry D. Austin*, Co. B. 16th Maine Volunteers, in words and figures following:

“To all whom it may concern.”

Extract from Army Regulations. Edition 1861, Par. 190.

“Furloughs will be granted only by the Commanding Officer of the Post, or the Commanding Officer of the Regiment actually quartered with it. Furloughs may be prohibited at the discretion of the officer in command.

“Par. 191. Soldiers on furlough shall not take with them their arms or accoutrements.

“The bearer hereof, *Henry D. Austin*, private of Capt. Atwood's Company B, of the 16th Regiment of Maine Vols., aged 21 years, 5 feet, 8

inches high, light complexion, hazel eyes, light hair, and by profession a farmer: born in the State of Maine, and enlisted at Augusta in the State of Maine on the 11th day of June, eighteen hundred and sixty-two to serve for the period of three years, is hereby permitted to go to Augusta, in the county of Kennebec, State of Maine, he having received a furlough from the 12th day of April to the 11th day of May, 1864, at which period he will report at Headquarters at camp Parole, Annapolis, Md., or be considered a Deserter.

“Subsistence has been furnished to said ——— to the — day of — and pay to the — day of —, both inclusive.

“Given under my hand at camp Parole, Annapolis, Md., this 12th day of April, 1864.

“By order Secretary of War,

“ADRIAN R. ROOT,

Col. 94th N. Y. S. Vols., Commanding.”

To which the signature or name of Adrian R. Root, Col. 94th N. Y. Vet. Vols., commanding Camp Parole, was put with intent that the said Private *Henry D. Austin* should use the said false, forged and counterfeit paper as a furlough, and did take five dollars as his share of the money, for which the said paper was sold by Sergeant *George Davis* to the said Private *Henry D. Austin*. All this without the knowledge or consent of the said Col. Adrian R. Root at the time and place aforesaid.

Specification 2d.—In this, that he the said Sergeant *A. G. Smith*, Co. K, 5th N. J. Vols., a paroled prisoner of war, did, on or about the 12th day of April, 1864, at College Green Barracks, Annapolis, Md., aid and abet one *George Davis*, sergeant Co. I, 5th U. S. Artillery, to make and utter a certain false, forged and counterfeit paper purporting to be a furlough for Private *John Sweet*, Co. G, 3d Vermont Vols., in the words and figures following:

“To all whom it may concern.”

“Extract from Army Regulations. Edition 1861, Par. 190.

“Furloughs will be granted only by the Commanding Officer of the Post or the Commanding Officer of the Regiment actually quartered with it. Furloughs may be prohibited at the discretion of the officer in command.

"Par. 191.—Soldiers on furlough shall not take with them their arms or accoutrements.

"The bearer hereof, *John Sweet*, Company G, 3d Regiment of Vermont Vols, aged 27 years, 5 feet 8 inches high, florid complexion, blue eyes, dark hair, and by profession a farmer, born in Canada, and enlisted at St. Johnsbury in the State of Vermont on the 16th day of June, eighteen hundred and sixty-one, to serve for the period of three years, is hereby permitted to go to St. Johnsbury in the State of Vermont, he having received a furlough from the 12th day of April to the 11th day of May, 1864, at which period he will report at Headquarters at Camp Parole, Annapolis, Md., or be considered a Deserter.

"Subsistence has been furnished to said ——— to the — day of ——— and pay to the — day of ———, 1864, both inclusive.

"Given under my hand at Camp Parole, Annapolis, Md., this 12th day of April, 1864.

"By order of Secretary of War,

"ADRIAN R. ROOT,

"Col. 94th N. Y. S. Vols., Commanding."

To which the signature of Adrian R. Root, Col. 94th N. Y. Vet. Vols., was put with intent that the said *John Sweet* should use the said false, forged and counterfeit paper as a furlough, and did take five dollars as his share of the money for which the said paper was sold by said Sergeant *George Davis* to said Private *John Sweet*, All this without the knowledge or consent of the said Col. Adrian R. Root at the time and place aforesaid.

To which charge and specifications the accused pleaded as follows :

To the 1st specification, "Guilty," except the words "as his share."

To the 2d specification, "Guilty," except the words "as his share."

To the charge, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, Sergeant *A. G. Smith*, Company K, 5th N. J. Vols. "to forfeit all pay and allowances that are now due or that may become due, and be sent to the Dry Tortugas for a period of one (1) year, there to be confined at hard labor."

2. *William Barton*, corporal Co. A, 1st Md. Cavalry.

CHARGE :

Desertion.

Specification.—In this, that the said *William Barton*, corporal Co. A, 1st Md. Cavalry, a paroled prisoner of war belonging to the second battalion of paroled prisoners, did desert from this command, and did remain absent without leave until the 10th day of May, 1864. This at Camp Parole, near Annapolis, Md., on or about the 22d day of March, 1864.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *William Barton*, Corporal Co. A, 1st Md. Cavalry, as follows :

Of the specification, "Not guilty."

Of the charge, "Not guilty," but "guilty of absence without leave."

And the Court do therefore sentence him, *William Barton*, Corporal Co. A, 1st Md. Cavalry, "to forfeit ten dollars (\$10) a month of his monthly pay during the time he was absent from Camp Parole, (from the 20th day of March, 1864, to the 10th day of May, 1864.)" This sentence to be entered on the muster rolls of his Company.

3. *John Shea*, a teamster in the employment of the Quartermaster's Department, at Annapolis, Md.

CHARGE 1ST :

Willful destruction of Government property.

Specification.—In this, that the said *John Shea*, a teamster in the employ of the Quartermaster's Department at Annapolis, Md., did on or about the 20th day of April, 1864, while in charge of a team of horses, the property of the United States, and for which Captain G. S. Blodgett, A. Q. M., is responsible, cut the tongue from the mouth of one of the horses, thereby rendering said horse unable to eat, and making it necessary to shoot him to death. All this at or near Annapolis, Md., on the road leading to Camp Parole.

CHARGE 2D :

Cruelty to Government animals.

Specification.—In this, that the said *John Shea*, a teamster in the employ of the Quartermaster's Department at Annapolis, Md., did on or about the 20th day of April, 1864, cruelly maltreat a horse, the property of the United States, and for which Capt. G. S. Blodgett, A. Q. M., is responsible, by cutting the tongue from the horse's mouth. All this at or near Annapolis, Md., on the road leading to Camp Parole.

To which charges and specifications the accused pleaded as follows :

To the specification of 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification to the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification to the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Court do therefore sentence him, *John Shea*, a teamster in the employ of the Quartermaster's Department at Annapolis, Md., "to forfeit all pay and allowances due or to become due, and to be sent to the Dry Tortugas, there to be kept at hard labor for the term of three (3) years."

4. *George Davis*, sergeant Co. G, 5th U. S. Artillery.

CHARGE :

Conduct to the prejudice of good order and military discipline.

Specification 1st.—In this, that *George Davis*, sergeant of Co. G, 5th Regiment U. S. Artillery, a paroled prisoner of war, did at College Green Barracks, Annapolis, Md., on or about the 12th day of April, 1864, make and utter a certain false, forged and counterfeit paper purporting to be a furlough for Private *Henry D. Austin*, Co. B, 16th Maine Vols., in the words and figures following :

“To all whom it may concern.”

“Extract from Army Regulations. Edition 1861, Par. 190.

“Furloughs will be granted only by the Commanding Officer of the Post, or the Commanding Officer of the Regiment actually quartered with it. Furloughs may be prohibited at the discretion of the officer in command.

“Par. 191.—Soldiers on furlough shall not take with them their arms or accoutrements.

“The bearer hereof, *Henry D. Austin*, private of Capt. Atwood's Company B of the 16th Regiment Maine Vols., aged 21 years, 5 feet 8 inches high, light complexion, hazel eyes, light hair, and by profession a farmer, born in the State of Maine, and enlisted at Augusta in the State of Maine, on the 11th day of June, eighteen hundred and sixty-two, to serve for the period of three years, is hereby permitted to go to Augusta, Maine, in the county of Kennebec, State of Maine, he having received a furlough from the 12th day of April to the 11th day of May, 1864, at which period he will report at Headquarters at Camp Parole, Annapolis, Md., or be considered a Deserter.

“Subsistence has been furnished to said ——— to the — day of — and pay to the — day of —, both inclusive.

“Given under my hand at Camp Parole, Annapolis, Md., this 12th day of April, 1864.

“By order Secretary of War,

“ADRIAN R. ROOT,

[*A. G. O.*, 90, 91.]

“Col. 94th N. Y. S. Vols., Commanding.”

And did put thereunto the name or signature of Col. Adrian R. Root, 94th N. Y. Vet. Vols., commanding Camp Parole, with intent that the said Private *Henry D. Austin* should use the said false, forged and counterfeited paper as a furlough, and did sell the said paper to the said Private *Henry D. Austin*. All this without the knowledge or consent of the said Col. Adrian R. Root, at the time and place aforesaid.

Specification 2d.—In this, that the said *George Davis*, sergeant Co. G, 5th U. S. Artillery, did, on or about the 12th day of April, 1864, at College Green Barracks, Annapolis, Md., make and utter a certain false, forged and counterfeited paper purporting to be a furlough for Private *John Sweet*, Co. G, 3d Vermont Vols., in the words and figures following :

“To all whom it may concern.”

“Extract from Army Regulations. Edition 1861. Par. 190.

“Furloughs will be granted only by the Commanding Officer of the Post or the Commanding Officer of the Regiment actually quartered with it. Furloughs may be prohibited at the discretion of the officer in command. Par. 191.—Soldiers on furlough shall not take with them their arms and accoutrements.”

“The bearer hereof, *John Sweet*, a private of Capt. Pearce’s Company G, of the 3d Regiment of Vermont Vols., aged 27 years, 5 feet 8 inches high, florid complexion, blue eyes, dark hair, and by profession a farmer, born in Canada and enlisted at St. Johnsbury in the county of Caladonia in the State of Vermont on the 16th day of June, eighteen hundred and sixty-one, to serve for the period of three years, is hereby permitted to go to St. Johnsbury, in the county of Caladonia, State of Vermont, he having received a furlough from the 12th day of April to the 11th day of May, 1864, at which period he will report at Headquarters at Camp Parole, Annapolis, Md., or be considered a Deserter.

“Subsistence has been furnished to said ——— to the — day of — and pay to the — day of —, both inclusive.

“Given under my hand this 12th day of April, 1864.

“By order Secretary of War,

“ADRIAN R. ROOT,

[*A. G. O.*, No. 99, 91.]

“Col. 94th N. Y. S. Vols., Commanding.”

And did put thereto the name of Colonel Adrian R. Root, commanding Camp Parole, with the intent that the said Private *John Sweet*, Company G, 3rd Vermont Volunteers, should use the said false, forged and counterfeit paper as a furlough, and did sell the said paper to the said Private *John Sweet*. All this without the knowledge or consent of the said Colonel Adrian R. Root.

To which charge and specification the accused pleaded as follows :

To the 1st specification, "Guilty."

To the 2nd specification, "Guilty."

To the charge, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, *George Davis*, Company G, 5th U. S. Artillery, to forfeit all pay and allowances that are now due or that may become due, and to be confined for a period of (3) three years at hard labor in such penitentiary as the commanding officer may designate.

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution.

III.—The Commanding General designates the Penitentiary at Albany, New York, as the place of confinement of *George Davis*. To which place he will accordingly be conveyed, to be confined agreeably to his sentence.

IV.—*John Shea* and *A. G. Smith* will be conveyed to the Dry Tortugas, to be confined agreeably to their sentences.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. Gen'l.

OFFICIAL:



A. D. C.

HEADQUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., August 2, 1864.

GENERAL ORDERS }

No. 60. }

I.—Before a Military Commission convened at Baltimore, Maryland, pursuant to Special Orders Nos. 134, 145, 161, 168, 170, from these Headquarters, current series, of which Lieut. Col. H. D. MUNSON, 159th Ohio National Guards is President, were arraigned and tried :

1. *Robert Langdale*, a citizen.

CHARGE :

Violation of the Laws of War as laid down in Paragraph 86 of General Orders No. 100 from the War Department. April 24, 1863.

Specification 1st.—In this, that *Robert Langdale*, a citizen, on or about the 26th day of April, 1864, in Holland Straits, Maryland, and within the lines of the Army of the United States, was engaged in the prosecution of trade and other intercourse without lawful authority therefor, between parts of the said State of Maryland occupied by the Army of the United States, and the State of Virginia occupied by the Army of the so-called Confederate States, then at war with the United States.

Specification 2d.—In this, that he, *Robert Langdale*, citizen, together with *John Hutton* and *Alexander Harley*, was, on or about the 26th day of April, 1864, in Holland Straits, Maryland, and within the lines of the Army of the United States, engaged in conveying, without lawful authority therefor, from parts of the said State of Maryland within the lines of the said Army of the United States, into Virginia, and within the lines of the Army of the so-called Confederate States, then at war with the United States, two soldiers of the Army of the said Confederate States, to wit : *Samuel B. Hearn* and

B. Lyon, that they might join the said Army in war against the United States, and also in conveying large quantities of goods, to wit: whiskey, alcohol, nails, boots and clothing, designed for the use of the army, government and people of the so-called Confederate States in their war against the United States.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *Robert Langdale*, as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Robert Langdale*, "To be imprisoned for and during the period of one (1) year from the date of arrest, April 26th, 1864, and for and during the unexpired time (nine months and six days) to be confined at hard labor at such place as the Commanding General may designate."

2. *John Darius*, otherwise called *John Davis*, a civilian.

CHARGE:

Violation of the Laws of War as laid down in Paragraph 86 of General Order No. 100 from the War Department, April 24, 1863.

Specification.—In this, that *John Darius*, otherwise called *John Davis*, a civilian, on or about the 26th day of April, 1864, together with *John M. Kenny* and *Alexander Sherwin*, otherwise called *Alexander Sherben*, did engage in intercourse and traffic without lawful authority therefor, between the Wicomico River, Maryland, a territory occupied by the Army of the United States, then at war with the so-called Confederate States, and the State of Virginia, a territory

occupied by the Army of the so-called Confederate States, and did then and there, in the prosecution of said traffic, convey on board of a sloop called the Maryland, a large amount of goods from the said Wicomico River into the said State of Virginia, for the use of the people and army of the said so-called Confederate States, then at war as aforesaid.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDINGS.

The Commission having maturely considered the evidence adduced, find the accused, *John Darius*, otherwise called *John Davis*, as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence the said accused, "To be imprisoned for and during the term of six months from the date of the arrest, (May 1st, 1864,) at such place as the Commanding General may designate."

3. *John McKenny*, a citizen.

CHARGE:

Violation of the Laws of War as laid down in Paragraph 86 of the General Order No. 100 from the War Department, April 24, 1863.

Specification—In this, that *John McKenny*, a citizen, on or about the 26th day of April, 1864, did, without lawful authority therefor, engage in intercourse and traffic between the Wicomico River, Maryland, a territory occupied by the Army of the United States, then at war with the so-called Confederate States, and the State of Virginia, a territory occupied by the Army of the so-called Confederate States, and did then and there, together with *John Davis*, otherwise called *John Darius*, and *Alexander Shervin*, otherwise called *Alexander Sherban*, on board of a certain sloop called the *Mary-*

land, convey from the said Wicomico River, Maryland, a large amount of goods into the said State of Virginia, without authority therefor, for the use of the said army and people of the said Confederate States, so at war as aforesaid.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty," but says he was forced into committing the act.

To the charge, "Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *John McKeeny*, "To be imprisoned for and during the term of six (6) months from the date of the arrest, (May 1st, 1864,) at such place as the Commanding General may designate."

4. *J. W. J. Moore*, a citizen.

CHARGE:

Violation of the Laws of War as laid down in Paragraph 86 of the General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *J. W. J. Moore*, a citizen, was, on or about the 22d day of January, 1864, engaged, together with one *George Paul*, in carrying on intercourse, without lawful authority therefor, between St. Mary's county, Md., a territory within the lines of the Army of the United States, and the State of Virginia, a territory within the lines of the Army of the so-called Confederate States, then at war with the United States.

Specification 2d.—In this, that the said *J. W. J. Moore*, a citizen, together with one *George Paul*, did, on or about the 22d day of January, 1864, at St. Mary's county, Md., attempt to convey, without au-

thority therefor, one S. D. Spence, a citizen of Maryland, from the said county, a territory within the lines of the Army of the United States, into Virginia, a territory within the lines of the Army of the so-called Confederate States, then at war with the United States, with intent that he, the said Spence, should engage in the service of the said so-called Confederate States.

To which charge and specifications the accused pleaded as follows :

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *J. W. J. Moore*, as follows :

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *J. W. J. Moore*, "To pay a fine of one thousand dollars (\$1,000) to the Government of the United States, and to be imprisoned at such place as the Commanding General may direct until the same shall have been paid."

5. *G. H. Srawdman.*

CHARGE :

The use of seditious language and mischievous practices tending to the encouragement of rebellion.

Specification.—In this, that he the said *G. H. Srawdman* did, on or about the 27th day of May, 1864, at Baltimore, Maryland, use seditious and treasonable language tending to encourage rebellion, in a public place and in the presence of a crowd of persons, saying that "he would like to see the throat of every Union son of a bitch cut," meaning that he would like to see the throats of all Union men cut, and also saying that "Robert E. Lee was his man," and that "he

might be arrested, but that he would be damned if he would take the damned oath," meaning the oath of allegiance to the United States, "and that he would not allow any damned Republican to arrest him," and other language of like import.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *G. H. Straudman*, as follows :

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *G. H. Straudman*, "To be imprisoned for and during the period of three (3) months from the date of his arrest May 27, 1864."

6. *F. Hess*.

CHARGE :

The use of seditious language and mischievous practices tending to the encouragement of sedition.

Specification.—In this, that *F. Hess*, otherwise called *F. Hess*, on or about the 27th day of May, 1864, at Baltimore, Maryland, in a public place and before a crowd of persons, said that "he would like to see the throat of every Union son of a bitch cut," meaning that he would like to see the throat of every Union man cut; that "Robert E. Lee was his man." "That he might be arrested, but that he be damned if he would take the damned oath," meaning the oath of allegiance to the United States. And that "he would not allow any damned Republican to arrest him," and did then and there use other similar language.

To which charge and specification the accused, *F. Hess*, pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *F. Hess*, as follows :

Of the specification, " Guilty. "

Of the charge, " Guilty. "

And the Commission do therefore sentence him, the said *F. Hess*, " To be imprisoned for and during the period of three (3) months from the date of his arrest, May 27, 1864. "

7. *Alexander Hurley*, a citizen.

CHARGE :

Violation of the Laws of War, as laid down in Paragraph 86 of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Alexander Hurley*, a citizen, on or about the 26th day of May, 1864, in Holland Straits, Maryland, and within the lines of the Army of the United States, was engaged in the prosecution of trade and other intercourse, without lawful authority therefor, between parts of the said State of Maryland occupied by the Army of the United States, and the State of Virginia occupied by the Army of the so-called Confederate States then at war with the United States.

Specification 2d.—In this, that the said *Alexander Hurley*, together with *Robert Langdale* and *John Hutton*, was on or about the 26th day of April, 1864, in Holland Straits, Md., and within the lines of the Army of the United States, engaged in conveying without lawful authority therefor from parts of the said State of Maryland within the lines of the said Army of the United States into Virginia, and within the lines of the Army of the so-called Confederate States, then at war with the United States, two soldiers of the Army of the said Confederate States, to wit: *Samuel B. Hearn* and *B. Lyon*, that they might join the said Army in the war against the United States, and also in conveying large quantities of goods, to wit—whiskey, alcohol, nails, boots, and clothing, designed for the

use of the army, government and people of the so-called Confederate States in their war against the United States.

To which charge and specifications the accused pleaded as follows :

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *Alexander Hurley*, as follows :

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Commission do sentence him, the said *Alexander Hurley*, "To be confined for and during the period of one (1) year, to date from the arrest, April 26, 1864, and for and during the unexpired time (9 months and 8 days) to be confined at hard labor at such place as the Commanding General may designate."

8. *John Hatton*, a citizen.

CHARGE :

Violating the Laws of War as laid down in Paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *John Hatton*, a citizen, on or about the 26th day of April, 1864, in Holland Straits, Maryland, and within the lines of the Army of the United States, was engaged in the prosecution of trade and other intercourse without lawful authority therefor, between parts of the said State of Maryland occupied by the Army of the United States, and the State of Virginia occupied by the Army of the so-called Confederate States, then at war with the United States.

Specification 2d.—In this, that the said *John Hatton*, a citizen, together with *Alexander Hurley* and *Robert Langdale*, was, on or about the 26th day of April, 1864, in Holland Straits, Maryland, and within

the lines of the Army of the United States, engaged in conveying without lawful authority therefor, from parts of the said State of Maryland within the lines of the Army of the United States, into Virginia and within the lines of the Army of the so-called Confederate States, then at war with the United States, two soldiers of the Army of the said Confederate States, to wit—*Samuel Hearn* and *B. Lyon*, that they might join the said Army in war against the United States; and also in conveying large quantities of goods, to wit—whiskey, alcohol, nails, boots, and clothing, designed for the use of the army, government, and people of the so-called Confederate States, in their war against the United States.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *John Hutton*, as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, *John Hutton*, "To be imprisoned for and during the period of two (2) years from the date of the arrest, April 26th, 1864, and for and during the unexpired time (1 year, 9 months and 6 days.) to be confined at hard labor at such place as the Commanding General may designate."

II.—The proceedings, findings, and sentences, in the foregoing cases are approved and confirmed, and the sentences will be carried into execution.

III.—*J. W. J. Moore* will be confined at Fort McHenry until his fine of one thousand dollars shall have been paid.

IV.—*John McKenny*, *John Davis*, otherwise called *John Darius*, will be confined at Fort McHenry for the period of their sentences.

V.—*Hess* and *Straudtman* will be held in imprisonment by the Provost Marshal of the 8th Army Corps for the period of their sentence.

VI.—The Commanding General designates the Dry Tortugas as the place of confinement, at hard labor, for the remaining time of their sentences, for

Alexander Harley, John Hutton and Robert Langdale; they will accordingly be sent to that place, and be there held according to their respective sentences.

BY ORDER OF MAJOR GENERAL WALLACE.

SAM'L B. LAWRENCE,

Lt. Col. and A. A. Gen'l.

OFFICIAL:

James R. [Signature]
A. A. G.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., Aug. 8, 1864.

GENERAL ORDERS }
No. 61. }

I.—Before a Military Commission convened at Baltimore, Md., by Special Orders Nos. 134, 145, 161, 168, 170, from these Head Quarters, current series, of which Lt. Col. H. D. MUNSON, 159th Ohio National Guards, is President, were arraigned and tried:

1. *William H. Rodgers*, a citizen.

CHARGE 1ST:

Acting as a Spy.

Specification 1st.—In this, that *William H. Rodgers*, on or about the 24th day of May, 1864, on the Chesapeake Bay, near Annapolis, Maryland, in a time of war and rebellion of the so-called Confederate States against the supreme authority of the United States, was found acting as a spy in and about the posts, quarters, fortifications and encampments of the Army of the United States, in the said State of Maryland.

Specification 2d.—In this, that he the said *William H. Rodgers*, on or about the 24th day of May, 1864, on the Chesapeake Bay, near Annapolis, Maryland, was found within the lines and about the posts, quarters and encampments of the Army of the United States, acting as a spy in time of war and rebellion against the supreme authority of the United States; he, the said *William H. Rodgers* having then and there, come secretly and unlawfully

within the said lines, and in and about the said posts, quarters and encampments with the intention to procure information, and communicate the same to the government, officers and people of the so-called Confederate States, then at war and in rebellion as aforesaid against the United States.

CHARGE 2D:

Lurking as a spy in time of war and rebellion against the supreme authority of the United States.

Specification—In this, that he the said *William H. Rodgers*, on or about the 24th day of May, 1864, on the Chesapeake Bay, near Annapolis, Maryland, was found in a time of war and rebellion against the supreme authority of the United States, lurking as a spy in and about the posts, quarters and encampments of the Army of the United States, within the said State of Maryland.

CHARGE 3D:

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that he the said *William H. Rodgers*, on or about the 24th day of April, 1864, passed from the city of Baltimore, Maryland, a territory occupied then by the Army of the United States, at war with the so-called Confederate States, into Virginia, a territory occupied by the Army of the so-called Confederate States, for the purpose of intercourse and traffic, without lawful authority therefor.

Specification 2d.—In this, that he the said *William H. Rodgers*, did on some day between the 1st day of May, 1864, and the 24th day of May, 1864, pass without lawful authority therefor, from the State of Virginia, a territory occupied by the Army of the so-called Confederate States, then at war with the United States, into the State of

Maryland, and within the lines of the Army of the United States, for the purpose of traffic and other intercourse.

Specification 2d.—In this, that he the said *William H. Rodgers*, was from about the 1st day of April, 1864, to about the 1st day of May, 1864, continuously from day to day, and had been so continuously for a long time before during the years 1864 and 1863, engaged without lawful authority therefor, in intercourse by travel and traffic and the conveyance of important information between the city of Baltimore and other parts of Maryland, then occupied by the Armies of the United States, and the State of Virginia, then occupied by the Armies of the so-called Confederate States, then at war with the United States.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the 1st specification of 3d charge, "Not guilty."

To the 2d specification of 3d charge, "Not guilty."

To the 3d specification of 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *William H. Rodgers*, as follows:

Of the 1st specification of the 1st charge, "Guilty," except the words "in and about the posts, fortifications and encampments of the Armies of the United States."

Of the 2d specification of the 1st charge, "Guilty," except the

words "and about the posts, quarters and encampments of the Armies of the United States."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty," except the words "in and about the posts, quarters and encampments of the Armies of the United States."

Of the 2d charge, "Guilty."

Of the 1st specification of the 3d charge, "Guilty."

Of the 2d specification of the 3d charge, "Guilty."

Of the 3d specification of the 3d charge, "Guilty."

Of the 3d charge "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *William H. Rodgers*, in accordance with section 38 of the Act of Congress, approved March 3d, 1863, "To be hung by the neck until dead, at such time and place as the Commanding General may designate"—two-thirds of the Commission concurring therein.

2. *John R. H. Embert*, now or late of the Army of the so-called Confederate States.

CHARGE 1ST:

Acting as a Spy.

Specification.—In this, that *John R. H. Embert*, now or late of the army of the so-called Confederate States, in time of war and rebellion against the supreme authority of the United States, on or about the 25th day of April, 1864, and for many days immediately preceding the said date, was lurking as a spy in and about the posts, quarters and encampments of the Armies of the United States, upon the Eastern Shore of Maryland, and on or about the said 25th day of April, 1864, was found so lurking as a spy in and about the said posts, quarters and on campments.

CHARGE 2D :

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that he the said *John R. H. Embert*, now or late of the Army of the so-called Confederate States, was on or about the 25th day of April, 1864, engaged in the attempt to pass without lawful authority therefor, from within the lines of the Army of the United States, at war with the so-called Confederate States, to wit: near Barn Island, Md., into Virginia, within the lines of the Army of the so-called Confederate States.

Specification 2d.—In this, that he the said *John R. H. Embert*, now or late of the Army of the so-called Confederate States, was on or about the 25th day of April, 1864, at or near Barn Island, Md., engaged in aiding the transportation of various goods, to wit: whiskey, bacon, salt, dry goods, boots, shoes and other merchandize, without authority therefor, from said place within the lines of the Army of the United States, then at war with the so-called Confederate States, into Virginia, within the lines of the Army of the so-called Confederate States.

Specification 3d.—In this, that he the said *John R. H. Embert*, now or late of the Army of the so-called Confederate States, was during the month of April, 1864, between about the 1st and the 25th days of the same, engaged in intercourse without lawful authority therefor, between the State of Virginia, within the lines of the Army of the so-called Confederate States, then at war with the United States, and the State of Maryland, within the lines of the Army of the United States, and did pass during the same time from the said State of Virginia, within the said lines of the Confederate Army, into Maryland, within the lines of the Army of the United States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."
 To the 1st charge, "Not guilty."
 To the 1st specification of the 2d charge, "Not guilty."
 To the 2d specification of the 2d charge, "Not guilty."
 To the 3d specification of the 2d charge, "Not guilty."
 To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *John R. H. Embert*, as follows :

Of the specification of the 1st charge, "Guilty."
 Of the 1st charge, "Guilty."
 Of the 1st specification of the 2d charge, "Guilty."
 Of the 2d specification of the 2d charge, "Guilty."
 Of the 3d specification of the 2d charge, "Guilty."
 Of the 2d charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *John R. H. Embert*, in accordance with the law laid down in section 38, Act of Congress, approved March 3d, 1863, "to be hung by the neck until dead, at such time and place as the Commanding General may designate," two-thirds of the Commission concurring therein.

3. *Samuel B. Hearn*, now or late of the Army of the so-called Confederate States.

CHARGE 1ST :

Acting as a Spy.

Specification.—In this, that *Samuel B. Hearn*, now or late of the Army of the so-called Confederate States, in a time of war and rebellion against the supreme authority of the United States, was during the month of April, 1864, lurking as a spy in and about the posts, quarters and encampments of the Army of the United States, within

the State of Maryland, and on or about the 26th day of April, 1864, was found so lurking as a spy in and about the said encampments.

CHARGE 2D:

Violation of the laws of war as laid down in paragraph 86. of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that the said *Samuel B. Hearn*, now or late of the Army of the so called Confederate States, was on or about the 26th day of April, 1864, engaged in the attempt to pass without lawful authority therefor, from the State of Maryland, within the lines of the Army of the United States, then at war with the so-called Confederate States, into Virginia, within the lines of the Army of the so-called Confederate States.

Specification 2d.—In this, that he, the said *Samuel B. Hearn*, now or late of the Army of the so-called Confederate States, was on or about the 26th day of April, 1864, engaged without lawful authority therefor, in aiding the transportation of goods, to wit: whiskey, alcohol, nails and dry goods, from the State of Maryland, within the lines of the Army of the United States, then at war with the so-called Confederate States, into Virginia, within the lines of the Army of the so-called Confederate States.

Specification 3d.—In this, that he, the said *Samuel B. Hearn*, now or late of the Army of the so-called Confederate States, was during the months of March and April, 1864, engaged in intercourse by traffic and otherwise, between the State of Virginia, within the lines of the so-called Confederate States, then at war with the United States, and the State of Maryland, within the lines of the Army of the United States, without lawful authority therefor, and did at or about the same time, without such authority, pass from the said State of Virginia, into Maryland, so as aforesaid, for the purpose of such unlawful intercourse, and on or about the 26th day of said month

of April, was engaged in the attempt to go and convey goods from the said State of Maryland, within the lines of the Army of the United States, at war as aforesaid, into Virginia, within the lines of the Army of the so-called Confederate States, without authority therefor.

To which charges and specifications the accused pleaded as follows :

- To the specification of the 1st charge, "Not guilty."
- To the 1st charge, "Not guilty."
- To the 1st specification of the 2d charge, "Not guilty."
- To the 2d specification of the 2d charge, "Not guilty."
- To the 3d specification of the 2d charge, "Not guilty."
- To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *Samuel B. Hearn*, as follows :

- Of the specification of the 1st charge, "Guilty."
- Of the 1st charge, "Guilty."
- Of the 1st specification of the 2d charge, "Guilty."
- Of the 2d specification of the 2d charge, "Not guilty."
- Of the 3d specification of the 2d charge, "Guilty," except the words "by traffic and otherwise," and the words "convey goods from."
- Of the 2d charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Samuel B. Hearn*, in accordance with the law laid down in section 38, Act of Congress, approved March 3, 1863, "to be hung by the neck until dead, at such time and place as the Commanding General may designate," two-thirds of the Commission concurring therein.

4. *B. Lyon*, now or late of the Army of the so-called Confederate States.

CHARGE 1 :

Acting as a Spy.

Specification.—In this, that *B. Lyon*, now or late of the Army of the so-called Confederate States, in a time of war and rebellion against the supreme authority of the United States, was during the month of April, 1864, lurking as a spy in and about the posts, quarters and encampments of the Army of the United States, within the State of Maryland, and on or about the 26th day of April, 1864, was found so lurking as a spy in and about the said posts, quarters and encampments.

CHARGE 2 :

Violation of the laws of war as laid down in paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *B. Lyon*, now or late of the Army of the so-called Confederate States, was on or about the 26th day of April, 1864, at or near Holland's Straits, Maryland, engaged without authority therefor, in passing from said place, within the lines of the Army of the United States, then at war with the so-called Confederate States, into Virginia, within the lines of the Army of the so-called Confederate States.

Specification 2d.—In this, that the said *B. Lyon*, now or late of the Army of the so-called Confederate States, was on or about the 26th day of April, 1864, at or near Holland's Straits, Maryland, engaged without lawful authority therefor, in aiding the transportation of goods, to wit: whiskey, alcohol, salt and dry goods, from said place, within the lines of the Army of the United States, then

at war with the so-called Confederate States, into Virginia, within the lines of the Army of the so-called Confederate States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not Guilty."

To the 1st charge, "Not Guilty."

To the 1st specification of the 2d charge, "Not Guilty."

To the 2d specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused, *Braxton Lyon*, as follows:

Of the specification of the 1st charge, "Guilty," excepting the words "in and about the posts, quarters and encampments of the Armies of the United States" and excepting "in and about the said posts, quarters and encampments."

Of the 1st charge, "Guilty."

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Not Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Braxton Lyon*, in accordance with section 38, Act of Congress approved March 2d, 1863, "to be hung by the neck until he be dead, at such time and place as the Commanding General may designate," two-thirds of the Commission concurring therein.

II.—The proceedings, findings and sentences in the forgoing cases of *William H. Rodgers*, *John R. H. Embert*, *Braxton Lyon* and *Samuel B. Hearn*, are approved and confirmed, and the sentences will be carried into execution.

III.—The above named prisoners *William H. Rodgers, John R. H. Embert, Braxton Lyon* and *Samuel B. Hearn*, will be kept in solitary confinement, in irons, under strict guard, at Fort McHenry, until the 29th day of August, 1864, on which day, between the hours of five o'clock A. M., and eight o'clock A. M., at Fort McHenry, Md., they will be executed according to their respective sentences, under the orders and superintendence of the officer in command at said Fort.

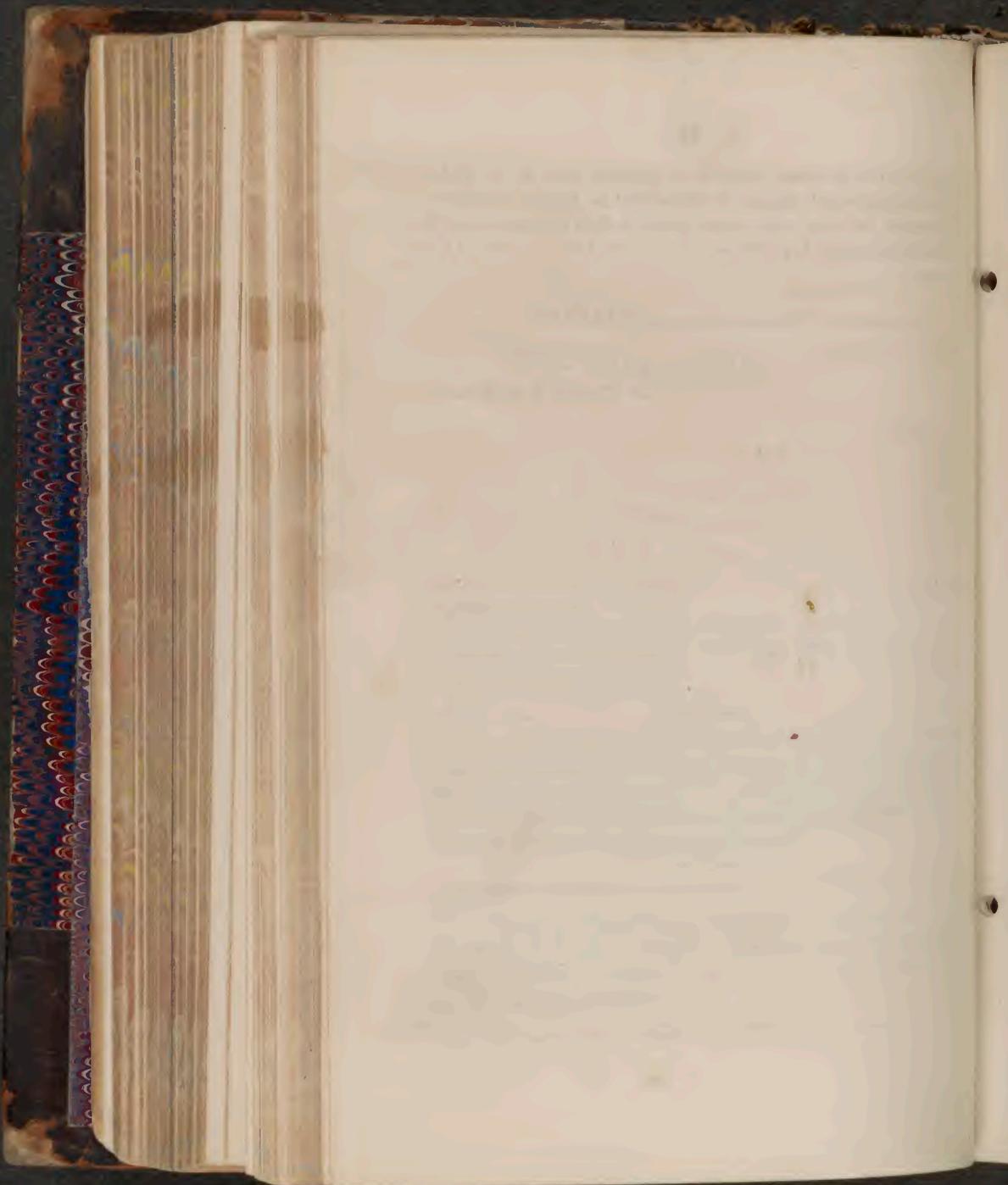
BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. General.

OFFICIAL :

W. White
Major A. D. C.



HEADQUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, August 9, 1864.

GENERAL ORDERS }

No. 62. }

I.—Before a Military Commission convened at Baltimore, Md., by Special Orders Nos. 134, 145, 161, 168, 170, from these Headquarters, of which Lt. Col. H. D. MUNSON, 159th Ohio National Guards, is President, were arraigned and tried :

1. *Wm. J. Freburger*, a citizen.

CHARGE 1ST.

Stealing from an enlisted soldier of the United States Army, when in a state of intoxication, money, and a valuable paper and other articles.

Specification.—In this, that the said *William J. Freburger* did, on or about the 23d day of May last past, steal from the person of a certain John Robson, a private enlisted in the 1st Regiment of Maryland Artillery, and duly mustered into the service of the United States, at the house of the said *William J. Freburger*, No. 15 Ringgold street, in the city of Baltimore, the said John Robson being then and there in a state of intoxication, a sum of money, to wit : one hundred and seventy-four dollars, and an obligation of the Mayor and City Council of Baltimore to the said Robson, commonly called a certificate of bounty, for the sum of one hundred dollars, and a pen-knife and other small articles then being on said Robson's person.

CHARGE 2D.

Making an enlisted soldier of the United States Army drunk, and stealing from him when in that condition money and a valuable paper and other articles.

Specification.—In this, that the said *William J. Freburger* did, on or about the 23d day of May last past, at the house of him, the said *William*

J. Freburger, No. 15 Ringgold street, in the city of Baltimore, make drunk with whiskey a certain John Robson, a private enlisted in the 1st Regiment of Maryland Artillery, and duly mustered into the service of the United States, and while the said John Robson was so drunk, did then and there steal from his (the said Robson's) person a sum of money, to wit: one hundred and seventy-four dollars, an obligation of the Mayor and City Council of Baltimore to the said Robson, commonly called a certificate of bounty, for the sum of one hundred dollars, and a pen-knife and other small articles then being on said Robson's person.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And do therefore acquit the said *William J. Freburger*.

2. *J. B. McWilliams*, a citizen.

CHARGE

Violation of the Laws of War as laid down in Paragraph 86 of General Order No. 100, from the War Department April 24, 1863.

Specification 1st.—In this, that *J. B. McWilliams*, a citizen, on or about the 15th day of June, 1864, near Cobb Creek, Charles county, Md., did hold intercourse, without lawful authority therefor, between the territory occupied by the Army of the United States, then at war with the so-called Confederate States, and the State of Virgi-

nia, within the lines of the army of the so-called Confederate States, by sending then and there to his son, a soldier in the Army of the so-called Confederate States, a letter and a revolver from the said Charles county, Md., into Virginia, and within the lines of the Army of the so-called Confederate States.

Specification 21.—In this, that the said *J. B. McWilliams*, on or about the 1st day of June, 1864, near Cobb Creek, Charles county, Md., held intercourse between the said county, within the lines of the Army of the United States, then at war with the so-called Confederate States, and Virginia, within the lines of the Army of the so-called Confederate States, without lawful authority therefor, by receiving and concealing and conversing with two soldiers of the Confederate Army, who came across the Potomac River from within the lines of the Army of the so-called Confederate States, into the lines of the Army of the United States, and then and there lurked in and about the posts, quarters and encampments of the said Army of the United States.

Specification 3d.—In this, that the said *J. B. McWilliams*, a citizen, was during the months of July and August, 1862, and the autumnal and winter months of 1862-3, continually from day to day since, at or near Cobb Creek, Charles county, Md., has been engaged in intercourse and traffic between the said county, and within the lines of the Army of the United States, then at war with the so-called Confederate States, and the State of Virginia, within the lines of the Army of the so-called Confederate States, without lawful authority for such traffic and intercourse, and that the said *McWilliams* did, in the prosecution of such illegal traffic, during the said summer and autumn of 1862, conceal in his house at the county aforesaid, and aid in the transportation to Virginia as aforesaid, of goods of great value, to wit: of the value of twenty-six thousand (\$26,000) dollars.

CHARGE 2D.

Relieving the enemy, and knowingly harboring and protecting them in violation of the 56th Article of War.

Specification.—In this, that the said *J. B. McWilliams*, a citizen, did, on or about the 1st day of June, 1864, at or near Cobb Creek, Charles county, Md., knowingly relieve with victuals, and conceal and

harbor and protect two soldiers of the Army of the so-called Confederate States, then at war with the United States, whose names are unknown.

To which charges and specifications the accused pleaded as follows:
 To the 1st specification of the 1st charge, "Not guilty."
 To the 2d specification of the 1st charge, "Not guilty."
 To the 3d specification of the 1st charge, "Not guilty."
 To the 1st charge, "Not guilty."
 To the specification of the 2d charge, "Not guilty."
 To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Not guilty."
 Of the 2d specification of the 1st charge, "Not guilty."
 Of the 3d specification of the 1st charge, "Not guilty."
 Of the 1st charge, "Not guilty."
 Of the specification of 2d charge, "Not guilty."
 Of the 2d charge, "Not guilty."

And the Commission do therefore acquit the said *J. B. Mc Williams*.

3. *Wm. V. McCann*, a citizen.

CHARGE 1ST.

Violating his oath of allegiance.

Specification.—In this, that *Wm. V. McCann* did, on or about the 16th day of February, 1864, at Washington, D. C., take the oath of allegiance to the United States in the words and figures following:

United States of America:

I, *Wm. V. McCann*, of the city of Richmond, State of Virginia, do solemnly swear in the presence of Almighty God, that I will henceforth faithfully support, protect and defend the Constitution of the United States, and the Union of the States thereunder, and that I will in like manner abide by and faithfully support all acts

of Congress passed during the existing rebellion with reference to slaves so far and so long as not repealed, modified or held void by Congress or by decision of the Supreme Court, and that I will in like manner abide by and faithfully support all proclamations of the President made during the existing rebellion having reference to slaves, so long and so far as not modified or declared void by decision of the Supreme Court—so help me God. And I agree to go as far north as Philadelphia, and not return south unless in the military service of the United States.

Wm. V. McCann.

Subscribed and sworn to before me, at Washington, D. C., this 16th day of February, A. D., 1864.

[Signed.]

W. G. Lucas,

Adj. P. M.

And he, the said *Wm. V. McCann* did not, in conformity with said oath, go North as far as Philadelphia and remain, but long after the taking of the said oath remained in the city of Baltimore, south of Philadelphia, and then and there failed to support and defend the Constitution of the United States, and the Union of the States thereunder, by the use of language of a treasonable and seditious character, by which he, the said *McCann* endeavored to excite hostility against the said United States, and sedition and rebellion against the Union of the same.

CHARGE 2d.

Using language designed to excite sedition.

Specification.—In this, that he the said *Wm. V. McCann* did, on or about the 2d day of June, 1864, at Baltimore, Md., use language of a character to excite and promote sedition, in which he cursed every loyal citizen, and used language grossly insulting to the loyal people of the Union, and claimed to be a loyal citizen of the so-called Confederate States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge. "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge. "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, " Guilty. "

Of the 1st charge, " Guilty. "

Of the specification of the 2d charge, " Guilty. "

Of the 2d charge, " Guilty. "

And the Commission do therefore sentence him, the said *William V. McCann*, " to be imprisoned for and during ninety (90) days, to date from the day of his arrest, (June 8th, 1864,) and to be released upon the expiration of that time, and to be sent north of the southern limit of Philadelphia, in accordance with his previous oath, (taken at Washington,) upon his giving bond in the sum of three thousand (\$3,000) dollars not to return south of said city during the war. "

II.—The proceedings, findings and sentences in the foregoing cases of *J. B. McWilliams*, *William V. McCann* and *William J. Freburger* are approved and confirmed. *J. B. McWilliams* and *W. J. Freburger* having been acquitted, will be released from arrest. The sentence against *William V. McCann* will be carried into execution.

BY ORDER OF MAJOR GENERAL WALLACE.

SAML. B. LAWRENCE.

Lt. Col. and A. A. Gen'l.

OFFICIAL :

James R. [Signature]
A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., Aug. 11, 1864.

GENERAL ORDERS }
No. 63. }

I.—Before a General Court Martial convened at Camp Parole, near Annapolis, Md., by Special Orders No. 151, 154, 156, from these Headquarters, current series, of which Capt. A. H. Clements is President, were arraigned and tried:

1. *John A. Grover*, private Co. C, 4th Maine Vols.

CHARGE:

Fraud.

Specification 1st.—In this, that he, the said *John A. Grover*, claiming now to be a Sergeant of the 2d R. I. Cavalry, Co. A, is in reality a deserter from Co. C, 4th Maine Vols.

Specification 2d.—In this, that he, the said *John A. Grover*, Sergt. of Co. A, 2d R. I. Cavalry, *alias* private of Co. C, 4th Maine Vols., did, on or about the 21st day of March, 1864, allow himself to be paroled as a Sergeant of the 2d Louisiana Cavalry. All this at or near Belle Island, Va., or at or near City Point, Va., on or about the 21st day of March, 1864.

Specification 3d.—In this, that he, the said *John A. Grover*, Sergt. 2d R. I. Cavalry, Co. A, *alias* private Co. C, 4th Maine Vols., did, on his arrival at Annapolis, Md., at the College Green Barracks, on or about the 24th day of March, 1864, and also upon his transfer to U. S. General Hospital, Div. No. 1, Annapolis, Md., on or about the 24th day of March, 1864, give in his name as being a Sergeant of Co. A, 2d La. Cav. All this at or near Annapolis, Md., on or about March 24th and 26th, 1864.

Specification 4th.—In this, that the said *John A. Grover*, Sergeant of 2d R. I. Cavalry, Co. A, *alias* private 4th Me. Vols., Co. C., did, on or about March 24th, 1864, at College Green Barracks, Annapolis, Md., draw clothing under the name of *John A. Grover*, Sergeant 2d La. Cav., Co. A, which clothing was charged on the books and clothing rolls to him as a Sergeant of the said 2d La. Cav., he knowing the same to be a fraudulent transaction. All this at College Green Barracks, Annapolis, Md., on or about March 24th, 1864.

Specification 5th.—In this, that he, the said *John A. Grover*, Sergeant 2d R. I. Cav., Co. A, *alias* private Co. C, 4th Me. Vols., did, on or about April 9th, 1864, give his name to the Steward at U. S. A. General Hospital, Annapolis Junction, Md., as belonging to Co. A, 2d La. Cav. All this at U. S. A. General Hospital, Annapolis Junction, Md., on or about April 9th, 1864.

Specification 6th.—In this, that he, the said *John A. Grover*, Sergt. 2d R. I. Cav., Co. A, *alias* private Co. C, 4th Me. Vols., did, on or about the 20th day of April, 1864, at U. S. A. General Hospital, Annapolis Junction, Md., draw 1 pair boots, 2 pair stockings, and 1 pair Cavalry trowsers, under the name of *John A. Grover*, Sergeant Co. A, 2d Louisiana Cavalry, which clothing was charged on the books and clothing rolls to him as a Sergeant of Co. A, 2d Louisiana Cavalry, he knowing the same to be a fraudulent transaction. All this at the U. S. A. General Hospital, Annapolis Junction, Md., on or about April 20th, 1864.

CHARGE 2D:

Conduct Prejudicial to Good Order and Military Discipline.

Specification 1st.—In this, that he, the said *John A. Grover*, Sergt. Co. A, 2d R. I. Cavalry, *alias* private of Co. C, 4th Me. Volunteers, did, on or about the 21st day of March, 1864, allow himself to be paroled as a Sergeant of Co. A, 2d

Louisiana Cavalry. All this at or near Belle Island, Va., or at or near City Point, Va., on or about the 21st day of March, 1864.

Specification 2d.—In this, that he, the said *John A. Grover*, Sergt. 2d R. I. Cavalry, Co. A, *alias* private Co. C, 4th Maine Volunteers, did, on his arrival at Annapolis, Md., at College Green Barracks, on or about the 24th day of March, 1864, and also upon his transfer to U. S. A. General Hospital, Division No. 1, Annapolis Md., on or about the 26th day of March, 1864, give in his name as being a Sergeant of Co. A, 2d Louisiana Cavalry. All this at or near Annapolis, Md., on or about March 24th and 26th, 1864.

Specification 3d.—In this, that he, the said *John A. Grover*, Sergt. 2d R. I. Cavalry, Co. A, *alias* private Co. C, 4th Maine Volunteers, did, on or about April 9th, 1864, give his name to the Steward at U. S. A. General Hospital, Annapolis Junction, Md., as belonging to Co. A, 2d Louisiana Cavalry. All this at U. S. A. General Hospital, Annapolis Junction, Md., on or about April 9th, 1864.

To which charges and specifications the accused pleaded as follows:

- To the 1st specification of the 1st charge, "Not guilty."
- To the 2d specification of the 1st charge, "Not guilty."
- To the 3d specification of the 1st charge, "Not guilty."
- To the 4th specification of the 1st charge, "Not guilty."
- To the 5th specification of the 1st charge, "Not guilty."
- To the 6th specification of the 1st charge, "Not guilty."
- To the 1st charge, "Not guilty."
- To the 1st specification of the 2d charge, "Not guilty."
- To the 2d specification of the 2d charge, "Not guilty."
- To the 3d specification of the 2d charge, "Not guilty."
- To the 2d charge, "Not guilty."

FINDING.

The Court, having maturely considered the evidence adduced, find the accused as follows:

- Of the 1st specification of the 1st charge, "Guilty."
- Of the 2d specification of the 1st charge, "Not Guilty."
- Of the 3d specification of the 1st charge, "Guilty."
- Of the 4th specification of the 1st charge, "Guilty."
- Of the 5th specification of the 1st charge, "Guilty."
- Of the 6th specification of the 1st charge, "Guilty."
- Of the 1st charge, "Guilty."
- Of the 1st specification of the 2d charge, "Not guilty."
- Of the 2d specification of the 2d charge, "Guilty."
- Of the 3d specification of the 2d charge, "Guilty."
- Of the 2d charge, "Guilty."

SENTENCE.

And the Court do sentence him, the said Sergeant *John A. Grover*, "to be sent to the Dry Tortugas for the term of eighteen months, there to be kept at hard labor, and to forfeit all pay and allowances now due or to become due."

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2. *Henry D. Austin*, private Co. B, 16th Maine Volunteers.

CHARGE 1ST:

Conduct Prejudicial to Good Order and Military Discipline.

Specification,—In this, that he, the said private *Henry D. Austin*, Company B, 16th Maine Volunteers, a paroled prisoner of war, did purchase the form of a furlough filled up in favor of the said private *Henry D. Austin*, Company B, 16th Maine Volunteers, and purporting to be given by *Adrian R. Root*, Colonel 94th New York Veteran Volunteers, Commanding Camp Parole, the whole being a

forgery, and he, the said private *Henry D. Austin*, Co. B, 16th Maine Volunteers, knowing the said furlough to be a forgery when he purchased it. All this at the city of Annapolis, Md., on or about the tenth (10th) day of April, 1864.

CHARGE 2D :

Desertion.

Specification.—In this, that he, the said private *Henry D. Austin*, Company B, 16th Maine Volunteers, a paroled prisoner of war, did desert from Camp Parole, and remain absent until the thirteenth (13th) day of April, 1864. All this at Camp Parole on or about the tenth (10th) day of April, 1864.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Guilty."

To the 2d charge, "Guilty."

FINDING.

The Court, having maturely considered the case, do find the accused in affirmance of his pleas as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And they do sentence him, the said *Henry D. Austin*, private Company B, 16th Maine Volunteers, " to be sent to the Dry Tortugas for the term of eighteen months, and to forfeit ten (\$10) dollars per month of his monthly pay during his term of sentence."

II.—The proceedings, findings, and sentences in the foregoing cases are approved and confirmed, and the sentence against *John A. Grover* will be carried into execution.

III.—In deference to the recommendation of the Court in favor of *Henry D. Austin*, the Commanding General remits the sentence so far as the imprisonment at the Dry Tortugas is concerned, and mitigates the sentence into a forfeiture of ten (\$10) dollars per month of his monthly pay from the 1st day of April to the 1st day of October, 1864. The sentence thus modified will be carried into execution.

IV.—The General Court Martial, of which Capt. A. H. Clements, C. S. Volunteers, is President, is hereby dissolved.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. General.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., August 22nd, 1864.

GENERAL ORDERS }
No. 66. }

I.—Before a General Court Martial, convened at Baltimore, Maryland, by Special Orders Nos. 129, 134 and 155 from these Head Quarters, of which Major H. B. McILVAINE, 5th N. Y. Heavy Artillery, is President, were arraigned and tried:

1. *Asher S. Tibbals*, 1st Lieut. Co. I, 131st Regt. Ohio National Guard.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that he, 1st Lieut. *Asher S. Tibbals*, Co. I, 131st Ohio National Guard, during nearly two months duty, in command of the guard at West's Buildings Hospital, in Baltimore, has never had an inspection or drill, although frequently instructed so to do by the Surgeon in charge; that he permitted his men to go on guard bare-footed, and in their shirt sleeves, without the necessary equipments, and to sit and lounge about their posts to the entire neglect of their duty.

Specification 2d.—In this, that he, 1st Lieut. *Asher S. Tibbals*, Co. I, 131st Regt Ohio National Guard, having received strict orders to visit every post at least once in every relief during the day, did entirely neglect the order, leaving the men to perform their duty as they pleased, in consequence of which the inmates of the Hospital have been permitted to pass out at different posts and over the fence. All this at U. S. General Hospital, West's Building, Baltimore, Md., in the months of May, June and July, A. D., 1864.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty," but not to the extent of entire neglect, as charged.

Of the charge, "Guilty."

SENTENCE.

And the Court do therefore sentence the said 1st Lieut. *Asher S. Tibbals*, Co. I, 131st Regt. Ohio National Guard, "that he be dismissed the service of the United States."

2. *John P. Lease*, 1st Lieut. Co. D, 131st Regt. Ohio National Guard.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that he, 1st Lieut. *John P. Lease*, Co. D, 131st Regt. Ohio National Guard, while acting as officer of the guard at Fort Federal Hill, on the 18th day of July, 1864, did enter the Sutler's shop with private Howard Knauff, Co. C, 131st Regt. Ohio National Guard, one of his guard, and drank with him until said private Howard Knauff was too much intoxicated to be placed on guard. All this at Fort Federal Hill, Baltimore, Md., on or about the 18th day of July, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, 1st Lieut. *John P. Lease*, Co. D, 131st Regt. Ohio National Guard, as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And the Court do therefore acquit the accused.

3. *James Vickers*, a drafted man from Third Congressional District of Maryland.

CHARGE 1ST:

Destroying Government Property.

Specification.—In this, that *James Vickers*, drafted in the service of the United States, did assist or aid, or was accessory to the setting fire and destruction of the Barracks at La Fayette Square, Baltimore. All this on or about the 10th day of June, 1864.

CHARGE 2D:

Desertion.

Specification.—In this, that *James Vickers*, drafted man in the service of the United States, did break through the guard lines of the Camp and desert with the intention of making his escape, and did remain away until captured and brought back by a guard. All this on or about June 11th, 1864.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, the said *James Vickers*, a drafted man from the Third Congressional District of Maryland, "to be confined at hard labor for the term of one year, at such place and at such time as the Commanding General may direct, with the loss of all pay now due and to become due, during the term of his confinement."

4. *John Brady*, a substitute from Third District of Maryland.

CHARGE 1ST :

Destroying Government Property.

Specification.—In this, that *John Brady*, an accepted substitute in the place of *George Randall*, Fourth District of Howard County, drafted in the service of the United States, did aid or assist or was accessory to the setting fire and destruction of the Barracks at La Fayette Square, Baltimore. All this on or about the 10th day of June, 1864.

CHARGE 2D :

Desertion.

Specification.—In this, that *John Brady*, a substitute in the service of the United States, did break through the guard lines of the Camp and desert with the intention of making his escape, and did remain away until captured and brought back by a guard. All this on or about June 11th, 1864.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, " Not guilty."

To the 1st charge, " Not guilty."

To the specification of the 2d charge, " Not guilty."

To the 2d charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, " Not guilty."

Of the 1st charge, " Not guilty."

Of the specification of the 2d charge, " Guilty."

Of the 2d charge, " Guilty."

SENTENCE.

And the Court do therefore sentence him, the said *John Brady*, a substitute, from the Third District of Maryland, " to be confined at such place as the Commanding General of this Department may direct, for the term of one year at hard labor, with loss of all pay now due and to become due, during the term of his imprisonment "

5. *Carter L. Snowdon*, 1st Lieut. Co. E, 183d Regt. Pa, Vol. Inf'y.

CHARGE 1ST:

Conduct unbecoming an Officer and a Gentleman.

Specification 1st.—In this, that he, *Carter L. Snowdon*, 1st Lieut. Co. E, 183d Regt. Penn. Vol. Inf'y, did walk about the public streets, in uniform, with his sword, while in a state of intoxication. All this in or near Annapolis, Md., on or about the 13th July, 1864.

Specification 2d.—In this, that he, *Carter L. Snowdon*, 1st Lieut. Co. E, 183d Regt. Pa. Vol. Inf'y, did ridicule and insult a company of citizens, while marching out to the intrenchments, by shouting commands to them, having no authority over them whatever. All this in or near Annapolis, Md., on or about the 13th July, 1864.

CHARGE 2D:

Violation of the 77th Article of War.

Specification.—In this, that he, *Carter L. Snowdon*, 1st Lieut. Co. E, 183d Regt. Penn. Vol. Inf'y, having been placed in close arrest and confined to his quarters, did leave his quarters, without any authority whatever, and proceed to the suburbs of the city of Annapolis, and remain until arrested a second time and taken to his quarters. All this on or about the 13th day of July, 1864

To which charges and specifications the accused pleaded as follows:
 To the 1st specification of the 1st charge, "Not guilty"
 To the 2d specification of the 1st charge, "Not guilty."
 To the 1st charge, "Not guilty."
 To the specification of the 2d charge, "Not guilty."
 To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Not guilty."
 Of the 2d specification of the 1st charge, "Guilty."
 Of the 1st charge, "Guilty."
 Of the specification of the 2d charge, "Guilty."
 Of the 2d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence the said 1st Lieut. *Carter L. Snowdon*, Co. E, 183d Regt. Penn. Vol. Inf'y, "to be cashiered."

6. *Isaac Cooper*, private Co. D. 1st Eastern Shore Maryland Vols.

CHARGE:

Desertion.

Specification.—In this, that *Isaac Cooper*, private Co. D, 1st E. S. Md. Vol. Inf'y, being duly mustered into the United States service, did desert the same on or about the 2d day of July, 1863, while in the face of the enemy.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, *Isaac Cooper*, private Co. D, 1st E. S. Md. Vols., as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Court do therefore sentence the said *Isaac Cooper*, private Co. D, 1st E. S. Md. Vols., "to be confined at hard labor for the period of ten (10) years, at such place as the Commanding General may direct, with the loss of all pay and allowances now due or that may become due, with the exception of the necessary fatigue clothing during the term of his imprisonment. The term of his sentence to commence January 1st, 1864. At the expiration of the time of his imprisonment, to make good the time lost by desertion."

7. *James W. Pettinos*, Surgeon U. S. Vols.

CHARGE 1ST :

Conduct unbecoming an Officer and a Gentleman.

Specification 1st.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., while under the influence of liquor, and while in the private office of Col. Adrian R. Root, 94th New York Veterans, Commanding Camp Parole, and in the absence of Col. Root, did pick up from the floor a lady's hair pin, and did ask private Martin V. B. Sparks, Co. B, 12th N. J. Vols., Col. Root's orderly, if Miss H. D. Williams, the agent of the United States Sanitary Commission, had been there that day, and on

being informed by private Martin V. B. Sparks, Co. B, 12th N. J. Vols., that she had, he, the said Surgeon *James W. Pettinos*, U. S. Vols., asked private Martin V. B. Sparks what was done, or said, while Miss Williams was there, and on being informed by private Martin V. B. Sparks that he did not know, as he had himself at that time been excused from the office, he, the said Surgeon *James W. Pettinos*, U. S. Vols., said that it was just as he supposed, intimating and intending thereby, that improper intimacy and relations existed between the said Miss H. D. Williams and said Col. A. R. Root; and did order private Martin V. B. Sparks, Co. B, 12th N. J. Vols., Col. Root's orderly, to go to the room of Miss Williams and give her the hair pin which the said Surgeon *James W. Pettinos* had picked up from the floor, with the message that Surgeon *Pettinos* had found it in Col. Root's office, and to direct her not to enter the Hospital of Camp Parole again unless by a written order from the Commanding Officer, or from Surgeon *James W. Pettinos*, intimating and intending thereby that the said Miss H. D. Williams and the said Col. A. R. Root had been guilty of improper intimacy, and with the intent and effect to injure the said Miss H. D. Williams and the said Col. A. R. Root in their good name and reputation, and with the intent to render them opprobrious and in disgrace. And when private Martin V. B. Sparks, Co. B, 12th N. J. Vols., Col. Root's orderly, remonstrated, saying, it would get him into trouble, he, the said Surgeon *James W. Pettinos*, U. S. Vols., peremptorily ordered the said private Martin V. B. Sparks, Co. B, 12th N. J. Vols., to obey the order, adding that he, the said Surgeon *James W. Pettinos*, U. S. Vols., would place it in writing if necessary, which private Martin V. B. Sparks, Co. B, 12th N. J. Vols., did, and took the hair pin to Miss H. D. Williams and delivered to her the above mentioned mes-

sage and order; and after private Sparks had left the office he, the said Surgeon *James W. Pettinos*, U. S. Vols., said that he had been humbugged long enough, or words to that effect, intending thereby to charge the said Miss H. D. Williams and Col. A. R. Root with having committed improprieties, and with the intent and effect to slander the said parties, and to injure them in their good name and reputation for virtue and chastity. This conduct on the part of Surgeon *James W. Pettinos*, U. S. Vols., being disgraceful to the service of the United States, and a gross insult to Miss H. D. Williams, agent of the United States Sanitary Commission, and to Col. Adrian R. Root, 94th N. Y. Veterans, Commanding Camp Parole. All this at Camp Parole, near Annapolis, on or about February 18, 1864.

Specification 2d.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., did visit the quarters of Colonel Adrian R. Root, 94th N. Y. Veterans, Commanding Camp Parole, while under the influence of liquor, and did declare that acting Assistant-Surgeon B. F. Berkeley, U. S. A., had told a damned lie by saying that he, Surgeon *James W. Pettinos*, U. S. Vols., had drunk four gallons of whiskey in one week. All this at Camp Parole, near Annapolis, Md., on or about February 3d, 1864.

Specification 3d.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., on receiving a properly authorized written order from Major D. P. Everts, 89th N. Y. Vols., Provost Marshal of Camp Parole, to send some convalescent exchanged men from the Hospital of Camp Parole to the Head Quarters of Camp Parole, for transportation to their respective regiments, he, the said Surgeon *James W. Pettinos*, U. S. Vols., did send a verbal message by an enlisted man, to Major D. P. Everts, 89th N. Y. Vols., Provost Marshal of Camp

Parole, to the effect that he would hold no communication with Major D. P. Everts. All this at Camp Parole near Annapolis, Md., on or about February 12th, 1864.

Specification 4th.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., on being told by Hospital Steward George B. Love, U. S. A., that he was unwell and unfit for duty, did say to Hospital Steward George B. Love, U. S. A., “you are a damned liar,” or words to that effect. All this at Camp Parole, near Annapolis, Md., on or about September 23d, 1863.

Specification 5th.—In this, that the said Surgeon *James W. Pettinos*, U. S. Vols., did strike in the face, with his fist, and with a whip, private Joseph W. McCue, Co. I, 106th N. Y. Vols., an invalid in the Hospital at Camp Parole, who had been sent to Surgeon *James W. Pettinos*, U. S. Vols., for an examination for a discharge, and the said Surgeon *James W. Pettinos*, U. S. Vols., did order the said private Joseph W. McCue, Co. I, 106th N. Y. Vols., to be tied up by his thumbs to the flag-staff for four hours, and while private Joseph W. McCue, Co. I, 106th N. Y. Vols., was thus tied up, with his face towards the sun, and loudly complaining, the said Surgeon *James W. Pettinos*, U. S. Vols., did cause him to be gagged with a rope tied through his mouth, and ordered an enlisted man to shoot the said private Joseph W. McCue, Co. I, 106th N. Y. Vols., and when acting Assistant-Surgeon B. F. Berkeley, U. S. A., prevented the enlisted man from shooting the said private Joseph W. McCue, Co. I, 106th N. Y. Vols., he, the said Surgeon *James W. Pettinos*, U. S. Vols., seized a musket by its barrel and drawing it back, said: “If you make any more noise I will knock your damned brains out on the flag-staff,” or words to that effect, and frightening the said private Joseph W. McCue, Co. I, 106th N. Y. Vols., to such an extent, that as soon as he could extricate himself from

the rope with which he was tied, he ran away from the Hospital. All this at Camp Parole, near Annapolis, Md., on or about October, 1, 1863.

CHARGE 2D:

Drunkenness while in charge of a Hospital.

Specification 1st—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., did become intoxicated with liquor. All this at Camp Parole, near Annapolis, Md., on or about June 15th, 1863, while in charge of the Hospital at Camp Parole.

Specification 2d—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., did become intoxicated with liquor. All this at Camp Parole, near Annapolis, Md., on or about June 28, 1863, while in charge of the Hospital at Camp Parole.

Specification 3d.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., did repeatedly drink liquor at the bar of the City Hotel to such an extent, as to become unfit for duty. All this at Annapolis, Md., on or about August 27th, 1863, while in charge of the Hospital at Camp Parole.

Specification 4th.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., did drink repeatedly and profusely of intoxicating liquor, to such an extent as to become unfit for duty. All this at Annapolis, Md., on or about September 9, 1863, while in charge of the Hospital at Camp Parole.

Specification 5th.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., did drink repeatedly and profusely of intoxicating liquors, in a public manner, and to such an extent as to become unfit for duty. All this at Annapolis, Md., on or about September 29th, 1863, while in charge of the Hospital at Camp Parole.

Specification 6th.—In this, that he, the said Surgeon *James W. Petinos*, U. S. Vols., was under the influence of intoxicating liquor almost daily, from September 28th, 1863, to November 9th, 1863. All this at Camp Parole, near Annapolis, Md., between September 28th, 1863, and November 9, 1863, while in charge of the Hospital at Camp Parole.

Specification 7th.—In this, that he, the said Surgeon *James W. Petinos*, U. S. Vols., did become so drunk with intoxicating liquor that he was unable to raise himself from the ground, upon which he had fallen on descending from an ambulance, and was raised from the ground by an enlisted man. All this at Camp Parole, Annapolis, Md., on or about September 28, 1863, while in charge of the Hospital at Camp Parole.

Specification 8th.—In this, that he, the said Surgeon *James W. Petinos*, U. S. Vols., did become so drunk with intoxicating liquor that he was unable to mount his horse alone, and was assisted to mount his horse by an enlisted man. All this at Camp Parole, near Annapolis, Md., on or about September 28, 1863, while in charge of the Hospital at Camp Parole.

Specification 9th.—In this, that he, the said Surgeon *James W. Petinos*, U. S. Vols., was intoxicated with liquor to such an extent as to be unfit for duty. All this at Camp Parole, near Annapolis, Md., on or about January 2, 1864, while in charge of the Hospital at Camp Parole.

Specification 10th.—In this, that he, the said Surgeon *James W. Petinos*, was drunk. All this at Camp Parole, near Annapolis, Md., on or about January 15, 1864, while in charge of the Hospital at Camp Parole.

Specification 11th.—In this, that he, the said Surgeon *James W. Petinos*, U. S. Vols., did visit the quarters of Colonel Adrian R. Root, 94th New York Veterans, Commanding Camp Parole, while drunk. All this at Camp Parole, near Annapolis, Md., on or about February 3d, 1864, while in charge of the Hospital at Camp Parole.

Specification 12th.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., did go to the office of Colonel Adrian R. Root, 94th New York Veterans, Commanding Camp Parole, while drunk. All this at Camp Parole, near Annapolis, Md., on or about February 18, 1864, while in charge of the Hospital at Camp Parole.

CHARGE 3D:

Disrespect to his Commanding Officer.

Specification 1st.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., while in the private office of Col. Adrian R. Root, 94th N. Y. Veterans, Commanding Camp Parole, and in the absence of Col. Root, did pick from the floor a lady's hair pin, and did order private Martin V. B. Sparks, Co. B, 12th N. J. Vols., to take the hair pin to Miss H. D. Williams, the agent of the United States Sanitary Commission, and to direct her not to enter the Hospital at Camp Parole again, without a written order from the Commanding Officer, intimating and intending thereby, that the said Miss H. D. Williams had been accustomed to visit the quarters of the said Col. A. R. Root at improper times, and for improper purposes. All this being done by Surgeon *James W. Pettinos*, U. S. Vols., without the knowledge or consent of the Commanding Officer. All this at Camp Parole, near Annapolis, Md., on or about February 18, 1864.

Specification 2d.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., did declare that it was a shame that a Colonel of Volunteers should be in command over him, who was an officer on the staff of a Major General. All this at Camp Parole, near Annapolis, Md., on or about January 1, 1864.

Specification 3d.—In this, that he, the said Surgeon *James W. Pettinos*, U. S. Vols., when ordered by Col. Adrian R. Root, 94th N. Y. Vols., Commanding Camp Parole, to send all convalescent and exchanged men who were fit

for service, from the Hospital at Camp Parole to the Head Quarters of Camp Parole, for transportation to their respective regiments, did declare that he should send all but the good men, and that he should keep them for duty at the Hospital, or words to that effect. All this at Camp Parole, near Annapolis, Md., on or about January 1, 1864.

To which charges and specifications the accused pleaded as follows :

- To the 1st specification of the 1st charge, "Not guilty."
- To the 2d specification of the 1st charge, "Not guilty."
- To the 3d specification of the 1st charge, "Not guilty."
- To the 4th specification of the 1st charge, "Not guilty."
- To the 5th specification of the 1st charge, "Not guilty."
- To the 1st charge, "Not guilty."
- To the 1st specification of the 2d charge, "Not guilty."
- To the 2d specification of the 2d charge, "Not guilty."
- To the 3d specification of the 2d charge, "Not guilty."
- To the 4th specification of the 2d charge, "Not guilty."
- To the 5th specification of the 2d charge, "Not guilty."
- To the 6th specification of the 2d charge, "Not guilty."
- To the 7th specification of the 2d charge, "Not guilty."
- To the 8th specification of the 2d charge, "Not guilty."
- To the 9th specification of the 2d charge, "Not guilty."
- To the 10th specification of the 2d charge, "Not guilty."
- To the 11th specification of the 2d charge, "Not guilty."
- To the 12th specification of the 2d charge, "Not guilty."
- To the 2d charge, "Not guilty."
- To the 1st specification of the 3d charge, "Not guilty."
- To the 2d specification of the 3d charge, "Not guilty."
- To the 3d specification of the 3d charge, "Not guilty."
- To the 3d charge, "Not guilty."

FINDING :

The Court having maturely considered the evidence adduced, find the accused, Surgeon *James W. Pettinos*, U. S. Vols., as follows :

Of the 1st specification of the 1st charge, "Guilty" of the specification except as to the intent as charged, and find that Surgeon *James W. Pettinos* intended thereby to convey an insult to Miss H. D. Williams and Col. A. R. Root.

Of the 2d specification of the 1st charge, "Not guilty."

Of the 3d specification of the 1st charge, "Not guilty."

Of the 4th specification of the 1st charge, "Not guilty."

Of the 5th specification of the 1st charge, "Guilty" of so much of the specification, as that Surgeon *Pettinos* tied private McCue to the flag-staff and gagged him, and of ordering the guard to fire at him while attempting to escape arrest, and "Not guilty" as to the rest of the specification.

Of the 1st charge, "Guilty."

Of the 1st specification of 2d charge, "Not guilty."

Of the 2d specification of the 2d charge, "Not guilty."

Of the 3d specification of the 2d charge, "Not guilty."

Of the 4th specification of the 2d charge, "Not guilty."

Of the 5th specification of the 2d charge, "Not guilty."

Of the 6th specification of the 2d charge, "Not guilty."

Of the 7th specification of the 2d charge, "Not guilty."

Of the 8th specification of the 2d charge, "Not guilty."

Of the 9th specification of the 2d charge, "Not guilty."

Of the 10th specification of the 2d charge, "Not guilty."

Of the 11th specification of the 2d charge, "Not guilty."

Of the 12th specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

Of the 1st specification of the 3d charge, "Guilty" of the specification, except as to the intent as charged

Of the 2d specification of the 3d charge, "Guilty."

Of the 3d specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

SENTENCE :

And the Court do therefore sentence him, the said Surgeon *James W. Pettinos*, U. S. Vols., "to be dismissed from the service of the United States."

II.—The proceedings, findings, and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution.

III.—1st Lieut. *John P. Lease*, Co. D, 131st Regt. Ohio National Guard, will be released from arrest.

IV.—Surgeon *James W. Pettinos*, U. S. Vols., 1st Lieut. *Carter L. Snowden*, 183d Regt. Pa. Vol. Inf'y, and 1st Lieut. *Asher S. Tibbals*, Co. I, 131st Regt. Ohio National Guard, having been sentenced to be dismissed the service, cease to be officers in the military service of the United States from this day.

V.—The sentences against *Isaac Cooper*, Co. D, 1st E. S. Md. Vols., *John Brady*, a substitute from the Third District of Maryland, and *James Vickers*, a drafted man from the Third Congressional District of Maryland, will be carried into execution, and they will be conveyed to and confined at hard labor at the Dry Tortugas, for the periods of their respective sentences.

VI.—The General Court Martial, of which Major H. B. McILVAINE is President, is hereby dissolved.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. General.

OFFICIAL:

James R. [Signature]
Major A. D. C.

HEADQUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,
BALTIMORE, MD., August 19, 1864.

GENERAL ORDERS }

No. 67. }

1.—Before a Military Commission convened at Baltimore, Maryland, by Special Orders No. 134, &c., from these Headquarters, of which Lieutenant Colonel H. D. MUNSON, 159th O. N. G., is President, were arraigned and tried :

1. *Terence P. Coyle*, a citizen.

CHARGE 1ST :

Holding secret and unauthorized communications with the enemies of the United States within the State of Maryland while under martial law.

Specification.—In this, that *Terence P. Coyle*, copper and leecher, a citizen of Baltimore, Maryland, on or about the 15th day of July, 1864, at Baltimore aforesaid, the said city and State being then under martial law by proclamation of the Commanding General of the Middle Department of the Army of the United States, did in a time of war and rebellion against the supreme authority of the United States, communicate with, without authority therefor, and conceal and aid to escape a certain spy from the Army of the so-called Confederate States, to wit: one ——— Bolling, he, the said Coyle,* then and there well knowing the said Bolling to be a spy in the Rebel service.

CHARGE 2D :

Violation of the Laws of War as laid down in Paragraph 86, of the General Order No. 100, from the War Department, April 24, 1863.

Specification.—In this, that the said *Terence P. Coyle*, copper and leecher, a citizen of Baltimore, Maryland, on or about the 15th day of July,

1864, at the said city, held intercourse between the said city, within the lines of the Army of the United States, without authority therefor, and places within the lines of the Army of the so-called Confederate States, then at war with the United States, by receiving, concealing, communicating with and aiding to escape from said city a certain emissary or spy from the military authorities of the so-called Confederate States, to wit: one ——— Bolling.

CHARGE 2d:

Aiding and abetting the enemies of the United States.

Specification.—In this, that the said *Terence P. Coyle*, copper and leecher, a citizen of Baltimore, was on or about the 1st day of July, 1864, and on or about the 15th day of July, 1864, and continually between those days, engaged in procuring clothes and uniforms for soldiers in the military service of the so-called Confederate States, then at war with the United States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *Terence P. Coyle*, as follows:

Of the specification to the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification to the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Not guilty."

Of the 3d charge, "Guilty."

And the Commission do therefore sentence him, the said *Terence P. Coyle*, "To be imprisoned for and during the war at such place as the Commanding General may designate."

2. *Joshua H. Shipley*, a citizen.

CHARGE :

Violation of the Laws of War by holding unauthorized intercourse within a district under martial law with the enemies of the United States.

Specification 1st.—In this, that *Joshua H. Shipley*, a citizen, on or about the 10th day of July, 1864, at or near Marriottsville, Maryland, within the district proclaimed to be under martial law by the Commanding General of the Middle Department of the military organization of the Army of the United States, did receive and entertain in his house and hold intercourse and communication without authority therefor, with certain soldiers of the Army of the so-called Confederate States, at war with the United States.

Specification 2d.—In this, that he the said *Joshua H. Shipley*, a citizen, did on or about the 10th day of July, 1864, at or near Marriottsville, Maryland, within a district proclaimed to be under martial law by order of the Commanding General of the Middle Department of the military organization of the United States, combine with certain soldiers of the Army of the so-called Confederate States, then at war with the United States, to arrest, rob and make prisoners of certain soldiers of the Army of the United States, and in furtherance of the said purposes of said combination, did conceal and harbor in his house, at the time and place aforesaid, the said soldiers of the Army of the so-called Confederate States, and did inveigle and betray to said soldiers certain soldiers of the Army of the United States, whose names are unknown, and rob and make prisoners of war of the same.

To which charge and specifications the accused pleaded as follows :

Of the 1st specification, "Not guilty."

Of the 2d specification, "Not guilty."

Of the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification, "Guilty," with the exception of the words, "Receive and entertain in his house and."—

Of the 2d specification, "Guilty," with the exception of the words, "Did conceal and harbor in his house, at the time and place aforesaid, the said soldiers of the Army of the so-called Confederate States."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Joshua H. Shipley*, "To be imprisoned for and during the period of one year from the date of arrest, (July 10th, 1864,) at such place as the Commanding General may designate, and then to be released upon the payment of one thousand (\$1,000) dollars to the Government of the United States, or in default of payment of said amount, to be imprisoned for and during the war."

3. *Henry T. Howard*, a citizen.

CHARGE:

Violation of the Laws of War as laid down in Paragraph 86 of General Order No. 100 from the War Department, April 24, 1863.

Specification—In this, that *Henry T. Howard*, a citizen, on or about the 20th day of June, 1864, at or near Somerset county, Maryland, was engaged in carrying on intercourse between the State of Maryland, within the lines of the Army of the United States, then at war with the so-called Confederate States, and the State of Virginia, within the lines of the Army of the so-called Confederate States, without lawful authority for such intercourse, and did in the prosecution of such unlawful intercourse, a short time previously to the said 20th of June, pass from the said State of Maryland, within the lines of the said Army of the United States, at war as aforesaid, into the said State of Virginia, and on or about the said 20th of June did return into Maryland.

To which charge and specification the accused pleaded as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Henry T. Howard*, "To be imprisoned for and during the period of fifty (50) days from the date of arrest, (June 20th, 1864,) at such place as the Commanding General may designate."

4. *George Sinclair*, now or late of the Army of the so-called Confederate States.

CHARGE:

Violation of the Laws of War as laid down in Paragraph 86 of General Order No. 100 from the War Department, April 24, 1863.

Specification.—In this, that *George Sinclair*, now or late of the Army of the so-called Confederate States, on or about the 20th of June, 1864, at or near Smith's Island, Maryland, was engaged without lawful authority therefor, in intercourse between the State of Maryland, within the lines of the Army of the United States, then at war with the so-called Confederate States, and the State of Virginia, within the lines of the Army of the so-called Confederate States, he, the said *George Sinclair*, having on or about the said 20th of June, 1864, passed from the said State of Virginia into Maryland as aforesaid.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And they do therefore acquit the accused.

6. *Charles A. Wyvill*, now or late of the Army of the so-called Confederate States.

CHARGE :

Violation of the Laws of War, as laid down in Paragraph 86 of the General Order No. 100, from the War Department, April 24, 1863.

Specification.—In this, that *Charles A. Wyvill*, now or late of the Army of the so-called Confederate States, on or about the 20th day of June, 1864, at or near Smith's Island, Maryland, was engaged in intercourse, without lawful authority therefor, between the State of Maryland, within the lines of the Army of the United States, then at war with the so-called Confederate States, and the State of Virginia, within the lines of the Army of the so-called Confederate States, he, the said *Charles A. Wyvill*, having on or about the said 20th day of June passed from the said State of Virginia into the said State of Maryland as aforesaid.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And the Commission acquit the accused.

6. *John Hampton*, now or late of the Army of the so-called Confederate States.

CHARGE :

Violation of the Laws of War as laid down in Paragraph 86 of the General Order No. 100, from the War Department, April 24, 1863.

Specification.—In this, that *John Hampton*, now or late of the Army of the so-called Confederate States, on or about the 20th day of June,

1864, at or near Smith's Island, Maryland, was engaged without lawful authority therefor, in intercourse between the State of Maryland, within the lines of the Army of the United States, then at war with the so-called Confederate States, and the State of Virginia, within the lines of the Army of the so-called Confederate States, by passing on or about the said 20th day of June, 1864, from the said State of Virginia as aforesaid into the State of Maryland.

To which charge and specification the accused pleaded as follows:
To the specification. "Not guilty."
To the charge. "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification. "Not guilty."
Of the charge. "Not guilty."

And they do therefore acquit the accused, *John Hampton*.

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution.

III.—*George Sinclair*, *John Hampton* and *Charles A. Wyrill*, having been acquitted by the Commission, in view of a defence which admits the facts, but presents a justification in the purposes with which the facts were committed, will be held by the Provost Marshal until further orders.

IV.—The sentences of *Terence P. Coyle*, *Joshua H. Shipley* and *Henry T. Howard* will be carried into execution. *Howard* will be confined at Fort Mchenry during the remaining period of his sentence. *Shipley* and *Coyle* will be imprisoned at Fort Mchenry for the term of their respective sentences.

V.—The Military Commission of which Lieut. Col. H. D. Munson is President, is hereby dissolved.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Lt. Col. and A. A. Gen'l.

OFFICIAL
James P. [Signature]
Major
A. D. C.

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HEADQUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD, August 23, 1864.

GENERAL ORDERS }
No. 68. }

1.—Before a Military Commission convened at Baltimore, Maryland, by Special Orders Nos. 134, 145, 161, 168, 170, from these Headquarters, of which Lieut. Col. H. D. MUNSON, 159th Ohio National Guards is President, were arraigned and tried :

1. *Hiram Richardson*, now or late of the Army of the so-called Confederate States.

CHARGE 1ST :

Acting as a Spy.

Specification.—In this, that *Hiram Richardson*, now or late of the Army of the so-called Confederate States, on or about the 14th day of July, 1864, at Baltimore, Maryland, in a time of war and rebellion against the supreme authority of the United States, was found acting as a spy in and about the posts, quarters, fortifications and encampments of the United States.

CHARGE 2D :

Lurking as a spy in and about the posts, quarters, fortifications and encampments of the Army of the United States.

Specification.—In this, that he the said *Hiram Richardson*, now or late of the Army of the so-called Confederate States, on or about the 14th day of July, 1864, at Baltimore, Maryland, in a time of war and rebellion against the supreme authority of the United States, was found lurking as a spy in and about the posts, quarters, encampments and fortifications of the Army of the United States.

To which charges and specifications the accused pleaded as follows :
 Of the specification of the 1st charge, "Not guilty."
 Of the 1st charge, "Not guilty."
 Of the specification of the 2d charge, "Not guilty."
 Of the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, "Guilty."
 Of the 1st charge, "Guilty."
 Of the specification of the 2d charge, "Guilty."
 Of the 2d charge, "Guilty."

And the Commission do therefore sentence him, the said *Hiram Richardson*, in accordance with section 38 of the Act of Congress, approved March 3d, 1863, "to be hung by the neck until dead, at such time and place as the Commanding General may designate, two-thirds of the Commission concurring therein."

2. *William Hart*, now or late of the Army of the so-called Confederate States.

CHARGE 1ST :

Acting as a Spy.

Specification.—In this, that *William Hart*, now or late of the Army of the so-called Confederate States, on or about the 14th day of July, 1864, at Baltimore, Maryland, in a time of war and rebellion against the supreme authority of the United States, was found acting as a spy in and about the posts, quarters, fortifications and encampments of the Army of the United States.

CHARGE 2D :

Lurking as a spy in and about the posts, quarters, fortifications and encampments of the Army of the United States.

Specification.—In this, that he *William Hart*, now or late of the Army of the so-called Confederate States, on or about the 14th day of July,

1864, in a time of war and rebellion against the supreme authority of the United States, was found lurking as a spy in and about the posts, quarters, fortifications and encampments of the army of the United States, at or near Baltimore, Maryland.

To which charges and specifications the accused pleaded as follows :

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *William Hart*, as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore sentence him the said *William Hart*, in accordance with sec. 33 of the Act of Congress, approved March 3d, 1863, "to be hung by the neck until dead, at such time and place as the Commanding General may designate, two-thirds of the Commission concurring therein."

II.—The proceedings, findings and sentences in the foregoing cases of *Hiram Richardson* and *William Hart* are approved and confirmed.

III.—The Commanding General, from respect for the recommendation of the Commission in the case of *Hiram Richardson*, and a full consideration of the youth of the prisoners, and the facts of their cases, which are substantially the same in both, remits the penalty of death, and in lieu thereof, orders that the said prisoners be confined in Fort Warren during the war.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. Gen'l.

OFFICIAL

James R. [Signature]
MGT
A. D. C.



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HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }

EIGHTH ARMY CORPS.

No. 70.

Baltimore August 30th 1864.

General Orders No. 59, from these Head-Quarters approving the proceedings of the General Court Martial convened at Camp Parole near Annapolis Md., is hereby revoked and the said proceedings are disapproved and annulled inasmuch as it does not appear from the record that the Judge Advocate was sworn in the presence of the prisoner. Sergt. George Davis Co. "G" 5th U. S. Artillery, Sergt. A. G. Smith, Co. "K" 5th N. J. Vols., Corpl. William Barton, Co. "A" 1st Md. Cav. and John Shea, teamster, will therefore will be released from arrest and restored to duty.

By Command of MAJOR GEN'L. WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

OFFICIAL;

A. D. C.



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HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }

EIGHTH ARMY CORPS.

No. 74. }

Baltimore September 19th 1864.

Before a General Court Martial convened at Baltimore, Maryland, by virtue of Special Orders No. 206, Par. 5, Head-Quarters Middle Dept. 8th Army Corps, Baltimore August 17th 1864, and of which Col. G. A. PIERSON 5th Mass. Vol. Militia is President was, arraigned and tried.

1. *George W. McDonald alias M. M. Dunning, of the 3rd Regt. Md. Cavalry.*

CHARGE 1ST DESERTION.

Specification.—In this, that he George McDonald otherwise called M. M. Dunning of the 3rd Regt. of Maryland Volunteer Cavalry, being a soldier in the Military Service of the United States, did on or about the 1st day of January 1864, at or near Baltimore, Maryland, desert the said service and regiment, and remain absent from the same until arrested, on or about the 30th day of March 1864.

CHARGE 2ND.—*Assault with intent to kill.*

Specification 1st.—In this, that the said George McDonald, otherwise called M. M. Dunning, a soldier in the Military Service of the United States, had deserted the said Service, and was concealed in Montgomery County, Maryland, at which place, on or about the 30th day of March 1864, he the said McDonald, otherwise called Dunning, did resist Sergeant Haugh and other soldiers of the United States Army, who were duly detailed and authorized to arrest him, in their attempt to execute peaceably and lawfully, the said duty of arresting him, and that he the said McDonald, otherwise called Dunning, in his said resistance of the said lawful attempt of the said Sergeant Haugh and other soldiers, did discharge a loaded pistol and other deadly weapons at the said Sergeant and the other soldiers with intent to kill and murder him, the said Haugh, and other of his said men.

Specification 2nd.—In this, that he Geo. McDonald, otherwise called M. M. Dunning of the 3rd Regt. of Md. Vol. Cavalry, did on, or about the fifteenth day of March, Eighteen hundred and sixty-four, assault and wound with intent to kill, one Ezekiel Moxley, by discharging a loaded pistol at him, the said Moxley. All this, at or near, Clarksburg, Md., and without provocation on the part of the said Moxley.

To which charges and specifications the accused Sergt. McDonald pleaded as follows:—

To the specification of the 1st charge,	"Guilty."
To the 1st charge,	"Guilty."
To the 1st specification of the 2nd charge,	"Not Guilty."
To the 2nd specification of the 2nd charge,	"Not Guilty."
To the 2nd charge,	"Not Guilty."

The Court having maturely considered the evidence adduced, find the accused Geo. McDonald, otherwise called M. M. Dunning, Sergeant of Company F, 3rd Regiment of Maryland Volunteer Cavalry, as follows:—

Of the specification of the first charge,	"Guilty."
Of the first charge,	"Guilty."
Of the first specification of the second charge,	"Guilty." <i>Except the words</i>
<i>"and other deadly weapons."</i>	
Of the second specification of the second charge,	"Guilty."
Of the second charge,	"Guilty."

CHAPTER I

The first part of the history of the United States is the history of the colonies. The colonies were first settled by Englishmen in 1607, and they grew in number and importance until the middle of the eighteenth century. At that time they were still dependent on Great Britain, but they were beginning to assert their independence.

The second part of the history of the United States is the history of the Revolution. The Revolution began in 1775, and it ended in 1783. The American people fought a long and hard fight for their independence, and they finally won it.

The third part of the history of the United States is the history of the Union. The Union was formed in 1787, and it has since that time been a source of strength and stability for the American people. The Union has grown in size and power, and it has played a leading role in the world.

The fourth part of the history of the United States is the history of the present. The present is a time of great progress and achievement for the United States. The American people have made many contributions to the world, and they continue to do so.

And the Court, do therefore sentence him, George McDonald, otherwise called M. M. Dunning, Sergeant of Company F, Third Regiment of Maryland Volunteer Cavalry. "To be shot to Death with musketry, at such time and place as the Commanding General may direct, two thirds of the members of the Court concurring in the sentence.

II. The proceedings, findings and sentence in the foregoing case of Sergeant George McDonald, alias M. M. Dunning, are hereby approved and confirmed.

III. *The Sentence will be carried into Execution at Fort McHenry, on the 21st day of September, 1864, between the hours of nine and twelve o'clock, A. M.*

By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,
Asst. Adj. General.

OFFICIAL;

A. D. C.

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., Sept. 19, 1864.

GENERAL ORDERS }
}

No. 75.

I.—Before a General Court Martial, convened at Baltimore, by virtue of Special Orders No. 206, par. 5, from these Head-Quarters, August 17, 1864, of which Col. G. A. Pierson, 5th Mass. Vol. Militia, is President, were arraigned and tried.

1. Capt. *E. W. Andrews*, A. A. G. Vols.

CHARGE:

Conduct to the prejudice of good order and Military Discipline.

Specification 1st.—In this, that *E. W. Andrews*, Capt. and A. A. Genl., U. S. V., did, on or about the 18th day of September, 1863, at or near Fort McHenry, Maryland, agree to receive, and did receive, through his wife, a bribe of one thousand dollars, from one T. R. Quinn, as an inducement to use his (*Andrews*) official influence and position, to procure for said Quinn certain Missouri State Bonds, from Brig. Gen. Lockwood, taken from one H. O'Neil, a political prisoner, and held by said Lockwood, as said prisoner's property.

Specification 2d.—In this, that he, the said *E. W. Andrews*, Capt. and A. A. Genl. U. S. V., as aforesaid, did, at or near Fort McHenry, Maryland, on or about the 18th day of September, 1863, agree to accept a bribe of one thousand dollars from T. R. Quinn, as an inducement to use his, said *Andrews'*, influence with Brig. Gen. H. H. Lockwood, in procuring for said Quinn, from said Lockwood, three Missouri State Bonds, of one thousand dollars each, held by said Lockwood as the property of one H. O'Neil, a political prisoner, from whom they

had been taken at the time of his arrest, and that the said *Andrews* did, then and there, induce the said Lockwood to deliver the said bonds to the said Quinn, and did, through his wife, receive the said bribe of one thousand dollars.

Specification 3d.—In this, that he, the said *E. W. Andrews*, Capt. and A. A. Genl., U. S. V. as aforesaid, did on or about the 16th day of September, 1863, at or near Fort McHenry, Md., agree with a certain T. R. Quinn, for the consideration of one thousand dollars, to use his influence with Brig. Genl. H. H. Lockwood, to induce the said Lockwood to give up to the said Quinn, three Missouri State Bonds, of one thousand dollars each, which had been taken from one H. O'Neil, a political prisoner, at the time of his arrest, and were held by the said Lockwood as the property of said O'Neil; and that the said *Andrews* did, then and there, induce the said Lockwood to deliver said bonds to said Quinn, under pretence that he, said *Andrews*, acted at the request, and in the service of said O'Neill, when in fact, he acted for Quinn, to procure the bonds for Quinn, that he, *Andrews*, might receive said sum of one thousand dollars from Quinn, which said sum he did then and there receive, through his wife, in consideration of the premises.

Specification 4th.—In this, that the said *E. W. Andrews*, Capt. and A. A. Genl., U. S. V. as aforesaid, did on or about the 15th day of September, 1863, at or near Fort McHenry, Md., agree with one T. R. Quinn for, and in consideration of, one thousand dollars, to be paid to the wife of said *Andrews*, that he, said *Andrews*, would use his influence, and that of his official position, to procure for the use of said Quinn, from Brig. Genl. H. H. Lockwood, three bonds of the State of Missouri, for one thousand dollars each, then in the care of said Lockwood, as the property of one H. O'Neil, a prisoner, from

whom they had been taken at the time of his arrest, and that said *Andrews*, in pursuance of said agreement, on or about the 15th day of September, 1863, at the said Fort, addressed a letter to said Lockwood, through said Quinn, requesting that said bonds should be transmitted to him, said *Andrews*, that he might adjust certain differences in regard to the same, between said Quinn and said O'Neil, he, said *Andrews*, stating in said letter, that he acted in the service, and at the request of O'Neil, as well as Quinn, and that said *Andrews* did, then and there, by means of said letter, procure said bonds, to be delivered to said Quinn by said Lockwood, and received therefor one thousand dollars, paid as herein before stated to have been agreed upon; whereas, in point of fact, said *Andrews* had no authority from said O'Neil to act in the premises, nor any purpose to adjust any differences between said O'Neil and Quinn, but used that pretence, and abused his official position and relation to the military service, to obtain for himself and Quinn as aforesaid, the said property held of said O'Neil as above set forth.

Specification 5th.—In this, that he, the said *E. W. Andrews*, Capt. and A. A. Genl., U. S. V. as aforesaid, whilst Captain in the 6th Regiment, New York Artillery, and A. A. Genl., 2d Separate Brigade, 8th Army Corps, did, from improper business connections with one T. R. Quinn, a prisoner in his custody, and paroled by him, and did aid the said Quinn in the procurement of money, and in the purchase of vessels, and in the procurement of a license to trade on the Eastern Shore of Virginia, within the lines of the Army of the United States, well knowing that the said Quinn had been arrested, and was held in custody at Fort McHenry, until paroled by the said *Andrews*, for having violated the laws of war, in attempting to convey a large amount of medicines from within the lines of the Army of the United States, then at

war with the so-called Confederate States, into the lines of the Army of the said Confederate States, and that the said Quinn did design to use the said license and business and vessel, which the said *Andrews* aided him to procure, as a cover, pretext, and means of conducting an unlawful trade between said territories occupied as aforesaid by the respective Armies of the said belligerent States, that is, the United States and the so-called Confederate States. All this at or near Fort McHenry, Maryland, during the months of May, June, July, and the succeeding months of the year 1863.

Specification 6th.—In this, that he, Capt. *E. W. Andrews*, A. A. Genl., U. S. Vols., did visit U. S. Marshal Bonifant's office, in the city of Baltimore, Maryland, and intercede with one D. Vance, the Deputy of this said Bonifant, to procure a vessel for one Terrence R. Quinn, to use on the Chesapeake Bay, and he, the said *Andrews*, knowing at the same time that the said Quinn was under parole for conveying, or attempting to convey, contraband goods in a vessel into the so-called Confederate States. The said Quinn did design to use the said vessel, which the said *Andrews* aided him to procure, as a cover, pretext and means of conducting an unlawful trade between the United States and the so-called Confederate States. This at or near Baltimore, Maryland, on or about the 22d day of October, 1863.

Specification 7th.—In this, that he, Capt. *E. W. Andrews*, A. A. Genl., U. S. Vols., did, by his official position, secure a pass for one Terrence R. Quinn, to be admitted into the Military Head-Quarters at Fort McHenry, Maryland, until further orders, for the purpose of seeing him, the said *Andrews*. This in abuse of his official position, and in order more effectually to continue his, said *Andrews*, assistance to said Quinn in conveying merchandise on the Chesapeake Bay, said *Andrews* knowing that

said Quinn was then under parole for conveying, or attempting to convey, a lot of contraband goods into the so-called Southern Confederacy. This at or near Fort McHenry, Maryland, on or about the 18th day of December, 1863.

Specification 8th.—In this, that Capt. *E. W. Andrews*, A. A. Genl. U. S. Vols., did recommend one Terrence R. Quinn, then a prisoner under parole for conveying, or attempting to convey, contraband goods into Virginia, as a proper person to keep a store in Accomac County, Virginia, and through his official position, and upon his recommendation, did induce Col. Fish, then Provost Marshal, 8th Army Corps. at Baltimore, Maryland, to give authority to said Quinn to keep the said store; the said Quinn, at the same time, was endeavoring to get the said store for the purpose of dealing in contraband goods. This at or near Baltimore, Maryland, on or about the 11th day of August, 1863.

To which charge and specifications the accused pleaded as follows :

To the 1st specification, "Not guilty."

To the 2d specification, "Not Guilty."

To the 3d specification, "Not guilty."

To the 4th specification, "Not Guilty."

To the 5th specification, the accused was excused from pleading thereto, and it was not entertained by the Court.

To the 6th specification, "Not guilty."

To the 7th specification, "Not guilty."

To the 8th specification, "Not guilty."

To the Charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, Capt. *E. W. Andrews*, Asst. Adjt. Genl. U. S. Vols., as follows :

Of the 1st specification, "Not guilty."

Of the 2d specification, "Not guilty."

Of the 3d specification, "Not guilty."

Of the 4th specification, "Not guilty."

Of the 5th specification, the accused was excused from pleading thereto, and it was not entertained by the Court.

Of the 6th specification, "Not guilty."

Of the 7th specification, "Not guilty."

Of the 8th specification, "Not guilty."

Of the Charge, "Not guilty."

And the Court do therefore honorably acquit him.

2. Capt. *Bernard Kiernans*.

CHARGE 1st:

Drunkenness while in Uniform.

Specification.—In this, that he, Capt. *Bernard Kiernans*, Co. A, 93d Regt. N. Y. S. N. G., did, on or about the sixth (6) day of August, 1864, obtain permission from his Commanding Officer to visit the city of Annapolis, Md., and did become intoxicated while in uniform, and returned to his quarters, at Parole Camp, in a drunken state. All this at Parole Camp, near Annapolis, Md.

CHARGE 2d:

Drunkenness while on Duty.

Specification.—In this, that he, Capt. *Bernard Kiernans*, Co. A, 93d Regt. N. Y. S. N. G., did, on or about the first day of August, 1864, appear on duty and took command of Co. A, 93d Regt. N. Y. S. N. G., at dress parade, in a drunken condition. All this at Parole Camp, near Annapolis, Md.

CHARGE 3d:

Conduct unbecoming an Officer and a Gentleman.

Specification.—In this, that he, the said Capt. *Bernard Kiernans*, Co. A, 93d Regt. N. Y. S. N. G., did receive permission from his Commanding Officer, to visit Annapolis, Md., and did return to Parole Camp in a drunken condition, passing through the camp, and in view of a large number of officers and enlisted men, to his quarters, receiving the jeers of the soldiers, to the manifest injury and disgrace of the public service. All this at Parole Camp, near Annapolis, Md., on or about the 6th day of August, 1864.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the first charge, "Guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d specification, "Not guilty."

To the specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, Capt. *Bernard Kiernans*, of Co. A, 93d Regt. N. Y. S. N. G., as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, the said Capt. *Bernard Kiernans*, of Co. A, 93d Regt. N. Y. S. N. G., "to be dismissed the service of the United States."

II.—The proceedings, findings and sentence in the foregoing cases, are approved and confirmed.

III.—Captain *E. W. Andrews* having been acquitted by the Court, will be released from arrest, and restored to duty.

IV.—Captain *Bernard Kiernans*, Co. A, 98d Regt. N. Y. S. N. G., having been sentenced to be dismissed the service, ceases to be an officer in the military service of the United States from this day.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Assistant Adjutant General.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS.

BALTIMORE, MD., *Sept. 20th* 1864.

GENERAL ORDERS, }
No. 76. }

I.—Before a Military Commission, which convened at Baltimore, Md., by virtue of Par. 7, Special Orders No. 206, Head-Quarters, Middle Department, 8th Army Corps, Baltimore, August 17, 1864, and of which Lieut. Col. C. T. HANLEY, 8th Mass. Vol. Militia, is President, were arraigned and tried:

1. *Dorsey Taylor.*

CHARGE:

Violation of the Laws of War, in holding unauthorized intercourse with the Enemies of the United States.

Specification 1st.—In this, that *Dorsey Taylor*, a citizen, on or about the 11th day of July, 1864, in Baltimore county, Maryland, during the invasion by the public enemy of the said State, held unauthorized and unnecessary intercourse with the soldiers of the hostile army, and gave them information and aid.

Specification 2d.—In this, that said *Dorsey Taylor*, a citizen, in Baltimore county, Md., on or about the 11th day of July, 1864, during an invasion of the said State and county by the public enemy, held voluntary intercourse with the soldiers of the said invading army, and gave them important aid and information, and accompanied them voluntarily, and acted as a guide to them in the prosecution of the purposes of the said invasion.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING:

The Commission having maturely deliberated upon the testimony adduced, find him, the said *Dorsey Taylor*, as follows:

Of the 1st specification of the charge, "Guilty," except the words, "and gave them information and aid."

Of the 2d specification of the charge, "Guilty," except the words, "and gave them aid and information."

Of the charge, "Guilty,"

SENTENCE:

And the Commission do therefore sentence him, the said *Dorsey Taylor*, "to be imprisoned at hard labor for and during the period of one year, from August 26, 1864, at such place as the Commanding General may designate."

2. *Richard J. Worthington.*

CHARGE 1ST:

Relieving the Enemies of the United States with Victuals, and harboring and protecting, in violation of the 56th Article of War.

Specification.—In this, that on or about the 10th day of July, 1864, *Richard J. Worthington*, a citizen, did, at Baltimore Co., Md., relieve the enemies of the United States with victuals, did harbor and protect them whilst invading the said State and county.

CHARGE 2D:

Holding unauthorized intercourse with the Enemies of the United States, in violation of the Laws of War.

Specification.—In this, that he, the said *Richard J. Worthington*, a citizen, did, on or about the 10th day of July, 1864, at Baltimore county, Maryland, hold voluntary and unauthorized intercourse with the enemies of the United States, whilst in hostile invasion of the said State and county, and did relieve them then and there, with victuals, and harbor and entertain them, and aid them with information.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission, having maturely considered the evidence adduced, find the accused, *Richard J. Worthington*, as follows:

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And the Commission do therefore acquit him, the said *Richard J. Worthington*.

3. *James Cullison*.

CHARGE:

Knowingly and wrongfully disposing of Property of the United States, furnished and to be used for the Military Service of the same.

Specification.—In this, that *James Cullison*, in the early part of the month of July, 1864, that is, between the 1st day and the 14th day of the said month, at Baltimore county, Md., being then employed by the officers of the United States in the Provost Marshal's Department, at Baltimore, Md., did, then and there, in the prosecution of his duties in such employment, take and seize for the said military service of the United States, a certain horse, of great value, the property of one Maximilian Blitt, of said county, and did, then and there, knowingly and wrongfully dispose of the said horse thus taken and furnished for the said military service, by returning him and giving him up to the said Maximilian Blitt, for the sum of thirty dollars to him, the said *Cullison*, paid by the said Blitt, in fraud of the United States, and contrary to the law of March 2d, 1863, entitled "An act to prevent and punish frauds upon the United States."

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty"

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *James Cullison*, as follows:

Of the specification of the charge, "Guilty," excepting the words, "in the prosecution of his duties in such employment."

Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *James Cullison*, "to be imprisoned for and during the period of three (3) months from the date of arrest, (July 14, 1864,) at such place as the Commanding General may designate, and at the expiration of that time to be released upon the payment of two hundred and fifty (\$250) dollars, or to be further imprisoned until the same shall have been paid."

4. *F. A. Carr*.

CHARGE:

Violation of the Laws of War, by holding unauthorized intercourse with the Enemies of the United States, within a District under Martial Law.

Specification 1st.—In this, that *F. A. Carr*, a citizen of Baltimore, Md., on or about the 10th day of July, 1864, at or near Baltimore county, Md., and in a district under martial law, by proclamation of the Major General Commanding the Middle Department of the military organization of the United States, held intercourse, without lawful authority, with the enemies of the United States, then and there in hostile invasion of the said State of Maryland.

Specification 2d.—In this, that he, the said *F. A. Carr*, a citizen, on or about the 10th, 11th, and 12th days of July, 1864, at or near Ellicott's Mills, and at or near Randallstown,

Md., and within a district under martial law, held friendly intercourse, without lawful authority, with the soldiers of the army of the so-called Confederate States, then at war with the United States, which said army was then and there in the hostile invasion of the said State of Maryland.

Specification 3d.—In this, that he, the said *F. A. Carr*, on or about the 10th day of July, 1864, went from the city of Baltimore, without authority and unlawfully, to, or near to, Randallstown, Md., and to, or near to, Ellicott's Mills, Md., places under martial law, for the purpose of intercourse with the enemies of the United States, and did, at or near those places, and within the district under martial law, hold friendly intercourse, without any lawful authority, with the said enemies of the United States, to wit: soldiers of the army of the so-called Confederate States, then at war with the United States, and in hostile invasion of the said State of Maryland.

To which charge and specifications, the accused pleaded as follows:

To the 1st specification of the charge, "Not guilty."

To the 2d specification of the charge, "Not guilty."

To the 3d specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, *F. A. Carr*, as follows:

Of the 1st specification of the charge, "Guilty."

Of the 2d specification of the charge, "Guilty."

Of the 3d specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *F. A. Carr*, "to be confined for and during the period of ninety (90) days,

to date from sentence, (Sept. 7, 1864,) at such place as the Commanding General may designate."

5. *Francis Bradley.*

CHARGE :

The use of Seditious Language within the City of Baltimore, tending to the Encouragement of Rebellion.

Specification.—In this, that *Francis Bradley*, a civilian, on or about the 10th day of June, 1864, at Baltimore, Md., did use disloyal and disrespectful language against the President and Government of the United States, and language tending to the encouragement of rebellion, saying, "that he (Bradley) was a Southern man," that "Abraham Lincoln would not be President of the United States two months longer," that "he be damned, if one Southern man was not as good as ten Northerners any time," and various other language of like import, in violation of the order of the Major General Commanding the Middle Department, of June 30, 1863, proclaiming martial law in the said city of Baltimore and elsewhere in the State of Maryland.

To which charge and specification, the accused pleaded as follows :

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having deliberated upon the testimony adduced, find him, the said *Francis Bradley*, as follows :

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Francis Bradley*, "to be confined at hard labor for and during the period of one (1) year, to date from day of arrest, (June 10, 1864,) at such place as the Commanding General may designate."

6. *J. T. Worthington.*

CHARGE:

Holding unauthorized intercourse with the Enemies of the United States.

Specification.—In this, that *John Tolly Worthington*, a citizen, on the 10th, 11th, 12th and 13th days of July, 1864, at Baltimore county, Md., held unauthorized and voluntary intercourse with the enemies of the United States, then in hostile invasion of the said State and county, and did, then and there, aid and encourage the said enemies of the United States, by guiding them, and encouraging them, and affording them useful information.

To which charge and specification, the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission, having maturely deliberated upon the testimony adduced, find the said *John Tolly Worthington*, as follows:

Of the specification of the charge, "Not guilty."

Of the charge, "Not guilty."

And the Commission do therefore acquit him, the said *John T. Worthington*.

II.—The proceedings, findings, and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution.

III.—*J. T. Worthington* and *Richard Worthington*, having been acquitted by the Commission, will be released from confinement.

IV.—The Commanding General designates the "Dry Tortugas" as the place of confinement of the prisoners *Francis Bradley* and *Dorsey Taylor*.

V.—*James Cullison* and *F. A. Carr* will be imprisoned at Fort McHenry for the term of their respective sentences.

BY ORDER OF MAJOR GENERAL WALLACE

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. General.

OFFICIAL :

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }

EIGHTH ARMY CORPS.

No. 77. }

Baltimore September 20th 1864.

I.—Before a Military Commission convened at Baltimore City, State of Maryland, by Par. 7. Special Orders 206, Head-Quarters Middle Department, August 17th 1864, of which LIEUT. COL. C. F. HANLEY, 8th Massachusetts Vol. Militia is President, was arraigned and tried.

1. Charles T. Cockey.

CHARGE.

Holding unauthorized communication with the enemies of the United States.

Specification 1st.—In this, that CHARLES T. COCKEY, a citizen, was on or about July the 10th, engaged in unauthorized intercourse with the enemies of the United States, at or near Owings Mills in Baltimore County Maryland.

Specification 2nd.—In this, that the said CHARLES T. COCKEY, a citizen, did, on or about the 10th, and 11th days of July, guide, aid, and assist the enemies of the United States in their invasion of the State of Maryland, to wit, at or near Owings Mills and Cockeysville, and elsewhere in Baltimore County, Maryland, by then and there piloting them through the said County, directing and guiding them to places where they could procure and seize for the use of the rebel Army, horses and other property, and giving them other useful information and assistance.

To which charge and specifications the Accused pleaded as follows :

Of the 1st specification of the charge,	“Not guilty.”
Of the 2nd specification of the charge,	“Not guilty.”
Of the charge,	“Not guilty.”

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification of the charge,	“Guilty.”
Of the 2nd specification of the charge,	“Guilty.”
Of the charge,	“Guilty.”

SENTENCE.

And the Commission do therefore sentence him the said CHARLES T. COCKEY. “To be imprisoned for and during the period of five (5) years, to date from the day of arrest, (July 14th 1864,) at such place as the Commanding General may designate, and then to be released upon the payment of one thousand (\$1000) dollars to the Government of the United States, or in default of paying the same, to be further imprisoned, until the same shall have been paid.”

II. The proceedings, finding and sentence in the foregoing case are approved and confirmed and the sentence will be carried into execution.

III. The General Commanding designates Fort Warren as the place of confinement of the prisoner, CHARLES T. COCKEY.

By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

OFFICIAL;

1911

1911

Received of the Treasurer of the University of Chicago
the sum of \$100.00 for the year 1911

Given in full payment of the account of the Treasurer
of the University of Chicago for the year 1911

Witness my hand and the seal of the University of Chicago
this 1st day of January 1911

Very truly yours,
The Treasurer

Accepted for the Treasurer of the University of Chicago
this 1st day of January 1911

Very truly yours,
The Treasurer

Accepted for the Treasurer of the University of Chicago
this 1st day of January 1911

Very truly yours,
The Treasurer

HEAD-QUARTERS.

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., Sept. 21, 1864.

GENERAL ORDERS }
 }

No. 78. }

Before a Military Commission convened at Baltimore city, Md., by virtue of Par. 1, Special Orders 223, Head-Quarters Middle Department, Sept. 6, 1864, of which Col. G. H. PIERSON, 5th Mass. Vol. Militia, is President, was arraigned and tried :

1. *Charles D. Hiss.*

CHARGE 1ST :

Procuring a false enlistment, and the release of a man drafted into the service of the United States, by fraud and deception.

Specification 1st.—In this, that *Charles D. Hiss*, a Substitute Broker, authorized and accepted as such by Col. N. L. Jeffries, then in charge of the recruiting and enlisting service of the United States, within the State of Maryland, on or about the 10th day of August, 1864, at Baltimore city, Md., did cause by misrepresentation and fraud, one Benjamin Pollard, to be put into the Military service of the United States as a substitute for one Louis Merceret, a drafted man from the 10th ward of the said city ; he the said *Hiss*, having then and there deceived the said Pollard by representations that he was about to engage him in employment upon one of the gunboats of the United States, while he was in fact enlisting him as a soldier and substitute as aforesaid. By which misrepresentations the officers of the Government of the United States were induced to accept the said Pollard as a substitute, and so put him into the service irregularly and improperly.

Specification 2d—In this, that the said *Charles D. Hiss*, a Substitute Broker, on or about the 10th day of August, 1864, at Baltimore, Md., did, as a Substitute Broker and Agent, authorized and accepted as such, combine with John Bailey and William H. Bailey, citizens, by fraud and falsehood, to have one Benjamin Pollard put into the service of the United States as a substitute for one Louis Merceret, a drafted man from the 10th ward of said city, he, the said *Hiss*, having deceived the said Pollard then and there, by stating that he was about to be hired in the United States service on board of a gunboat, for which he, said *Hiss*, would give him one hundred dollars in excess of his wages, when in fact said *Hiss* was enlisting him in the Military service as aforesaid, for which said *Hiss* did receive five hundred and fifty dollars from said Merceret, or some one in his behalf, by which misrepresentation and fraud, and by threats and intimidation used by the said John and William H. Bailey, the said Pollard was falsely and fraudulently put into the Military service of the United States as aforesaid, at the time and place aforesaid.

Specification 3d.—In this, that the said *Charles D. Hiss*, a Substitute Broker and Agent, authorized and accepted as such, on or about the twenty-eight day of July, eighteen hundred and sixty-four, at Baltimore, Md., did by fraud and deceit, enlist into the service of the United States one Otto Dutton, otherwise called Otho Dutton, as a substitute for one John T. Hardesty, drafted in the 5th Congressional District of Maryland, he, the said *Hiss*, having deceived the said Dutton by representations that he, the said Dutton, was to be engaged in the service as a teamster, and not as a soldier, while he, the said *Hiss*, imposed upon the officers of the United States engaged in that behalf, that the said Dutton was willing to be enlisted in the army as a soldier, and thus deceived and defrauded the said Government.

CHARGE 2D:

Defrauding Substitutes.

Specification 1st.—In this, that he, *Charles D. Hiss*, a citizen of Baltimore, Maryland, and an authorized Substitute Agent, did, on or about the 28th day of July, 1864, at or near Ellicott's Mills, Md., defraud one Otto Dutton, otherwise called Otho Dutton, a substitute for one John T. Hardesty, who had been drafted into the military service of the United States from Prince George's County, Md., by receiving from the said Hardesty, or some one in his behalf, the sum of five hundred dollars, more or less, to be paid to the said Dutton, on condition that he, the said Dutton, would enter the service of the United States as a substitute for the said Hardesty, and he, the said *Hiss*, did only pay to the said Dutton, who did fulfill his part of the said agreement, the sum of one hundred (\$100) dollars, and did, by misrepresentations and other unlawful means, defraud the said Dutton out of the remainder of the said money, which he was justly entitled to, that is, the sum of four hundred dollars.

Specification 2d.—In this, that he, *Charles D. Hiss*, a citizen of Baltimore, Md., and an authorized Substitute Agent, did, on or about the 10th day of August, 1864, at or near Baltimore, Md., defraud one Benjamin Pollard, a substitute for one Louis Merceret, who had been drafted into the military service of the United States from the 10th ward of the said city, by receiving from the said Merceret, or some one in his behalf, the sum of five hundred and fifty dollars, more or less, to be paid to the said Pollard, on condition that he, the said Pollard, would enter into the service of the United States as a substitute for the said Merceret, and he, the said *Hiss*, did only pay to the said Pollard, who did fulfill his part of said agreement, the sum of one hundred dollars, and did, by misrepresentations and other unlawful means, defraud the said Pollard out of the remainder of the said

money, which he was justly entitled to, that is, the sum of four hundred and fifty dollars.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 3d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission, having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Not guilty."

Of the 2d specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the 1st specification of the 2d charge, "Not guilty."

Of the 2d specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And the Commission do therefore acquit him.

II.—The proceedings and findings in the above case are approved and confirmed. The accused, *Charles D. Hiss*, having been acquitted by the Commission, will be released from arrest and confinement.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. Gen'l.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS.

BALTIMORE, MD., Sept. 21, 1864.

GENERAL ORDERS, }

No. 79. }

I.—Before a General Court Martial, convened at Wilmington, Delaware, by virtue of Par. 4, Special Orders No. 224, Head-Quarters Middle Department, September 7th, 1864, of which Lieut. Col. WM. DELACY, 164th N. Y. Vols., is President, were arraigned and tried:

1. *William Doepler*, private Co. D, 8th Regt. Del. Vols.

CHARGE:

Desertion.

Specification.—In this, that private *William Doepler*, of Co. D, 8th Del. Vols., having been mustered into the service of the United States the 8d day of September, 1864, was ordered to report at rendezvous at corner of 4th and King streets, Wilmington, Delaware, and remain there until ordered to camp; that he reported on the morning of the 4th, and was not seen again by his Company Officers through the day; that he was arrested in the cars on the P. W. & B. R. R., between Chester and Grey's Ferry Bridge, on the evening of the 4th, about 8 o'clock, by Lieut. Edward A. Noble, of Co. B, 193d Regt. Pa. Vols., he, Lieut. Noble, having been sent for the purpose of arresting members of that company who were supposed to be deserting.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court, having maturely deliberated upon the testimony adduced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Court do sentence him, *William Doehler*, of Co. D, 8th Del. Vols., "to forfeit all pay and allowances during the whole term of his enlistment, and be compelled to labor during said term on some government works, with ball and chain attached to his right leg."

2. *James E. Giles*, 1st Sergt. Co. A, 193d Regt. Pa. Vols.

CHARGE 1ST :

Drunkenness.

Specification.—In this, that he, the said *James E. Giles*, 1st Sergt. Co. A, 193d Regt. Pa. Vols., did, on or about the 6th day of September, 1864, enter the quarters of his Company in a state of intoxication. This at Camp Smithers, near Wilmington, Delaware.

CHARGE 2D :

Breach of Arrest.

Specification.—In this, that he, the said *James E. Giles*, 1st Sergt. Co. A, 193d Pa. Vols., having been ordered under arrest by the Commanding Officer of his Company, did, on or about the 7th day of Sept., 1864, absent himself from his quarters, disregarding his arrest. This at Camp Smithers, near Wilmington, Del.

CHARGE 3D :

Absence without leave.

Specification.—In this, that he, the said *James E. Giles*, 1st Sergt. Co. A, 193d Regt. Pa. Vols., did, on or about the 7th day of Sept., 1864, leave camp without permission, and did remain absent therefrom, without authority, for two days. This at Camp Smithers, near Wilmington, Del.

To which charges and specifications, the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Guilty."

To the 2d charge, "Guilty."

To the specification of the 3d charge, "Guilty."

To the 3d charge, "Guilty."

FINDING.

The Court having maturely deliberated upon the testimony adduced, find the accused, as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, 1st Sergt. *James E. Giles*, of Co. A, 193d Pa. Vols., "to be reduced to the ranks, from the 6th day of September, 1864, and to forfeit one month's pay."

3. *James Coverdale*, private Co. F, 1st Del. Vet. Vol. Inf'y.

CHARGE 1ST:

Desertion.

Specification.—In this, that he, the said *James Coverdale*, private of Co. F, 1st Del. Vet. Vol. Inf'y, having leave of absence from Emory Hospital, Washington, D. C., for thirty days, and having over stayed his time, between two and three months, was arrested for desertion, on the 10th of September, 1864, at Wilmington, Del.

CHARGE 2D:

Forgery.

Specification.—In this, that he, the said *James Coverdale*, of Co. F, 1st Del. Vet. Vol. Inf'y, did, on or about the 10th day of September, 1864, at or near the city of Wilmington, Del., write passes for one William Meredith, of Co. F, 9th Del. Vol. Inf'y, and one Richard H. Simpson, Co. F, 9th Del. Vol. Inf'y, and did fraudulently sign thereto the name of J. Humphreys, Captain, commanding said company, without the knowledge or consent of said Captain.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Guilty."

To the 2d charge, "Guilty."

FINDING.

The Court, having maturely deliberated upon the testimony adduced, find the accused, as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Not guilty," but guilty of absence without leave.

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, *James Coverdale*, private of Co. F, 1st Del. Vet. Vol. Inf'y, "to forfeit all pay and allowances for a period of six months."

II.—The proceedings, findings, and sentences are approved and confirmed, and the sentences will be carried into execution.

III.—The Commanding General designates City Point and Fort McHenry, as the places at which the latter portion of the sentence of private *William Doehler*, Co. D, 8th Del. Vols., shall be executed.

BY ORDER OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Lt. Col. and A. A. General.

OFFICIAL :

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 80. }

EIGHTH ARMY CORPS.

Baltimore September 21st 1864.

Before a General Court Martial convened at Annapolis, Maryland, by virtue of Par. 4, Special Orders 212, Head-Quarters Middle Dept., August 24th, 1864, of which Col J. W. CONINE, 5th U. S. Colored Troops is President, was arraigned and tried :

1. 1st Lieut. Z. W. Christopher, Co. C, Purnell Legion, Md. Vols.

CHARGE 1ST. DESERTION.

Specification 1st.—In this, that 1st Lieut. Z. W. Christopher, Co. C, Purnell Legion, Md. Vols., on or about the 1st day of August, 1864, at Baltimore, Md., did desert the service of the United States and remain concealed and absent from said service until on or about the 20th day of August, 1864, when he was arrested.

Specification 2nd.—In this, that the said 1st Lieut. Z. W. Christopher, Co. C, Purnell Legion, in the military service of the United States, whose place of duty was at Annapolis Md., in virtue of the following order :

MEDICAL DIRECTOR'S OFFICE, MIDDLE DEPT. 8th A. C.

SPECIAL ORDERS. }
No. 88. }

Baltimore, July 28th, 1864

(Extract.)

3. 1st LIEUT. Z. W. CHRISTOPHER, Co. C. Purnell Legion, Md. Vols., will report to Surgeon B. A. Vanderkief, U. S. V, in charge Officers Hospital, Annapolis, Md., for treatment.

(Signed,)

J. SIMPSON,
Surgeon U. S. A
Medical Director.

on or about the first day of August, 1864. did desert and did remain concealed and absent without authority until he was arrested on or about the 20th day of August, 1864. This at Baltimore, Maryland.

Specification 3rd.—In this, the said 1st Lieut. Z. W. Christopher, Co. C, Purnell Legion, on or about the 1st day of August, 1864, at Baltimore, Maryland, did desert his regiment and the military service of the United States, and remained absent and concealed until on or about the 20th day of August, 1864, when he was arrested.

CHARGE 2ND, ABSENT WITHOUT LEAVE.

Specification 1st.—In this, that he, the said Lieut. Z. W. Christopher, Co. C, Purnell Legion, was absent from his proper post of duty without authority, from the 1st day of August, 1864, until the 20th day of August, 1864. This at Baltimore, Md.

Specification 2nd.—In this, that the said Lieut. Z. W. Christopher, Co. C, Purnell Legion. Md. Vols., being stationed at the Officer's Hospital, Annapolis, Md., for treatment, did absent himself therefrom without leave, from about the 1st day of August, 1864, until about the 20th day of August, 1864, when he was arrested. This at Baltimore Md., at the date aforesaid.

To which charges and specifications the accused pleaded as follows :

To the third specification of first charge,	"Not Guilty."
To the second specification of first charge,	"Not Guilty."
To the first specification of first charge,	"Not Guilty."
To the first charge,	"Not Guilty."
To the second specification of second charge,	"Not Guilty."
To the first specification of second charge,	"Not Guilty."
To the second charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the third specification of first charge,	"Not Guilty."
Of the second specification of first charge,	"Not Guilty."
Of the first charge,	"Not Guilty."
Of the second specification of second charge,	"Guilty."
Of the first specification of second charge,	"Guilty."
Of the second charge,	"Guilty."

SENTENCE.

And the Court does therefore sentence the accused, 1st Lieut. Z. W. Christopher, Co. C. Purnell Legion, Md. Vols., "To be dismissed the service of the United States, with loss of all pay and emoluments."

II. The proceedings, finding and sentence in the foregoing case, are approved and confirmed.

III. 1st Lieut. Z. W. Christopher, Co. C, Purnell Legion, Md. Vols., having been dismissed the service, ceases to be an officer in the military service of the United States from this day.

By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

OFFICIAL;

A. D. C.



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HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 81. }

EIGHTH ARMY CORPS.

Baltimore, Md., September 21st, 1864.

Before a Military Commission convened at Baltimore, Maryland, by virtue of Par. 7. Special Orders 206, Head-Quarters Middle Dept. August 17th 1864, of which Lieut. Col. C. F. HANLEY, 8th Mass. Vol. Militia is President, was arraigned and tried :

1. *George E. Paul.*

CHARGE.

Violation of the laws of war as laid down in Par. 86, of General Order No. 100, from the War Department, April 24th 1863.

Specification 1st.—In this, that George E. Paul, a citizen, was, on or about the 22nd day of January 1864, at St. Mary's County, Maryland, engaged in carrying on intercourse between the said county, a territory within the lines of the Army of the United States, then at war with the so-called Confederate States, and the State of Virginia, a territory within the lines of the army of the so-called Confederate States, without lawful authority for such intercourse.

Specification 2nd.—In this, that George E Paul, a citizen, was, on or about the 22nd day of January 1864, engaged in the attempt to carry on intercourse between St. Mary's County, Maryland, a territory within the lines of the Army of the United States, then at war with the so-called Confederate States, and the State of Virginia, a territory within the lines of the Army of the so-called Confederate States, by conveying without authority therefor, one S. D. Spence from the said St. Mary's County, Maryland, into the said State of Virginia, he, the said Spence, then and there designing to enter into the service of the said Confederate States

To which charge and specifications the accused pleaded as follows :

To the first specification of the charge,	"Not Guilty."
To the second specification of the charge,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Commission having maturely deliberated upon the evidence adduced, find the accused as follows :

Of the first specification of the charge,	"Guilty."
Of the second specification of the charge,	"Guilty."
Of the charge,	"Guilty."

SENTENCE.

And the Commission do therefore sentence the said George E. Paul. "To be imprisoned, at hard labor, for and during the period of ten (10) years, to date from the day of arrest (January 22d 1864,) at such place, as the Commanding General may designate, and at the expiration of such time, to be released upon the payment of one thousand (\$1000) dollars to the Government of the United States, or in default of paying the same, to be further imprisoned until the same shall have been paid."

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2. Charles E. Gooding.

CHARGE.

Violating the laws of war by holding unauthorized intercourse with rebel enemies of the United States within a district proclaimed to be under martial law.

Specification.—In this, that Charles E. Gooding a citizen, on or about the 10th day of July 1864, at Baltimore County, Md. a District proclaimed to be under martial law by the Commanding General of the Middle Department of the Military organization of the United States, June 30th 1863, and still under martial law, did, without authority therefore, hold intercourse with and give aid and encouragement to certain soldiers of the Army of the so-called Confederate States, at war with and in rebellion against the United States, which said soldiers were then in hostile invasion of the said County and State.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, "Not Guilty."
To the charge, "Not Guilty."

FINDING.

The Commission having maturely deliberated upon the testimony adduced, find the accused as follows :

Of the specification of the charge, "Not Guilty."
Of the charge, "Not Guilty."

And the Commission do therefore acquit him, the said Charles E. Gooding.

II. The proceedings, findings and sentence in the foregoing cases, are approved and confirmed, and the sentence will be carried into execution.

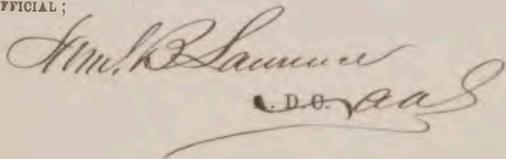
III. The Commanding General designates the Dry Tortugas, and Fort McHenry, as the places of confinement of the prisoner George E. Paul. The former place, as long as labor is required at it.

IV. Charles E. Goodwin having been acquitted by the Commission, will be released from arrest and confinement.

By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

OFFICIAL ;



A handwritten signature in cursive script, appearing to read "S. B. Lawrence". Below the signature, the initials "S. B. L." are written in a smaller, more formal hand.



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HEAD-QUARTERS MIDDLE DEPARTMENT,
GENERAL ORDERS. } EIGHTH ARMY CORPS.
No. 83. } *Baltimore September 24th 1864.*

The place of confinement, designated in General Order No. 81, Head-Quarters Middle Dept. September 21st 1864, for the prisoner George E. Paul, is hereby changed to Clinton Prison, New York, to which place he will be forwarded without delay.

By command of MAJOR GENL. WALLACE.
SAMUEL B. LAWRENCE.
Asst. Adjt. General.

Official.

Oliver Matthews
A. V. C.
Lawrence

ALL OF THESE THINGS BEING
WITNESSED BY ME
AND BY MY COUNSELLORS
THESE THINGS I HAVE
SIGNED AND SEALED
WITH MY HAND AND SEAL
AT THE CITY OF NEW YORK
THIS 10th DAY OF JANUARY
1784

James O. Watson
Governor

[Signature]
Secretary

HEAD-QUARTERS MIDDLE DEPARTMENT.

GENERAL ORDERS. }

EIGHTH ARMY CORPS

No. 84. }

Baltimore September 24th 1864.

The place of confinement, designated in General Order No. 76, Head-Quarters Middle Department, Sept. 20th 1864, for the prisoners DORSEY TAYLOR and FRANCIS BRADLEY, is by order of the Hon: Secretary of War, changed to Clinton Prison, New York, to which place they will be for-warded without delay.

By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE.

Asst. Adjt. General

Official.

A. D. C.

FRANCIS AND MARY WELLS

1850

Francis and Mary Wells were married on the 10th day of June 1850 at the residence of the bride's father, in the town of ...

Witnesses: ...

...

...

...

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., Sept. 26, 1864.

GENERAL ORDERS }
No. 85. }

Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 5, Special Orders 206, Head-Quarters, Middle Department, 8th Army Corps, Aug. 17, 1864, of which Col. G. H. PIERSON, 5th Mass. Vol. Militia, is President, were arraigned and tried:

1. *Michael Ryan*, Sergt. Co. E, 52d Regt., N. Y. Vols.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that he, the said Sergt. *Michael Ryan*, of the aforesaid Company and Regt., being a patient in U. S. A. General Hospital, McKim's Mansion, Baltimore, Md., and having a pass from the hour of 10 o'clock, A. M., until 6 P. M., did return to the said Hospital in a state of intoxication. All this at or near U. S. A. General Hospital, McKim's Mansion, Baltimore, Md., on or about June 29th, 1864.

Specification 2d.—In this, that he, Sergt. *Michael Ryan*, of the aforesaid Company and Regiment, did make use of opprobrious and abusive language towards his Commanding Officer, Lavington Quick, Surgeon U. S. Vols., in charge of Hospital, saying, "you can go to hell," "kiss my ass," or words to that effect. All this at or near U. S. A. General Hospital, McKim's Mansion, Baltimore, Md., on or about June 29th, 1864.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge, "Guilty."

To the 2d specification of the charge, "Guilty."

To the charge, "Guilty."

FINDING.

The Court after mature deliberation, confirmed the plea of the accused, Sergt. *Michael Ryan*, Company E, 52d Regt. N. Y. Vols., as follows:

Of the 1st specification of the charge, "Guilty."

Of the 2d specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, Sergeant *Michael Ryan* of Company E, 52d Regt., N. Y. Vols., "to have the sum of five (\$5) dollars deducted from his next monthly pay." The Court are thus lenient on account of the general good character, and the suffering condition of the accused from wounds.

2. *George W. Jack*, 1st Lieut. Co. A, 194th Regt. Pa. Vol. Inf'y.

CHARGE 1ST:

Neglect of duty, to the prejudice of good order and Military Discipline.
Specification—In this, that he, 1st Lieut. *George W. Jack*, Co. A, 194th Regt. Penn. Vol. Inf'y, did neglect to report or turn over substitutes and conscripts, that were placed in his charge, to be conveyed to City Point, Va., whereupon 1st Lieut. Foster, Co. B, of same Regiment, was compelled to turn over the said substitutes and conscripts to the said officer authorized to receive them, he, the said Foster, being junior in rank and under the

command of the said *Jack*. All this at City Point, Va., on or about the 29th day of August, 1864.

CHARGE 2D :

Drunkenness, to the prejudice of Good Order and Military Discipline.

Specification.—In this, that he, 1st Lieut. *George W. Jack*, Co. A, 194th Regt. Penn. Vol. Inf'y, on or about the 9th day of September, 1864, at or near Baltimore, Md., did appear in public, drunk, and supported by two enlisted men. This to the disgrace of the public service.

CHARGE 3D :

Drunkenness while on Duty.

Specification.—In this, that he, 1st Lieut. *George W. Jack*, Co. A, 194th Regt. Pa. Vol. Inf'y, did become drunk on duty, while in charge of conscripts and substitutes, at or near City Point, Va., on or about the 29th day of August, 1864

CHARGE 4TH :

Conduct unbecoming an Officer and a Gentleman.

Specification 1st—In this, that he, 1st Lieut. *George W. Jack*, Co. A, 194th Regt. Penn. Vol. Inf'y, did, on or about the 29th day of August, 1864, at or near City Point, Va., use profane and abusive language to the men under his command, to the disgrace and injury of the public service.

Specification 2d.—In this, that he, 1st Lieut. *George W. Jack*, Co. A, 194th Regt. Penn. Vol. Inf'y, did enter the quarters of Capt. *George H. Jones*, 194th Regt. Penn. Vol. Inf'y, and use opprobrious and abusive language to the said *Jones*, his superior officer, and did refuse to leave said quarters, saying that he, the said *Jack*, "would do as he pleased," or words to that effect. This to the disgrace and injury of the public service.

CHARGE 5TH :

Absence without Leave.

Specification.—In this, that he, 1st Lieut. *George W. Jack*, of Co. A, 194th Regt. Penn. Vol. Inf'y, did absent himself from his Company and Regiment, without authority, on or about the 9th day of September, 1864, and did not return to the said Company and Regiment till on or about the 15th day of September, 1864. This at Camp Carroll, Baltimore, Md.

CHARGE 6TH :

Breach of Arrest.

Specification 1st.—In this, that he, 1st Lieut. *George W. Jack*, Co. A, 194th Regt. Pa. Vol. Inf'y, after being placed under arrest by Col. James Nagle, his commanding officer, did leave his quarters before he was set at liberty by his commanding officer, or by a superior officer, by going beyond the limits assigned to him by the said Colonel Nagle, at the same time that he, the said *Jack*, was placed in arrest. This at Camp Carroll, Baltimore, Md., on or about the 15th day of September, 1864.

Specification 2d.—In this, that he, 1st Lieut. *George W. Jack*, Co. A, 194th Regt. Penn. Vol. Inf'y, after being placed in his quarters under arrest by Col. Jas. Nagle, his commanding officer, did leave said quarters, the second time, by going beyond the limits assigned him by the said Colonel Nagle, at the time that he was placed in arrest. This before he was set at liberty by his commanding officer, or by a superior officer, on or about the 15th day of September, 1864, at or near Camp Carroll, Baltimore, Maryland.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, "Not guilty"

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Not guilty."
 To the 2d charge, "Not guilty."
 To the specification of the 3d charge, "Guilty."
 To the 3d charge, "Guilty."
 To the 1st specification of the 4th charge, "Guilty"
 To the 2d specification of the 4th charge, "Guilty"
 To the 4th charge, "Guilty"
 To the specification of the 5th charge, "Guilty"
 To the 5th charge, "Guilty"
 To the 1st specification of the 6th charge, "Guilty."
 To the 2d specification of the 6th charge, "Guilty."
 To the 6th charge, "Guilty."

FINDING.

The Court, having maturely deliberated on the testimony adduced, find the accused as follows;

Of the specification of the 1st charge, "Guilty"
 Of the 1st charge, "Guilty"
 Of the specification of the 2d charge, "Guilty"
 Of the 2d charge, "Guilty"
 Of the specification of the 3d charge, "Guilty"
 Of the 3d charge, "Guilty."
 Of the 1st specification of the 4th charge, "Guilty."
 Of the 2d specification of the 4th charge, "Guilty."
 Of the 4th charge, "Guilty"
 Of the specification of the 5th charge, "Guilty."
 Of the 5th charge, "Guilty"
 Of the 1st specification of the 6th charge, "Guilty."
 Of the 2d specification of the 6th charge, "Guilty."
 Of the 6th charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, 1st Lieut. *George W. Jack*, Co A, 194th Regt. Penn. Vol. Inf'y, "to be dismissed the service of the United States, to forfeit all pay and allowances which

now are, or that may hereafter become due to him, and to be disqualified to have or to hold any office in the military service of the United States."

II. The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution.

III. 1st Lieut. *George W. Jack*, having been sentenced to be dismissed the service, ceases to be an officer in the military service of the United States from this day.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. Genl.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS.

BALTIMORE, MD., *Sept.* 26, 1864.

GENERAL ORDERS, }

No. 86. }

I.—Before a General Court Martial convened at Wilmington, Delaware, by virtue of Par. 4, Special Orders 224, Head-Quarters, Middle Department, 8th Army Corps, *Sept.* 7th, 1864, of which Lieut. Col. WM. DELACY, 164th N. Y. Vols. is President, were arraigned and tried :

1. *Stockly West*, drafted man.

CHARGE :

Desertion.

Specification.—In this, that the said *Stockly West* was, on the 14th day of August, 1863, drafted into the military service from the third sub-district, Little Creek Hundred, Sussex County, District of Delaware, for three years, according to due form of law, was duly notified, but failed to report, was arrested, examined by the Board of Enrollment, found fit for duty and held to service.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, "Guilty."

To the charge, "Guilty."

FINDING.

The Court having admitted the plea of guilty to the charge and specification, find the accused, *Stockly West*, a drafted man of the Congressional District of Delaware, as follows :

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, *Stockly West*, a drafted man of the Congressional District of Delaware, "to forfeit all pay and allowances from the date of his being drafted, to the date of his assignment to duty in a regimental organization, and from that time he shall forfeit five dollars (\$5.00) per month of his monthly pay during the balance of the time for which he was drafted."

2. *Jacob West*, drafted man.

CHARGE:

Desertion.

Specification.—In this, that the said *Jacob West* was, on the 14th day of August, 1863, drafted into the military service from the third sub-district, Little Creek Hundred, Sussex County, District of Delaware, for three years, according to due form of law, was duly notified, but failed to report, was arrested, examined by the Board of Enrollment, found fit for duty and held to service.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Guilty."

To the charge, "Guilty."

FINDING.

The Court having admitted the plea of guilty to the charge and specification, find the accused, *Jacob West*, a drafted man of the Congressional District of Delaware, as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, *Jacob West*, a drafted man of the Congressional District of Delaware, "to forfeit all pay

and allowances from the date of his being drafted, to the date of his assignment to duty in a regimental organization, and from that time he shall forfeit five dollars (\$5.00) per month of his monthly pay during the balance of the time for which he was drafted."

3. Captain *Henry W. Harback*. Company I, 193d Regiment, Pennsylvania Volunteer Infantry.

CHARGE 1ST:

Conduct unbecoming an Officer and a Gentleman.

Specification.—In this, that the said Captain *Henry W. Harback*, Company I, 193d Penn. Vol. Infantry, did enter the Delaware Hotel with an enlisted man, both in a beastly state of intoxication; while in the house, he, Captain *Henry W. Harback*, did drink liquor at the bar, and associate with said enlisted man, and insult the inmates of the hotel, calling Major Myers, his superior officer, a damned shit ass and a liar, challenging him to fight without any just cause or provocation, with sword or pistol, and would not leave the hotel when ordered to do so by the proprietor, but did remain until taken out by a Sergeant of the Provost Guard. All this at the Delaware House, Wilmington, Delaware, on or about the 11th day of September, 1864.

CHARGE 2d:

Breach of Arrest.

Specification.—In this, that he, the said Captain *Henry W. Harback*, Company I, 193d Regiment, Pennsylvania Volunteers, did on or about the 9th day of September, 1864, when ordered under arrest by James L. Graham, Captain commanding camp in absence of Major H. K. Tyler, disregard his arrest, and without authority or permission

leave camp. All this at Camp Smithers, near Wilmington, Delaware, on or about the 9th day of September, 1864.

CHARGE 3D :

Absence without leave.

Specification 1st.—In this, that he, the said Captain *Henry W. Harback*, Company I, 193d Regiment Pennsylvania Volunteers, did on or about the 9th day of September, 1864, leave camp without permission, and in defiance of the positive order of Captain James L. Graham, commanding camp. All this at Camp Smithers, near Wilmington, Delaware, on or about the 9th day of September, 1864.

Specification 2d.—In this, that he, the said Captain *Henry W. Harback*, Company I, 193d Regiment Pennsylvania Volunteers, did on or about the 6th day of September, 1864, while on duty as officer of the day, absent himself from camp, without permission, between the hours of 9 and 11 P. M. All this at Camp Smithers, near Wilmington, Delaware, on or about September 6th, 1864.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the 1st specification of the 3d charge "Guilty."

To the 2d specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

FINDING.

The Court, having maturely deliberated upon the testimony adduced, find the accused, Capt. *Henry W. Harback*, Co. I, 193d Regt. Penn. Vols., as follows :

Of the specification of the 1st charge, "Guilty," except the words "beastly," and "a damned shit ass and."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the 1st specification of the 3d charge, "Guilty."

Of the 2d specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, Capt. *Henry W. Harback*, Co. I, 193d Regt. Penn. Vols., "to be cashiered."

4. *Morris Rutter*, private Co. C, 1st Regt. Del. Vet. Vol. Inf'y.

CHARGE:

Desertion.

Specification.—In this, that the said *Morris Rutter*, private Co. C, 1st Regt. Del. Vet. Vol. Inf'y, did, on or about the 30th day of August, 1864, receive a pass for twelve hours from the officer in charge of McDowel General Hospital, Fort Schuyler, New York, for the purpose of visiting New York city; that at the expiration of said pass, he failed to report at said McDowel General Hospital, but came here to Delaware, this being his former home, and remained absent until September 14th, 1864, when he was arrested by David H. Wingate, policeman of the city of Wilmington, and turned over to me as a deserter. All this at Wilmington, Del., on or about September 14, 1864.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely deliberated upon the evidence ad-
duced, find the accused as follows :

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, private *Morris Rutter*,
Co. C, 1st Regt. Del. Vet. Vol. Inf'y, "to forfeit eight dollars (\$8.00)
per month of his pay for a period of one year."

II.—The proceedings, findings and sentences in the foregoing
cases are approved and confirmed, and the sentences will be carried
into execution.

III.—The prisoners *Stockly West* and *Jacob West*, will be sent to
the General Rendezvous for Delaware and Maryland, with a copy
of this order.

IV.—Captain *Henry W. Harback*, Company I, 193d Regiment
Pennsylvania Volunteers, having been sentenced to be cashiered,
ceases to be an officer in the Military service of the United States
from this date.

BY COMMAND OF MAJOR GENERAL WALLACE.

A. A. Gen'l.

OFFICIAL :

A. A. Gen'l.

HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
 No. 87. }

EIGHTH ARMY CORPS.

Baltimore, Md., September 28th, 1864.

Before a General Court Martial convened at Wilmington Delaware, by virtue of Par. 4, Special Order 226 of Head-Quarters Middle Dept., Sept. 7th, 1864, of which Lieut. Col. Wm. DeLacy, 164th N. Y. Vols., is President, was arraigned and tried :

1. ZEBULIN SHORT, *Private, Co. E, 3rd Delaware Volunteers.*

CHARGE. *Desertion.*

Specification.—In this, that the said Zebulin Short, Private Co. E, 3rd Regt. Delaware Vol. Infantry, did leave his regiment then stationed at the Relay House, Md. on or about the 28th day of April 1864, without proper authority, and did absent himself from his regiment up to the time of his arrest by David H. Wingate, Policeman of this city of Wilmington Delaware, on or about the 18th day of September 1864. All this at or near Stanton, New Castle County, Del., on or about the 18th day of Sept. 1864.

To which charges and specifications the accused pleaded as follows :

To the specification of the charge,	"Guilty."
To the charge,	"Guilty."

FINDING.

The Court having admitted the plea of "guilty," find the accused, Zebulin Short, Private of Company E, 3rd Regiment Delaware Volunteers, as follows :

Of the specification of the charge,	"Guilty."
Of the charge,	"Guilty."

SENTENCE.

And the Court do therefore sentence him, Zebulin Short, Private of Co. "E," 3rd Regiment Delaware Volunteers, "To make good the time lost by desertion when his term of enlistment shall have expired ; and to forfeit all pay and allowances from and after the date of desertion, April 28th 1864.

2. FRANCIS MCKINNEY, *Private Co. C, 1st Regt. Del. Veteran Vol. Infantry.*

CHARGE. *Desertion.*

Specification.—In this, that the said Francis McKinney, Private Co. C, 1st Regt. Delaware Veteran Volunteer Infantry, left Summit House Hospital, Washington D. C. on or about the 2nd day of July 1864, having received a furlough for 20 days ; that at the expiration of said furlough he failed to report at said Summit House Hospital, Washington D. C. but remained absent until arrested on the 19th day of September 1864, all this at or near Hedgville, Delaware, on or about the 19th day of September 1864.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,	"Guilty."
To the charge,	"Not guilty."

FINDING.

The Court having maturely deliberated upon the evidence adduced, find the accused, Francis McKinney, Private Co. 'C' 1st Regt. Dela. Vet. Vol. Infantry as follows :

Of the specification to the charge,	"Guilty."
Of the charge,	"Guilty."

SENTENCE.

And the Court do sentence him, Francis McKinney, Private Co. 'C' 1st Regt. Dela. Vet. Vol. Infantry, "To forfeit eight (\$8) dollars per month of his pay, for one year."

THE HISTORY OF THE UNITED STATES OF AMERICA

BY CHARLES C. SMITH

THE HISTORY OF THE UNITED STATES OF AMERICA

3. JOHN AUGUST, *Private Co. 'C,' 1st Regt. Del. Vol. Infantry.*

CHARGE. *Desertion.*

Specification.—In this, that the said John August, Private Co. 'C' 1st Regiment Delaware Volunteer Infantry, left Patterson Park Hospital, Baltimore Maryland, on or about the 30th day of June 1864, that he came to Delaware and remained absent until he was arrested on the 17th day of September 1864, all this at or near Stanton, Delaware, on or about the 17th day of September 1864.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,

"Guilty."

To the charge,

"Not guilty."

FINDING.

The Court having maturely deliberated upon the evidence adduced, find the accused as follows :

Of the specification to the charge,

"Guilty."

Of the charge,

"Guilty."

SENTENCE.

And the Court do therefore sentence him, John August, Private Co. 'C' 1st Regt. Dela. Vol. Infantry, "To make good the time lost by desertion upon the expiration of his term of enlistment, to forfeit all pay and allowances from the date of desertion, June 30th 1864, to the date of arrest, September 17th 1864, and to forfeit eight (\$8) dollars per month of his pay for one year.

I. The proceedings, findings, and sentences in the foregoing cases are approved and confirmed and the sentences will be carried into execution.

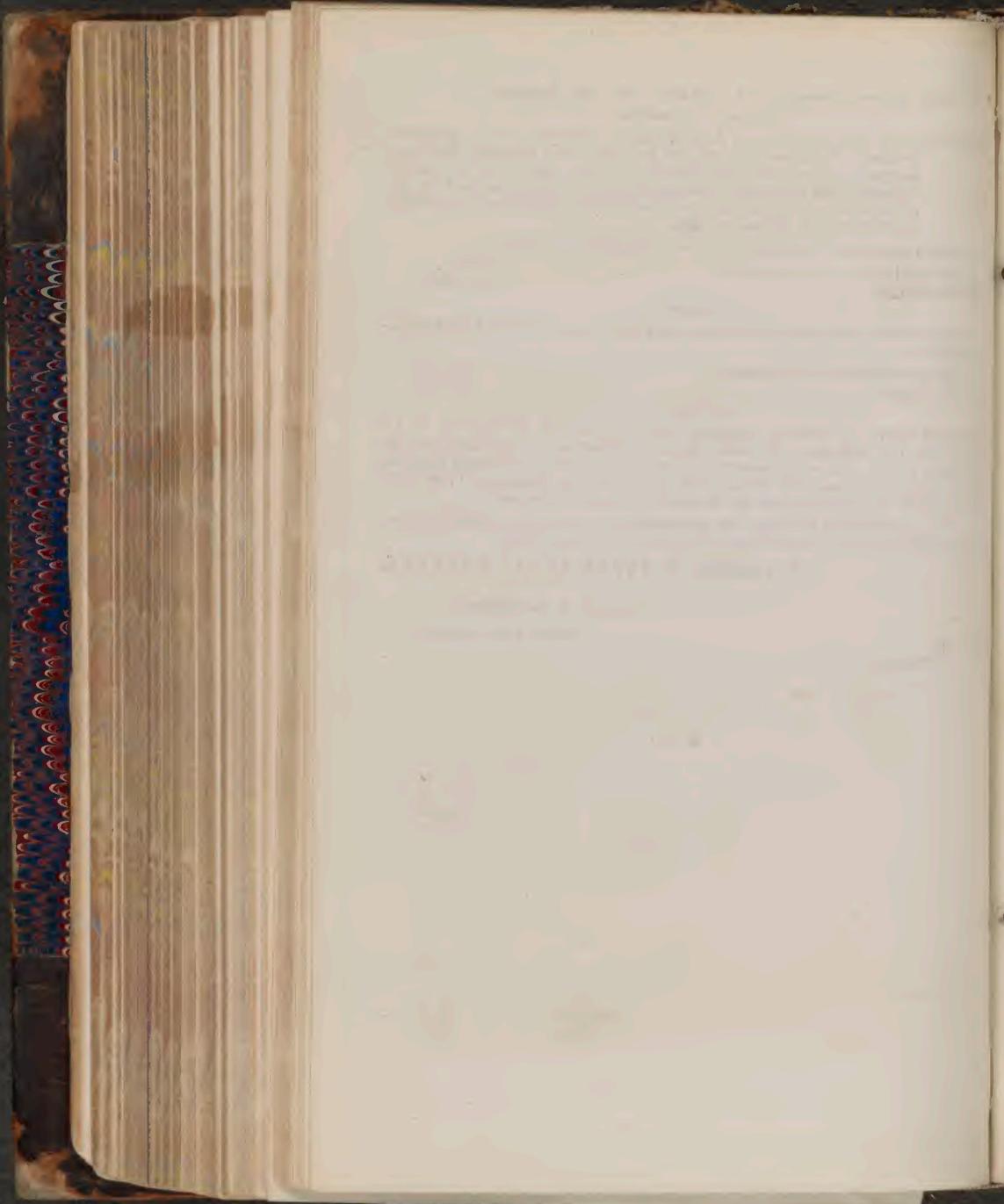
By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

OFFICIAL ;

A. D. C



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *September 28, 1864.*

GENERAL ORDERS }
No. 88. }

Before a Military Commission convened in Baltimore, Md., by virtue of Par. 7, Special Orders 206, Head-Quarters, Middle Department, 8th Army Corps, August 17, 1864, of which Lieut. Col. C. T. HANLEY, 8th Mass. Vol. Militia, is President, were arraigned and tried:

1. *James L. Bedsworth.*

CHARGE:

Violation of the laws of war as laid down in Paragraph 86, of General Orders No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *James L. Bedsworth*, a citizen, on or about the 10th day of July, 1863, at or near Somerset county, Maryland, was engaged, without lawful authority therefor, in intercourse and traffic between the said county within the lines of the army of the United States, then at war with the so-called Confederate States, and the State of Virginia, within the lines of the army of the United States, and did then and there in the prosecution of the said unauthorized traffic, convey a large amount of goods to the value of twelve thousand dollars, from the said county of Somerset, Maryland, within the lines of the said United States army, into Virginia, within the lines of the army of the said Confederate States, at war as aforesaid.

Specification 2d.—In this, that the said *James L. Bedsworth*, a citizen, was engaged, without authority therefor, during the month of July, 1863, and continuously from the 1st

day of said month, until the 4th day of August, 1863, in intercourse by travel and traffic between Somerset county, Md., within the lines of the army of the United States; then at war with the so-called Confederate States, and the State of Virginia, within the lines of the army of the so-called Confederate States, and during the said month of July, did pass for the purpose of said unlawful traffic, and without authority from the said State of Virginia, within the lines of the army of the said Confederate States, into the said Somerset county, within the lines of the said army of the United States, at war as aforesaid; and did return again, without authority, in like unlawful trade and intercourse to the said State of Virginia, within the said Confederate army lines, on or about the 4th day of August, 1863.

Specification 3d.—In this, that the said *James L. Bedsworth*, without lawful authority therefor, passed, for the purpose of traffic and other intercourse, from Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States, into the city of Baltimore, Md., within the lines of the army of the United States, between the month of September, 1863, and the month of August, 1864.

Specification 4th.—In this, that the said *James L. Bedsworth*, on or about the 30th day of July, 1864, passed, without lawful authority therefor, for the purpose of traffic and other intercourse, from the State of Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States, into Baltimore, within the lines of the army of the United States.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge, "Not guilty."

To the 2d specification of the charge, "Not guilty."

To the 3d specification of the charge, "Not guilty."

To the 4th specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission, having maturely deliberated upon the testimony adduced, find the accused as follows:

Of the 1st specification of the charge, "Not guilty."

Of the 2d specification of the charge, "Not guilty."

Of the 3d specification of the charge, "Not guilty."

Of the 4th specification of the charge, "Not guilty."

Of the charge, "Not guilty."

And the Commission do therefore acquit him, the said *James L. Bedsworth*.

2. *Franklin Wells*.

CHARGE:

Violation of the Laws of War as laid down in Paragraph 86, of the General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Franklin Wells*, a citizen, on or about the 17th day of May, 1864, at or near Smith's Island, Md., was engaged, without lawful authority therefor, in the transportation of various goods, to wit: pins, needles, silk, cotton line, thread and various other articles of commerce, from the said place within the lines of the army of the United States, then at war with the so-called Confederate States, into Virginia, within the lines of the army of the so-called Confederate States.

Specification 2d.—In this, that he, *Franklin Wells*, a citizen, on or about the 17th day of May, 1864, at or near Smith's Island, Md., was engaged, without lawful authority therefor, together with one *John B. Dangerfield*, in passing from the said place, within the lines of the army of the United States, then at war with the so-called Confederate States, for the purpose of personal inter-

course and trade, into Virginia within the lines of the so-called Confederate States.

To which charge and specifications the accused pleaded as follows :

To the 1st specification of the charge, "Not guilty."

To the 2d specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission, having maturely deliberated upon the evidence adduced, find the accused as follows :

Of the 1st specification of the charge, "Guilty."

Of the 2d specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Franklin Wells*, "to be imprisoned at hard labor for and during the period of three (3) years, from the day of arrest, (May 17th, 1864,) at such place as the Commanding General may designate; and then to be released, upon the payment of one thousand (\$1,000) dollars to the government of the United States, or in default of paying the same, to be further imprisoned until the same shall have been paid."

3. *John B. Dangerfield.*

CHARGE:

Violation of the Laws of War, as laid down in Paragraph 86, of the General Order No 100, from the War Department, April 24, '63.

Specification 1st.—In this, that *John B. Dangerfield* was, on or about the 17th of May, 1864, near Smith's Island, Md., engaged, without lawful authority therefor, in the transportation of various goods, to wit: pins, needles, thread, cotton line, silk and various other articles of commerce,

from the said place, within the lines of the army of the United States, then at war with the so-called Confederate States, into Virginia, within the lines of the army of the so-called Confederate States.

Specification 2d.—In this, that he, the said *John B. Dangerfield*, on or about the 17th day of May, 1864, at or near Smith's Island, Md., was engaged, without lawful authority therefor, together with one Franklin Wells, in passing from the said place, within the lines of the army of the United States, then at war with the so-called Confederate States, with a view to personal intercourse and trade into Virginia, within the lines of the army of the so-called Confederate States.

To which charge and specifications the accused pleaded as follows :

To the 1st specification of the charge, "Not guilty."

To the 2d specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission, having maturely deliberated upon the testimony adduced, find the accused, *John B. Dangerfield*, as follows :

Of the 1st specification of the charge "Guilty."

Of the 2d specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *John B. Dangerfield*, "to be imprisoned for and during the period of three (3) years, at such place as the Commanding General may designate, to date from the day of arrest, (May 17th, 1864,) and then to be released upon the payment of one thousand (\$1,000) dollars, or in default of paying the same, to be further imprisoned until the same shall have been paid."

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution.

III.—The Commanding General designates Fort McHenry as the place of confinement of the prisoners *Franklin Wells* and *John B. Dangerfield*.

III.—The prisoner, *James L. Bedsworth*, having been acquitted by the Commission, he will be released from confinement.

BY COMMAND OF MAJOR GENERAL WALLACE.

A. A. Gen'l.

OFFICIAL :

A. A. Gen'l.

HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 89. }

EIGHTH ARMY CORPS.

Baltimore, Md., September 28th, 1864.

Before a General Court Martial convened at Wilmington Delaware, by virtue of Par. 4, Special Order 224, Head-Quarters Middle Dept., Sept. 7th, 1864, of which LIEUT. COL. WM. DELACY, 164th N. Y. Vols., is President, was arraigned and tried :

1. BENJ. S. BUCKWITH, *Private Co. "F," 14th Regt. Veteran Reserve Corps.*

CHARGE. *Desertion.*

Specification.—In this, that the said Benjamin S. Buckwith, Private of Co. "F" 14th Regt. Veteran Reserve Corps, left Camp Distribution, near Alexandria, Va. he having received a furlough for thirty days from the 8th of June 1864; that at the expiration of said furlough he failed to report, but staid about Stanton Delaware, until arrested on the 18th of September 1864. All this at or near Stanton, Delaware, on or about September 18th 1864.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,

"Guilty."

To the charge,

"Not Guilty."

FINDING.

The Court having maturely deliberated upon the evidence adduced, find the accused, as follows :

Of the specification to the charge

"Guilty."

Of the charge,

"Guilty."

SENTENCE.

And the Court do therefore sentence him, Private Benj. S. Buckwith, Co. "F" 14th Regt. Veteran Reserve Corps, "To make good the time lost by desertion upon the expiration of his term of enlistment, and to forfeit eight (\$8) dollars per month of his pay for one year.

I. The proceedings, finding, and sentence in the foregoing case are approved and confirmed and the sentence will be carried into execution.

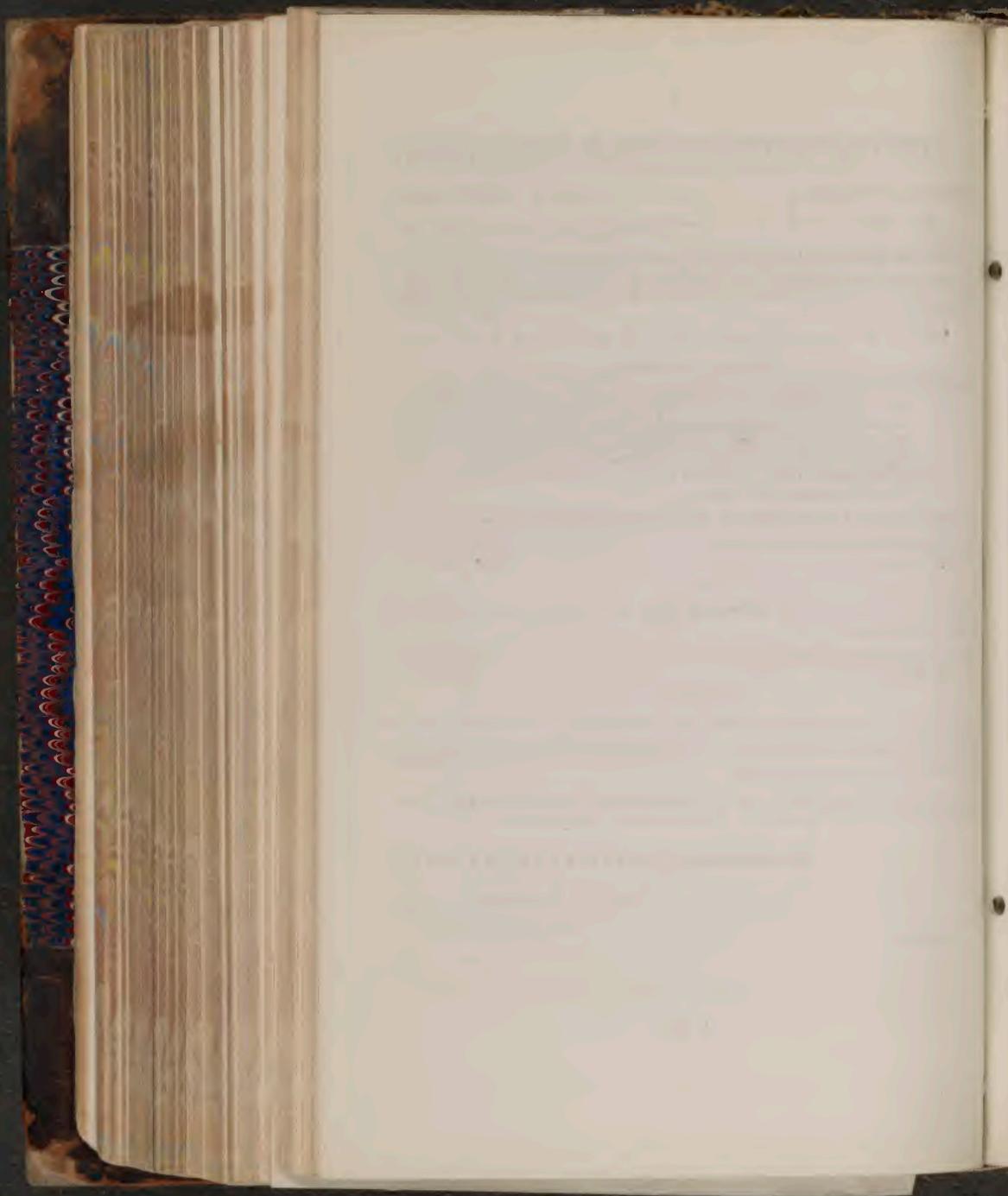
By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

OFFICIAL :

A. D. C



HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 90. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 1st, 1864.

Before a General Court Martial convened at Wilmington Delaware, by virtue of Par 4, Special Order 224, Head-Quarters Middle Dept., Sept. 7th, 1864, of which LIEUT. COL. WM. DELACY, 164th N. Y. Vols, is President, was arraigned and tried :

1. WILLIAM MYERS, *Private of the 199th Regt. Penn. Volunteer Infantry.*

CHARGE. *Desertion.*

Specification.—In this, that the said Wm. Myers, having been enlisted and mustered into the U. S. service as a private of the 199th regiment Penn. Vols., but not assigned to any particular company, and having received a U. S. uniform and a bounty, did, on or about the 1st day of Sept, 1864, leave camp Cadwallader, Philadelphia, Pa., without permission, and come to Wilmington, Del, this being his former home; that he did absent himself from camp Cadwallader and was arrested by one of the provost guard, on the 15th day of September, 1864, in citizens clothes. All this at Wilmington, Delaware, on or about the 15th of Sept. 1864.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,

“Guilty.”

To the charge,

“Not Guilty.”

FINDING.

The Court having maturely deliberated upon the evidence adduced, find the accused, Private Wm. Myers, of the 199th Regt. Penn. Vols., as follows :

Of the specification to the charge

“Guilty.”

Of the charge, “Not Guilty,” but guilty of absence without leave.

SENTENCE.

And the Court do therefore sentence him, Private Wm. Myers, of the 199th Regiment Pennsylvania Volunteers, “To forfeit all pay and allowances during the time of his absence from his Regiment, and to be confined in the guard house on a bread and water diet, at the same time doing police duty, for a period of fourteen (14) days.”

I. The proceedings, finding, and sentence in the foregoing case are approved and confirmed and the sentence will be carried into execution.

By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

OFFICIAL ;

A. D. C

THE HISTORY OF THE UNITED STATES OF AMERICA

BY CHARLES C. SMITH

VOLUME I

THE EARLY YEARS

1776-1789

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HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 91. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 4th, 1864.

Before a General Court Martial convened at Baltimore Maryland, by virtue of Par. 5, Special Order 206, Head-Quarters Middle Dept., August 17th, 1864, of which COL. G. H. PRERSON, 5th Mass. Vol. Militia is President, was arraigned and tried :

1. GEORGE HEFFNER, Drafted man.

CHARGE 1ST. *Desertion and joining the enemy.*

Specification.—In this, that he George Heffner, a drafted man from the thrid District, Montgomery County, Maryland, did, upon receiving information that he was drafted into the Army of the United States, desert the said Army and join the Army of the so-called Confederate States, then at war with the United States. This, at or near Barneston, Maryland, on or about the fifteenth day of December, Eighteen Hundred and sixty two

CHARGE 2ND. *Knowingly harboring and protecting the enemy.*

Specification.—In this, that he George Heffner, did, on or about the Thirty-first day of August, Eighteen hundred and sixty four, at or near Barnestown, Maryland, a place within the lines of the Army of the United States, harbor, conceal, and protect one C. H. Marsch, whom he believed to be a soldier belonging to the Army of the so-called Confederate States, then at war with the United States.

CHARGE 3RD. *Acting as a spy.*

Specification.—In this that he, George Heffner, now or late of the Army of the so-called Confederate States, was found acting as a spy, on or about the Thirty-first day of August, 1864, at or near Barnestown, Maryland, a place within the lines of the Army of the United States.

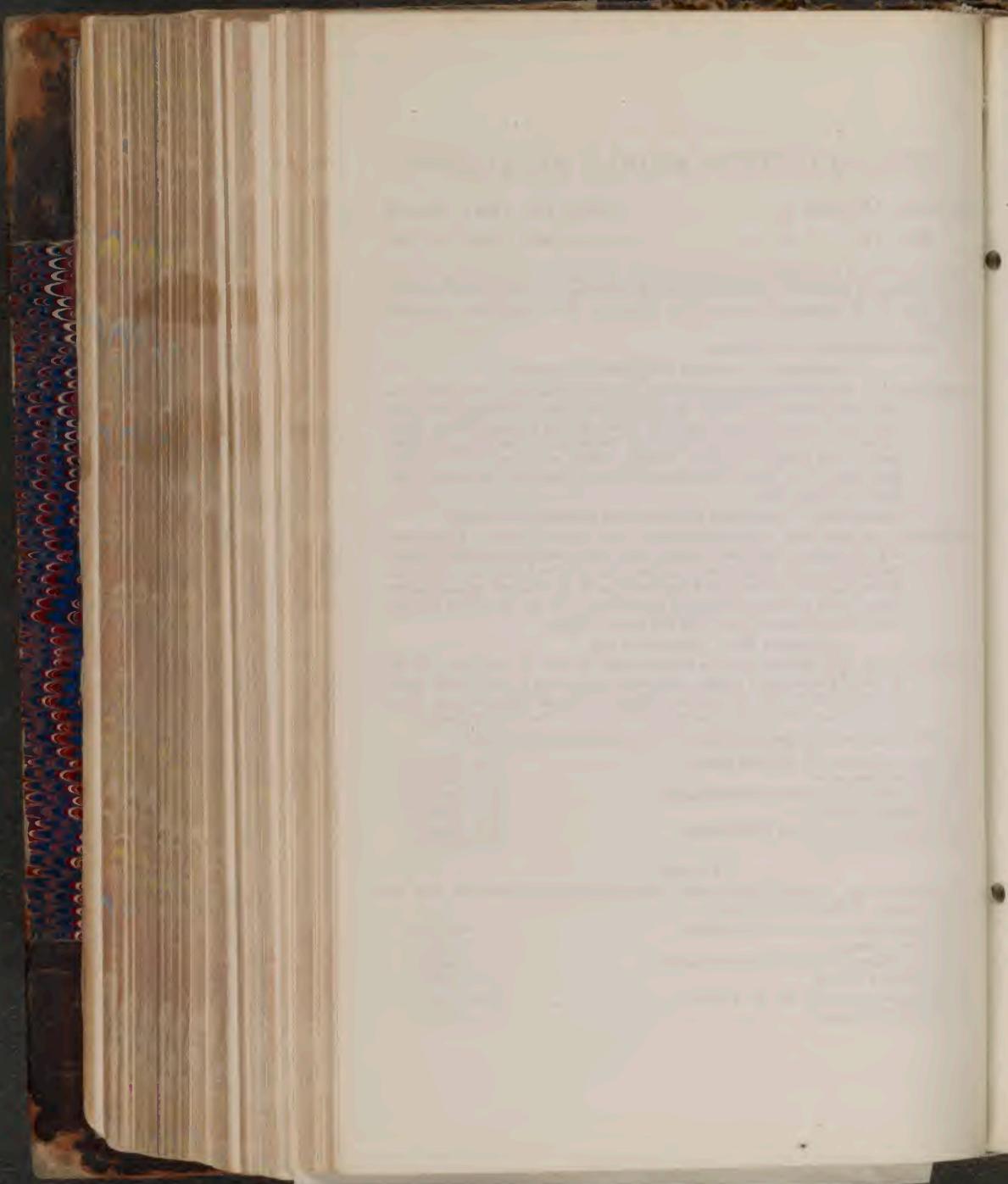
To which charges and specifications the accused pleaded as follows :

To the specification of the first charge,	"Not Guilty."
To the first charge,	"Not Guilty."
To the specification of the second charge,	"Not Guilty."
To the second charge,	"Not Guilty."
To the specification of the third charge,	"Not Guilty."
To the third charge,	"Not Guilty."

FINDING.

The Court having maturely deliberated upon the evidence adduced, find the accused, George Heffner, as follows :

Of the specification to the first charge,	"Guilty."
Of the first charge,	"Guilty."
Of the specification of the second charge,	"Guilty."
Of the second charge,	"Not Guilty."
Of the specification of the third charge,	"Not Guilty."
Of the third charge,	"Not Guilty."



SENTENCE.

And the Court do therefore sentence him, George Heffner, a drafted man, "To be confined at hard labor upon such government works as the Commanding General shall designate, for the term of ten (10) years from the date of the approval of this sentence."

I. The proceedings, finding, and sentence in the foregoing case are approved and confirmed and the sentence will be carried into execution.

II. The Commanding General designates Fort McHenry as the place of confinement, to which place the prisoner George Heffner will be sent under proper guard.

By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

OFFICIAL :

A. D. C.



HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 93. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 7th, 1864.

Before a Military Commission convened at Baltimore Maryland by virtue of Par. 1, Special Order No. 223, Head-Quarters Middle Dept. Sept. 6th 1864, of which Col. GEORGE H. PIERSON, 5th Mass. Vol. Militia, is President, was arraigned and tried :

1. ANN M. JONES, a citizen.

CHARGE 1ST. *Acting as a spy.*

Specification 1st.—In this, that she Ann M. Jones, a citizen, did at or near Barnestown Maryland, on or about the 6th day of August 1864, voluntarily give information to a party of rebel raiders, relative to the position and strength of the United States forces awaiting at or near the said Barnestown the approach of the said raiders upon which and information imparted to the said rebels by the said Ann M. Jones, the rebels succeeded in recrossing the Potomac River into Virginia at or near Nolan's Ferry, and escaped with a number of prisoners and about sixty horses captured within the lines of the Army of the United States.

Specification 2nd.—In this, that she Ann M. Jones, a citizen, was on or about the sixth day of August 1864, at or near Barnestown Maryland in time of war and rebellion against the Supreme Authority of the United States found acting as a spy in and about the posts, quarters, fortifications and encampments of the United States.

CHARGE 2ND.

Knowingly harboring, concealing and feeding to prevent the arrest of a person who had clandestinely and without authority entered the lines of the Army of the United States from within the lines of the Army of the so-called Confederate States then at war with the United States.

Specification.—In this, that she Ann M. Jones, did, on or about the twelfth day of April 1864, at or near Barnestown Maryland, conceal, harbor, protect and feed one Mary G. Clark, who came into the lines of the Army of the United States from Staunton, Virginia, a place within the lines of the Army of the so-called Confederate States then at war with the United States, said Ann M. Jones did this knowingly, and to prevent the detection and arrest of the said Mary G. Clark, by the United States Authorities.

To which charges and specifications the accused pleaded as follows :

To the first specification of the first charge,
To the second specification of the first charge,
To the first charge,
To the specification of the second charge,
To the second charge,

"Not Guilty."
"Not Guilty."
"Not Guilty."
"Not Guilty."
"Not Guilty."

THE HISTORY OF THE

REIGN OF

CHARLES THE FIRST

BY

JOHN BURNET

OF

THE UNIVERSITY OF OXFORD

IN TWO VOLUMES

THE SECOND

VOLUME

OXFORD

PRINTED BY

J. BARNES & CO.

17, PATERNOSTER ROW

IN THE YEAR 1704

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FINDING.

The Commission having maturely considered the evidence adduced, find the accused, Ann M. Jones, as follows :

Of the first specification of the first charge,	"Not Guilty."
Of the second specification of the first charge,	"Not Guilty."
Of the first charge,	"Not Guilty."
Of the specification of the second charge,	"Not Guilty."
Of the second charge,	"Not Guilty."

And the Commission do acquit the accused.

II. The proceedings and findings in the foregoing case of Mrs. Ann M. Jones, are hereby approved and confirmed. "The accused will be released from confinement."

By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENOR,

Asst. Adjt. General.

OFFICIAL :

A. D. C.



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HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
 No. 94. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 8th, 1864.

Before a Military Commission convened at Baltimore Maryland by virtue of Par. 7, Special Orders Nos. 206, Head-Quarters Middle Dept. August 17th 1864, of which Lieut. Col. C. T. HANLEY, 8th Mass. Vol. Militia, is President, was arraigned and tried :

1. ROBERT R. McDOWELL.

CHARGE. *Assisting a substitute in the U. S. Army to desert.*

Specification.—In this, that he the said Robert R. McDowell, did, on or about the twelfth day of September 1864, at the residence of Edward R. Hubbard furnish Abel Tyson, a substitute in the U. S. Army, with a citizens coat and cravat or neck-tie for the purpose of aiding said Abel Tyson to desert the United States Army.

To which charge and specification the accused pleaded as follows :

To the specification	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused, as follows :

Of the specification,	"Guilty."
Of the charge,	"Guilty."

And the Commission do therefore sentence him the said Robert R. McDowell, "To be imprisoned at hard labor for and during the period of *one year*, to date from the day of arrest (September 12th 1864,) at such place as the Commanding General may designate.

2. EDWARD R. HUBBARD.

CHARGE. *Assisting a substitute in the U. S. Army to desert.*

Specification.—In this, that he the said Edward R. Hubbard, did, on or about the 30th day of August 1864, dispose of Abel Tyson as a substitute in the 2nd Congressional District of Maryland, whereby the said Edward R. Hubbard, did, receive in consideration thereof from one Reuben McCauley, a substitute broker, the sum of one hundred (\$100) dollars or more, and did thereafter on or about the 12th day of September 1864, receive into his Hubbards residence on Baltimore Street, the said Abel Tyson a substitute in the U. S. Army, and there and then supply said Abel Tyson with a pair of citizens pants, retaining in his (Hubbards) house the said Tysons U. S. Uniform clothes knowing that he was assisting said Tyson to desert.

To which charge and specification the accused pleaded as follows :

To the specification,	"Not Guilty."
To the charge,	"Not Guilty."



FINDING.

The commission having maturely considered the evidence adduced find the accused as follows :

Of the specification,
Of the charge,

"Guilty."
"Guilty."

And the Commission do therefore sentence him the said Edward R. Hubbard, "To be imprisoned at hard labor for and during the period of *three years*, to date from the day of arrest (September 12th 1864,) at such place as the Commanding General may designate.

• II. The proceedings findings and sentences in the foregoing cases of Robert R. McDowell and Edward R. Hubbard, are approved and confirmed and the sentences will be carried into execution. "The Commanding General designates Fort McHenry Md., as the place of confinement of the prisoners.

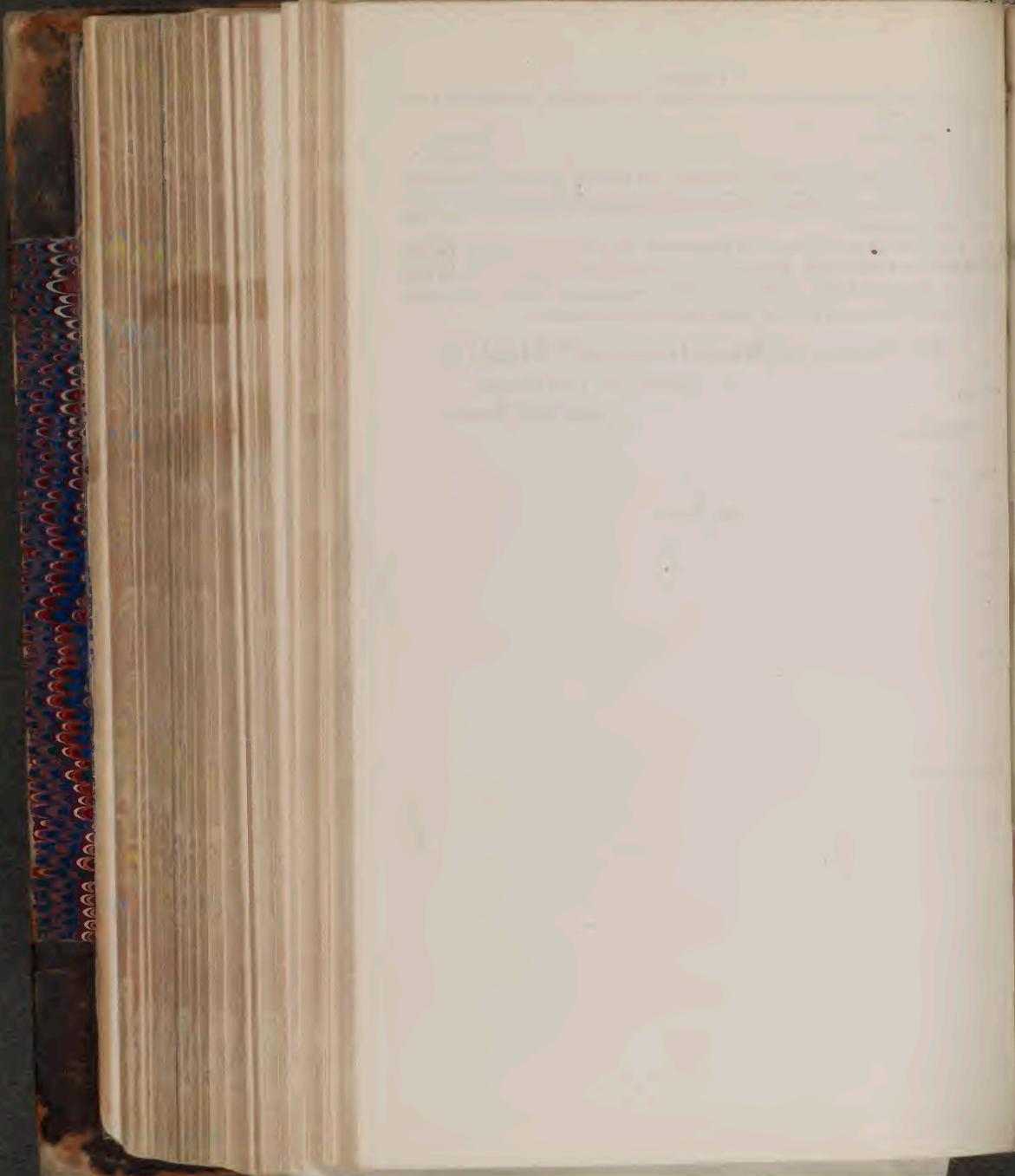
BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE.

Asst. Adjt. General.

OFFICIAL.

A. D. C.



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, Md., Oct. 22, 1864

GENERAL ORDERS }
No. 96. }

I.—Before a General Court Martial, convened at the Relay House, Md., by Special Order No. 121, from the Head Quarters 1st Separate Brigade, Relay House, Md., Sept. 27, 1864, of which Lt. Col. WILLIAM L. BEAR, 195th Regt. Penna. Vols., was President, were arraigned and tried :

1. Captain *John H. Devine*, Co. K, 93d N. Y. State National Guard.

CHARGE 1ST :

Drunkenness and Disorderly Conduct.

Specification.—In this, that the said *John H. Devine*, Captain Co. K, 93d Regt. N. Y. S. N. G., did on or about the afternoon of the 22d day of Sept. 1864, between the hours of 12 M. and 4 P. M. enter the Camp in an intoxicated state, and proceeded at once to insult the officers of his company, 1st Lieut. P. Harrington, Co. K, 93d N. Y. S. N. G. and 2d Lieut. John Gavin, Co. K, 93d N. Y. S. N. G. All this at the Camp of the 93d Regt. N. Y. S. N. G. near Relay House, Md., on or about the 22d day of September, 1864.

CHARGE 2D :

Conduct unbecoming an Officer and a Gentleman.

Specification.—In this, that he, the said Captain *John H. Devine*, did on the 22d day of Sept. 1864, while under the influence of liquor, proceed to abuse the officers of the field and staff of the 93d Regt. N. Y. S. N. G., calling them "suckers," "beats," "drunken bloats," or words to that effect. This at the Camp of the 93d Regt. N. Y. S. N. G. near the Relay House, Md., on or about the 22d day of September, 1864.

CHARGE 3D :

Conduct to the prejudice of good order and Military Discipline.

Specification 1st—In this, that he, the said Captain *John H. Devine*, Co. K, 93d N. Y. S. N. G., did on or about the 22d day of September, 1864, call the officers of his company, 1st Lieut. P. Harrington and 2d Lieut. John Gavin, Co. K, 93d Regt. N. Y. S. N. G., in his company street, and in the presence of some of the enlisted men of his company "damned liars."

Specification 2d.—In this, that he, the said Captain *John H. Devine*, Co. K, 93d Regt. N. Y. S. N. G., did on several occasions, in the presence of the enlisted men of his company say, "that in case of a fight at this place he would leave the God damned sons of bitches that were commanding the Regiment alone and take his company out of here," or words to that effect. All this at the Camp of the 93d Regt. N. Y. S. N. G. near the Relay House, Md., on or about the 22d day of September, 1864.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the 1st specification of the 3d charge, "Not guilty."

To the 2d specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the 1st specification of the 3d charge, "Guilty."

Of the 2d specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, Captain *John H. Devine*, of Co. K, 93d Regt. N. Y. S. N. G., "to be cashiered and utterly disabled to have or hold any office or employment in the service of the United States."

HEAD QUARTERS 1ST SEP. BRIG. 8TH ARMY CORPS,
RELAY HOUSE, B. & O. R. R., Oct. 8, 1864.

The foregoing proceedings in the case of Captain *John H. Devine*, are fully approved, and the findings and sentence confirmed. This case is respectfully submitted to the Major General Commanding Middle Department in conformity with an Act of Congress, approved Dec. 24, 1861, for his approval and orders in the case.

Signed,

E. B. TYLER,
Brig. Genl. Commanding.

2. Captain *Absalom B. Selheimer*, Co. H, 195th Regt. Penna. Vols.

CHARGE 1ST:

Absence without leave.

Specification.—In this, that Captain *A. B. Selheimer*, Co. H, 195th Regt. Penna. Vols., did absent himself from his Company and Regiment without authority, and went to Frederick City, Md., on or about the 5th day of September, 1864, at the Camp of said Regiment, Monocacy Junction, Md.

CHARGE 2D:

Neglect of Duty.

Specification.—In this, that he Captain *A. B. Selheimer*, Co. H, 195th Regt. Penna. Vols., left his Company without any commissioned officer and went to Frederick City, Md., and did remain absent one whole night. All this at the Camp of the 195th Regt. Penna. Vols. at Monocacy Junction, Md., on or about the 5th day of September, 1864.

To which charges and specifications the accused pleaded as follows:
 To the specification of the 1st charge, "Guilty."
 To the 1st charge, "Guilty."
 To the specification of the 2d charge, "Guilty."
 To the 2d charge, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."
 Of the 1st charge, "Guilty."
 Of the specification of the 2d charge, "Guilty."
 Of the 2d charge, "Guilty."

SENTENCE.

And the Court do therefore, after mature deliberation of the evidence adduced, sentence him, Captain *Absoiam B. Selheimer*, of Co. H, 195th Regt. Penna. Vols., "to be dismissed the service of the United States."

HEAD QUARTERS, 1ST SEP. BRIG. 8TH ARMY CORPS,
RELAY HOUSE, B. & O. R. R., Oct 8, 1864.

The foregoing proceedings in the case of Captain *A. B. Selheimer*, Co. H, 195th Penna. Vols., are approved, and the findings and sentence confirmed. In conformity with the Act of Congress, approved Dec. 24, 1861, this case is respectfully submitted to the Major General Commanding, with reference to the recommendation of the members of the Court for orders in the case.

Signed,

E. B. TYLER,
Brig. Genl. Commanding.

3. 1st Lieut. *Samuel B. Marks*, Co. H, 195th Regt. Penna. Vols.

CHARGE 1ST:

Absence without leave.

Specification.—In this, that 1st Lieut. *Samuel B. Marks*, Co. H, 195th Regt. Penna. Vols., did absent himself from his Company and Regiment without authority and went to Frederick City Md. on or about the 5th day of September, 1864, at the Camp of said Regiment, Monocacy Junction, Md.

CHARGE 2D:

Neglect of Duty.

Specification.—In this, that 1st Lieut. *Samuel B. Marks*, left his Company without any commissioned officer and went

to Frederick City, Md., and did remain absent one whole night. All this at the Camp of the 195th Regiment Penna. Vols., Monocacy Junction, Md., on or about the 5th day of Sept. 1864.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Guilty."

To the 2d charge, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE :

And the Court do therefore sentence him, 1st Lieut. *Samuel B. Marks*, Co. H, 195th Regiment Penna. Vols., "to be dismissed the service of the United States."

HEAD QUARTERS 1ST SEP. BRIGADE, 8TH ARMY CORPS,
RELAY HOUSE, B. & O. R. R., Oct. 8, 1864.

The foregoing proceedings in the case of 1st Lieut. *Samuel B. Marks*, Co. H, 195th Regt. Penna. Vols., are approved, and the finding and sentence confirmed.

In conformity with the Act of Congress, approved Dec 24, 1861, this case is respectfully submitted to the Major General Commanding, with reference to the recommendation of the members of the Court for orders in the case.

Signed,

E. B. TYLER.
Brig. Genl. Commanding.

II.—The proceedings, findings and sentences in the foregoing cases of Captain *John H. Devine*, Captain *A. B. Selheimer*, and 1st Lieut. *Samuel B. Marks*, are approved and confirmed, and they cease to be officers in the Military Service of the United States from this date.

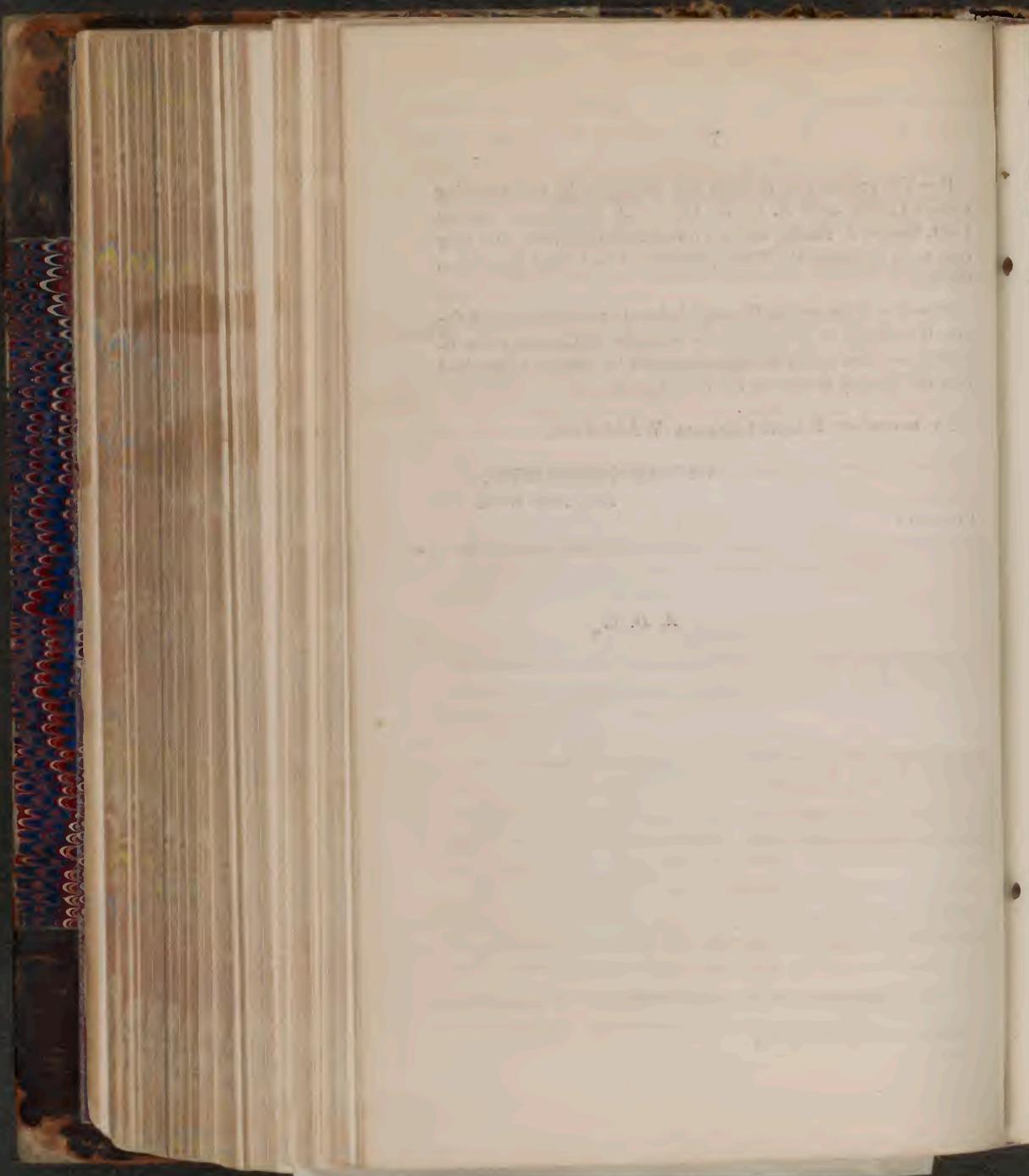
III.—The Commanding General desires to mitigate in some degree the severity of the sentence in the case of Captain *John H. Devine*, and directs that his sentence should be simply a dismissal from the Military Service of the United States.

BY ORDER OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS,
Asst. Adjt. Gen'l.

OFFICIAL :

A. D. C.



HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 97. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 24th, 1864.

I. Before a General Court Martial, convened at Camp Carroll, Baltimore Md. by virtue of Special Order No. 62, Head-Quarters 3rd Separate Brigade 8th Army Corps, of which Lieut. Col. ROBERT McMICHAEL, 194th Penn. Vols. was President was arraigned and tried.

1. 1ST LIEUT. B. J. ASHLEY, 7th N. Y. Heavy Artillery.

CHARGE. *Absence without leave.*

Specification.—In this, that the said 1st Lieut. B. J. Ashley, 7th New York Heavy Artillery having reported at these Head-Quarters for duty in accordance with Special Orders No. 22, dated Head-Quarters 3rd Separate Brigade 8th Army Corps, Baltimore August 4th 1864, and having been assigned as Instructor of Artillery to the troops garrisoning Fort No. 4, N. W. Defences, Baltimore, by Special Orders No. 103, dated Head-Quarters N. W. Defences, Baltimore August 4th 1864, did absent himself from his post without authority of his commanding Officer on Friday Sept 2nd, 1864, and did not return until Friday Sept. 9th 1864. All this at Fort No. 4, N. W. Defences of Baltimore on or about September 2nd 1864.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, "Guilty."
To the charge, "Guilty."

FINDING.

The Court having maturely considered the case, find the accused in affirmance of his plea as follows :

Of the specification, "Guilty."
Of the charge, "Guilty."

And the Court do therefore sentence him the said 1st Lieut. B. J. Ashley, 7th N. Y. Heavy Artillery, to be dismissed the service of the United States and to forfeit all pay and allowances which are now due or may become due him as 1st Lieut. 7th Regt. N. Y. Heavy Artillery.

HEAD-QUARTERS 3rd SEPARATE BRIGADE,

EIGHTH ARMY CORPS.

Baltimore October 8th 1864.

The proceedings, finding and sentence in the case of Lieut. B. J. Ashley are approved and confirmed. Whatever disposition the Brig. Genl. Comdg. might have had to regard the recommendation of the Court, the conduct of Lieut. Ashley since his trial, in breaking his arrest and absenting himself without leave, renders such a course now impossible. Lieut. B. J. Ashley 7th N. Y. Heavy Artillery, therefore ceases to be an officer of the United States Army from this date, subject to the approval of the Major Genl. Commanding Department.

(Signed.) HENRY H. LOCKWOOD,

Brig. Genl. Commanding.

II. The proceedings finding and sentence in the case of Lieut. B. J. Ashley 7th New York Heavy Artillery, are approved and confirmed and he ceases to be an officer in the Military Service of the United States from this date.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS.

Asst. Adjt. General.

OFFICIAL.

CHAPTER I
THE DISCOVERY OF AMERICA
The first discovery of America was made by Christopher Columbus in 1492. He sailed from Spain in August and reached the island of San Salvador in the Bahamas on October 12. Columbus was the first European to reach the Americas, and his discovery opened the way for European exploration and settlement of the continent.



HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 98. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 24th, 1864.

I. Before a General Court Martial convened at Annapolis, Md. by virtue of Par. 4, S. O. 212, Head-Quarters Middle Dept. August 24th 1864, of which Col. J. W. CONINE 5th U. S. Colored Troops, is President, was arraigned and tried.

1. RICHARD H. SEE, 1st Lieut. Co. 'I' 16th Pa. Cavalry.

CHARGE. *Conduct unbecoming an officer and a gentleman.*

Specification 1st.—In this, that the said Richard H. See, 1st Lieut. Co. 'I' 16th Pa. Cavalry, did, on the 14th day of September 1864, while a patient in the Officers Hospital Middle Department Annapolis Md., present himself in the dining hall of said Officers Hospital at the hour of dinner in a state of marked intoxication, and did behave himself there and then in a manner disgraceful to himself as an officer.

Specification 2nd.—In this, that the said Richard H. See, 1st Lieut. Co. 'I,' 16th Pa Cavalry, did on the 17th day of Sept 1864, at the Officers Hospital, Annapolis Md. while under arrest become intoxicated and was found in the Hospital inclosure in a state of intoxication.

To which charge and specifications the accused pleaded as follows :

To the 1st specification,	"Not Guilty."
To the 2nd specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence, adduced do find the accused as follows :

Of the 1st specification,	"Guilty."
Of the 2nd specification,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him 1st Lieut. Richard H. See, Co. 'I' 16th Pa. Cavalry, to be dismissed the service of the United States.

II. The proceedings finding and sentence in the case of Richard H. See, 1st Lieut. Co. 'I' 16th Pa. Cavalry, are approved and confirmed and he ceases to be an officer in the Military Service of the United States from this date.

III. The General Court Martial of which Colonel J. W. Conine, 5th U. S. C. Troops is President is hereby dissolved.

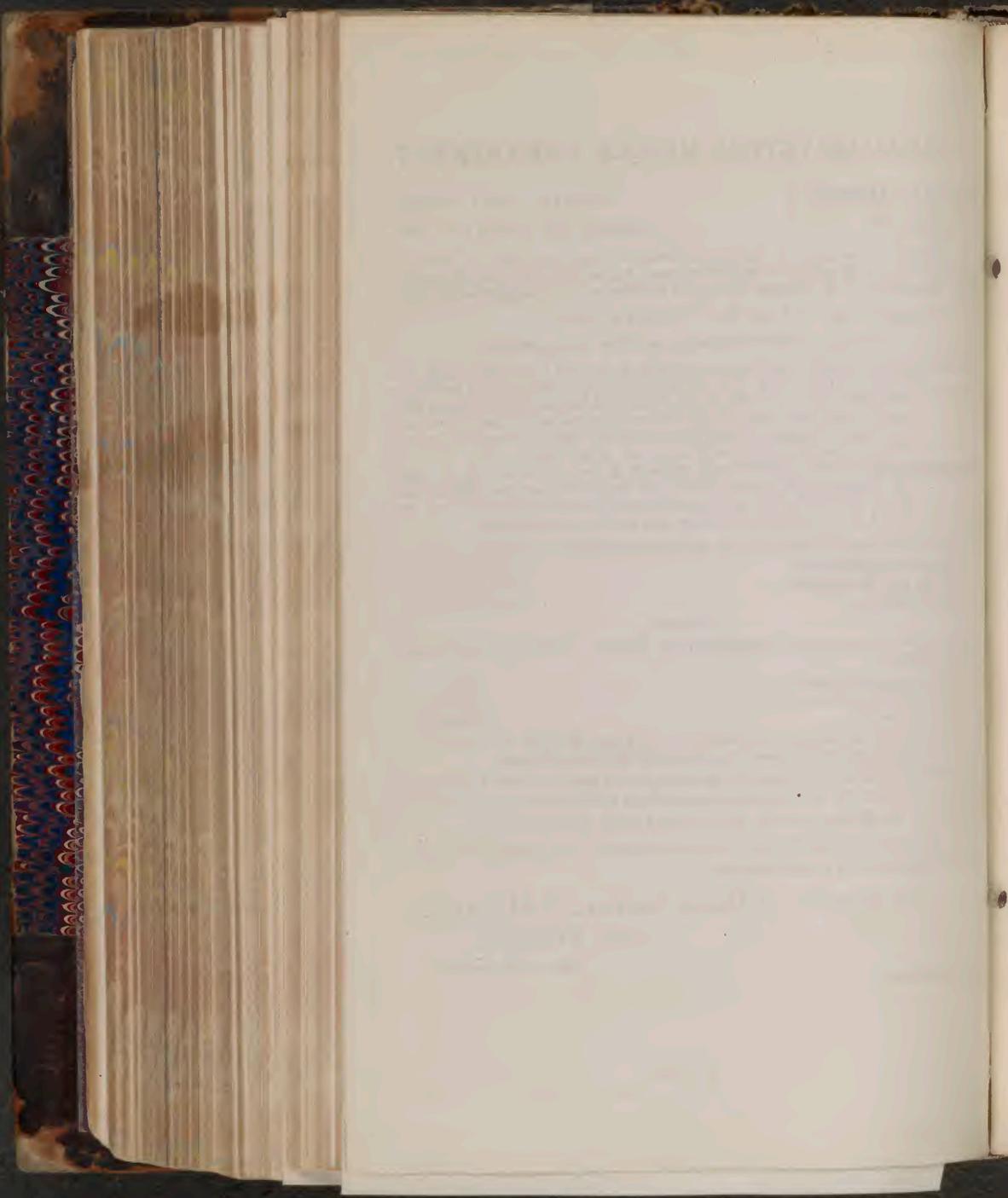
BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS.

Asst. Adjt. General.

OFFICIAL.

A. D. C.



HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 99. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 25th, 1864.

I. Before a General Court Martial convened at Baltimore, Md. by virtue of Par. 5. S. O. 206, Head-Quarters Middle Dept. August 17th 1864, of which Col. GEO. H. PIERSON, 5th Regt. Mass. Vol. Militia was President, was arraigned and tried.

1. ROBERT L. WATERBURY, Surgeon 93rd Regt. N. Y. State Guards.

CHARGE 1ST. *Conduct unbecoming an officer and a gentleman.*

Specification 1st.—In this, that he, Surgeon Robert L. Waterbury, of the 93rd Regt. New York State Guards, at or near the Relay House Md. on or about the 1st day of August 1864, did without provocation violently seize Asst. Surgeon George Rosenberger of the same regiment by the shoulders, and throw him outside the door of the Barracks. This to the injury of the said Rosenberger, while in the discharge of his duties and to the disgrace and injury of the public service.

Specification 2nd.—In this, that he, Surgeon Robert L. Waterbury of the 93rd Regt. New York State Guards, on or about August 1st 1864, did refuse to let Asst. Surgeon George Rosenberger of same Regiment, enter the Hospital Department at the Relay House Md. for the purpose of procuring Medicine for a sick man, saying abruptly, what do you want Rosenberger, then abruptly closing the door and bolting it as the said Rosenberger was about to enter the said house. This while the said Rosenberger was in the discharge of his duties and to the disgrace of the service.

CHARGE 2ND. *Conduct prejudicial to good order and Military discipline.*

Specification 1st.—In this, that he Surgeon Robert L. Waterbury of the 93rd Regt. New York State Guards, did on or about the 1st day of August 1864, at or near the Relay House Md. violently seize Asst. Surgeon George Rosenberger by the shoulders and throw him out of the Quarters. This without provocation on the part of the said Rosenberger and while in the discharge of his duties.

Specification 2nd.—In this, that he, Surgeon Robert L. Waterbury of the 93rd Regt. New York State Guards, did refuse to admit Asst. Surgeon George Rosenberger of same regiment, into the Hospital Department at the Relay House Md. on or about the 1st day of August 1864, for the purpose of obtaining Medicine for a sick man by closing and fastening the door of the said Hospital as the said Rosenberger was about to enter. This while the said Rosenberger was in the discharge of his duties.

CHARGE 3RD.—*Drunkenness on duty.*

Specification.—In this, that he Robert L. Waterbury of the 93rd Regt. New York State Guards, was drunk on duty at the Relay House Md. on or about the 17th day of August 1864.

To which charges and specifications the accused pleaded as follows :

To the 1st specification of the 1st charge,	"Not Guilty."
To the 2nd specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the 1st specification of the 2nd charge,	"Not Guilty."
To the 2nd specification of the 2nd charge,	"Not Guilty."
To the 2nd charge,	"Not Guilty."
To the specification of the 3rd charge,	"Not Guilty."
To the 3rd charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced do find the accused as follows :

Of the 1st specification of the 1st charge,	"Guilty."
Of the 2nd specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the 1st specification of the 2nd charge,	"Guilty."
Of the 2nd specification of the 2nd charge,	"Guilty."
Of the 2nd charge,	"Guilty."
Of the specification of the 2nd charge,	"Guilty."
Of the 3rd charge,	"Guilty."

And the Court do therefore sentence him Surgeon Robert L. Waterbury of the 93rd Regt. New York State Guards, "To be dismissed the service of the United States."

II. The proceedings finding and sentence in the above case of Surgeon Robert L. Waterbury, 93rd Regt. New York State Guards, are approved and confirmed and he ceases to be an officer in the Military Service of the United States from this date.

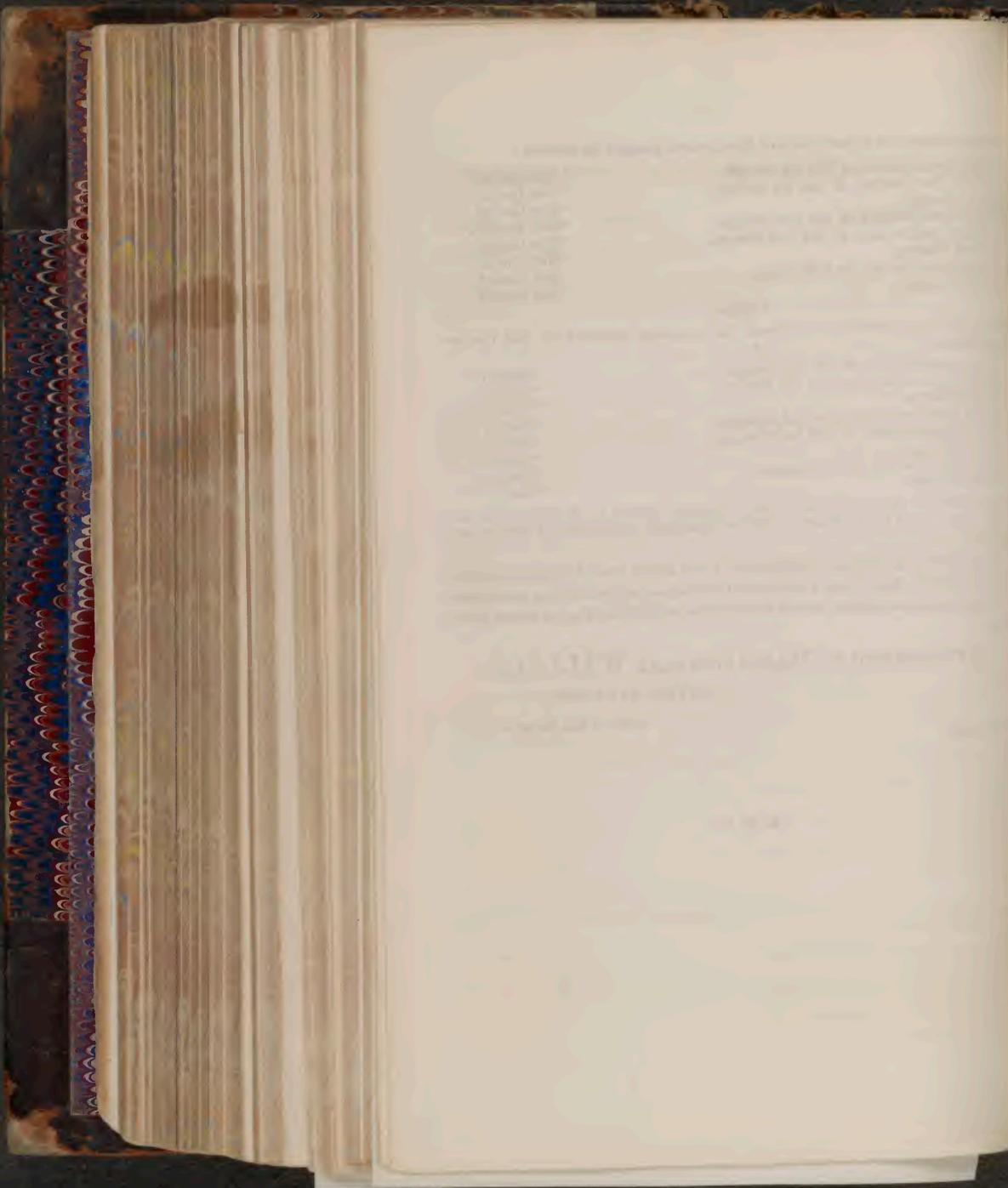
BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATHEWS.

Asst. Adjt. General.

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HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 100. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 26th, 1864.

I. Before a General Court Martial convened at Baltimore, Md. by virtue of Par. 5. S. O. 206, Head-Quarters Middle Dept. August 17th 1864, of which Col. GEO. H. PIENSON, 5th Regt. Mass. Vol. Militia was President, was arraigned and tried.

1. 1st Lieut. ROBERT RUSSELL Jr. Co. 'H' 43rd N. Y. Vols.

CHARGE 1ST.

Drunkenness to the prejudice of good order and Military discipline.

Specification.—In this, that he 1st Lieut. Robert Russell Jr. Co. "H" 43rd Regt. New York Vols., on or about the 27th day of September 1864, was drunk at the Provost Marshals Office of the 8th Army Corps at Baltimore Md. This to the disgrace and injury of the Public Service.

CHARGE 2ND.

Conduct unbecoming an officer and a gentleman.

Specification.—In this, that he 1st Lieut. Robert Russell Jr. Co. "H" 43rd Regt. New York Vols, did positively deny to Capt. W. H. Wiegel, Acting Provost Marshal 8th Army Corps, that he had been inside the office of the said Wiegel asleep and in a drunken state on the 27th day of September 1864, which denial was false. This at Baltimore Maryland.

CHARGE 3RD.

Conduct to the prejudice of good order and Military discipline.

Specification.—In this, that he 1st Lieut. Robert Russell Jr. Co. "H" 43rd Regt. New York Vols., did say, that if the Provost Marshal confined him on the charge of being drunk he was a G—d d—d liar or words to that effect, also using other profane and abusive language. This at Baltimore Maryland on or about the 27th day of September 1864.

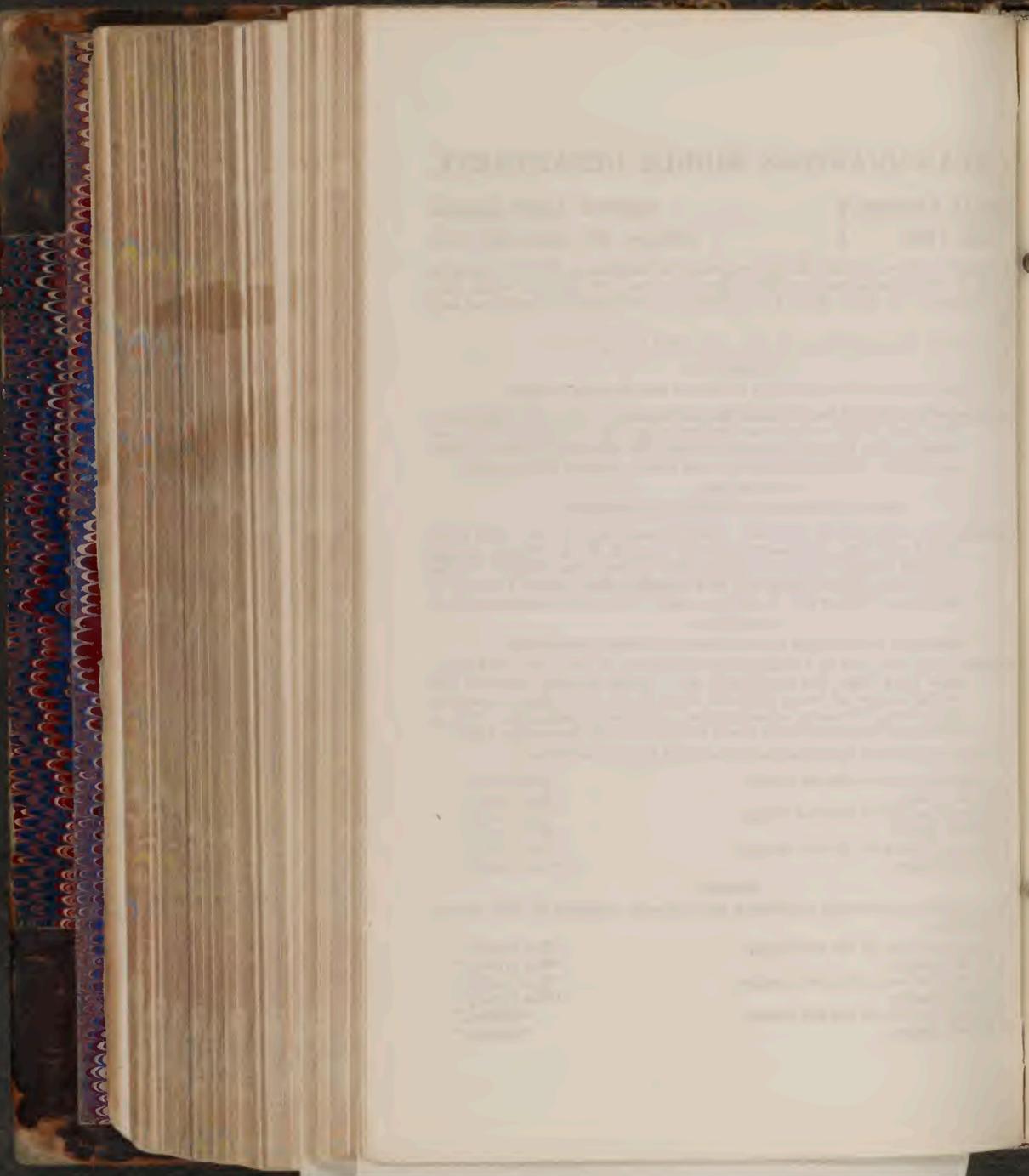
To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2nd charge,	"Not Guilty."
To the 2nd charge,	"Not Guilty."
To the specification of the 3rd charge,	"Not Guilty."
To the 3rd charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced do find the accused as follows :

Of the specification of the 1st charge,	"Not Guilty."
Of the 1st charge,	"Not Guilty."
Of the specification of the 2nd charge,	"Not Guilty."
Of the 2nd charge,	"Not Guilty."
Of the specification of the 3rd charge,	"Guilty."
Of the 3rd charge,	"Guilty."



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And the Court do therefore sentence him 1st Lieut. Robert Russell Jr. Co. "H" 43rd Regt. New York Vols., "To be reprimanded by the General Commanding in General Orders.

II. The proceedings finding and sentence in the case of 1st Lieut. Robert Russell Jr. Co "H" 43rd Regt. New York Vols. are approved and confirmed.

The Commanding General in approving this sentence and in carrying it into execution, feels that nothing he can say, can deepen the disgrace of the accused, involved in the finding and sentence of the Court. He will therefore do no more than express his surprise that an officer in the service of the United States should have so far forgotten the proprieties of his position, and his sincere hope that he will endeavor by his future conduct to relieve his character from the stigma now attached to it.

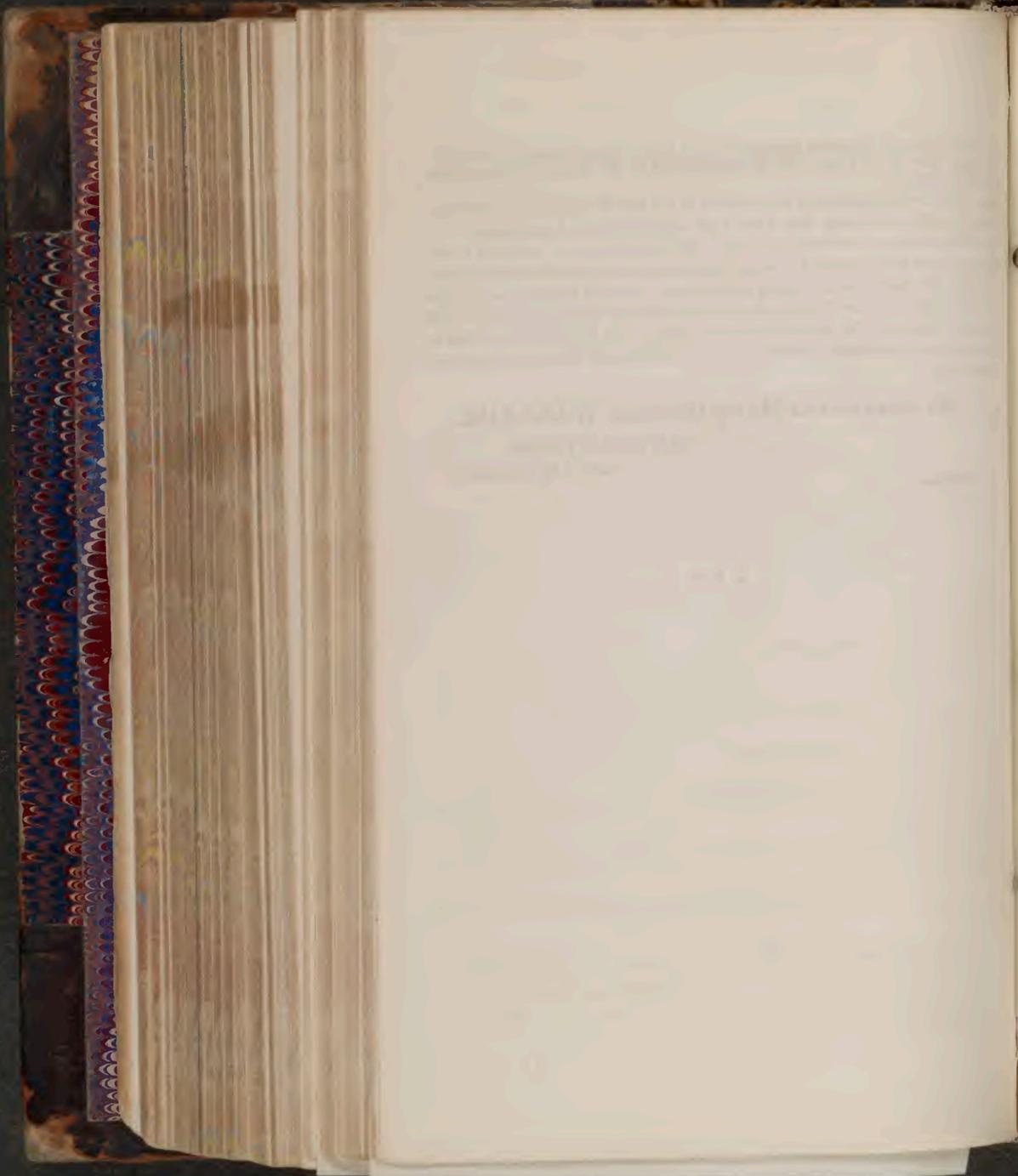
BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS.

Asst. Adjt. General.

OFFICIAL.

A. D. C.



HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 101. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 26th, 1864.

I. Before a General Court Martial convened at Baltimore, Md. by virtue of PAR. 5. S. O. 206, Head-Quarters Middle Dept. August 17th 1864, of which Col. GEO. H. PIERSON, 5th Regt. Mass. Vol. Militia was President, was arraigned and tried.

1. RICHARD B. LYNCH, Private Co. "B" 12th Regt. Pa. Vol. Cavalry.

CHARGE 1ST. *Disloyalty.*

Specification.—In this, that he Richard B. Lynch a private of Co. "B" 12th Regt. Pa. Vol. Cavalry, in the United States Army, did on or about the 19th day of September 1864, in a public house in the city of Baltimore Maryland, drink to the health of Stonewall Jackson a late General in the Army of the so-called Confederate States then at war with the United States.

CHARGE 2ND.

Conduct prejudicial to good order and Military discipline.

Specification 1st.—In this, that he Richard B. Lynch a private of Co. "B" 12th Regt. Pa. Vol. Cav. did, at the office of the Provost Marshal 8th Army Corps, say that he had drunk to the health of Stonewall Jackson and that he would do so again or words to that effect. This at Baltimore Maryland on or about the 19th day of September 1864.

Specification 2nd.—In this, that he Richard B. Lynch a private of Co. "B" 12th Regt. Pa. Vol. Cavalry, did publicly aver that he was not in the Army as a soldier but as a Politician for McClellan or words to that effect. This at Baltimore Maryland on or about the 19th day of September 1864.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the 1st specification of the 2nd charge,	"Not Guilty."
To the 2nd specification of the 2nd charge,	"Not Guilty."
To the 2nd charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced do find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Not Guilty."
Of the 1st specification of the 2nd charge,	"Guilty."
Of the 2nd specification of the 2nd charge,	<i>Guilty, except words for McClellan.</i>
Of the 2nd charge,	"Guilty."

And the Court do therefore sentence him Richard B. Lynch, Co. "B" 12th Regt. Pa. Cavalry, "To have the sum of *ten dollars* per month for two consecutive months deducted from his next pay."

II. The proceedings finding and sentence in the foregoing case of Richard B. Lynch, are approved and confirmed and the sentence will be carried into execution.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATHEWS.

Asst. Adjt. General.

OFFICIAL.

CHAPTER I

THE EARLY HISTORY OF THE UNITED STATES

HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 102. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 28th, 1864.

I. Before a Military Commission convened at Baltimore, Md. by virtue of Par. 7, S. O. 206, Head-Quarters Middle Dept. August 17th 1864, of which Lieut. Col. C. T. HANLEY, was President, were arraigned and tried.

1. CHARLES V LIEPPER, now or late of the army of the so-called Confederate States.

CHARGE 1ST. *Acting as a spy.*

Specification.—In this, that Charles V. Liepper, now or late of the Army of the so-called Confederate States, was found acting as a spy in a time of war and rebellion against the supreme authority of the United States in and about the posts, quarters and encampments of the Army of the United States in the State of Maryland and especially in and about those at the Relay House at Monrovia and elsewhere in Howard, Baltimore, Frederick and Carroll Counties Maryland. All this on or about the 18th day of June 1864.

CHARGE 2ND.

Lurking as a spy in and about the posts, quarters and encampments of the Army of the United States in time of rebellion.

Specification.—In this, that he the said Charles V. Liepper, now or late of the Army of the so-called Confederate States, on or about the 18th day of June 1864, in a time of war and rebellion against the Supreme Authority of the United States was found lurking as a spy in and about the posts, quarters and encampments of the Army of the United States in Maryland and especially in and about those at or near the Relay House and Monrovia and in Howard, Carroll, Baltimore and Frederick Counties Maryland.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2nd charge,	"Not Guilty."
To the 2nd charge,	"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Not Guilty."
Of the 1st charge,	"Not Guilty."
Of the specification of the 2nd charge,	"Not Guilty."
Of the 2nd charge,	"Not Guilty."

And the Commission do therefore acquit him the said Charles V. Liepper.

THE HISTORY OF THE UNITED STATES OF AMERICA

BY CHARLES C. SMITH

THE HISTORY OF THE UNITED STATES OF AMERICA

2. GREENBURY G. WALTERS, now or late of the Army of the so-called Confederate States.

CHARGE 1st. *Acting as a spy.*

Specification.—In this, that Greenbury G. Walters, now or late of the Army of the so-called Confederate States, on or about the 18th day of June 1864, in time of war and rebellion against the Supreme Authority of the United States, was found acting as a spy in and about the posts, quarters and encampments of the Army of the United States in Maryland and especially in and about those in Carroll, Howard, Baltimore and Frederick Counties Maryland.

CHARGE 2ND.

Lurking as a spy in and about the posts, quarters and encampments of the Army of the United States.

Specification.—In this, that Greenbury G. Walters, now or late of the Army of the so-called Confederate States, on or about the 18th day of June 1864, in a time of war and rebellion against the Supreme Authority of the United States, was found lurking as a spy in and about the posts, quarters and encampments of the Army of the United States, in Maryland and especially in and about those in Carroll, Howard, Baltimore and Frederick Counties Maryland.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2nd charge,	"Not Guilty."
To the 2nd charge,	"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification to 1st charge,	"Not Guilty."
Of the 1st charge,	"Not Guilty."
Of the specification of the 2nd charge,	"Not Guilty."
Of the 2nd charge,	"Not Guilty."

And the Commission do therefore acquit him the said Greenbury G. Walters.

II. The proceedings findings and sentences in the foregoing cases of Charles V. Liepper and Greenbury G. Walters are approved and confirmed.

III. It being evident that the prisoners Liepper and Walters are soldiers in the Army of the so-called Confederate States, they will be transferred by the Provost Marshal to the custody of the Officer in Command of Fort McHenry by whom they will be held as prisoners of war, subject to the orders of the Secretary of war.

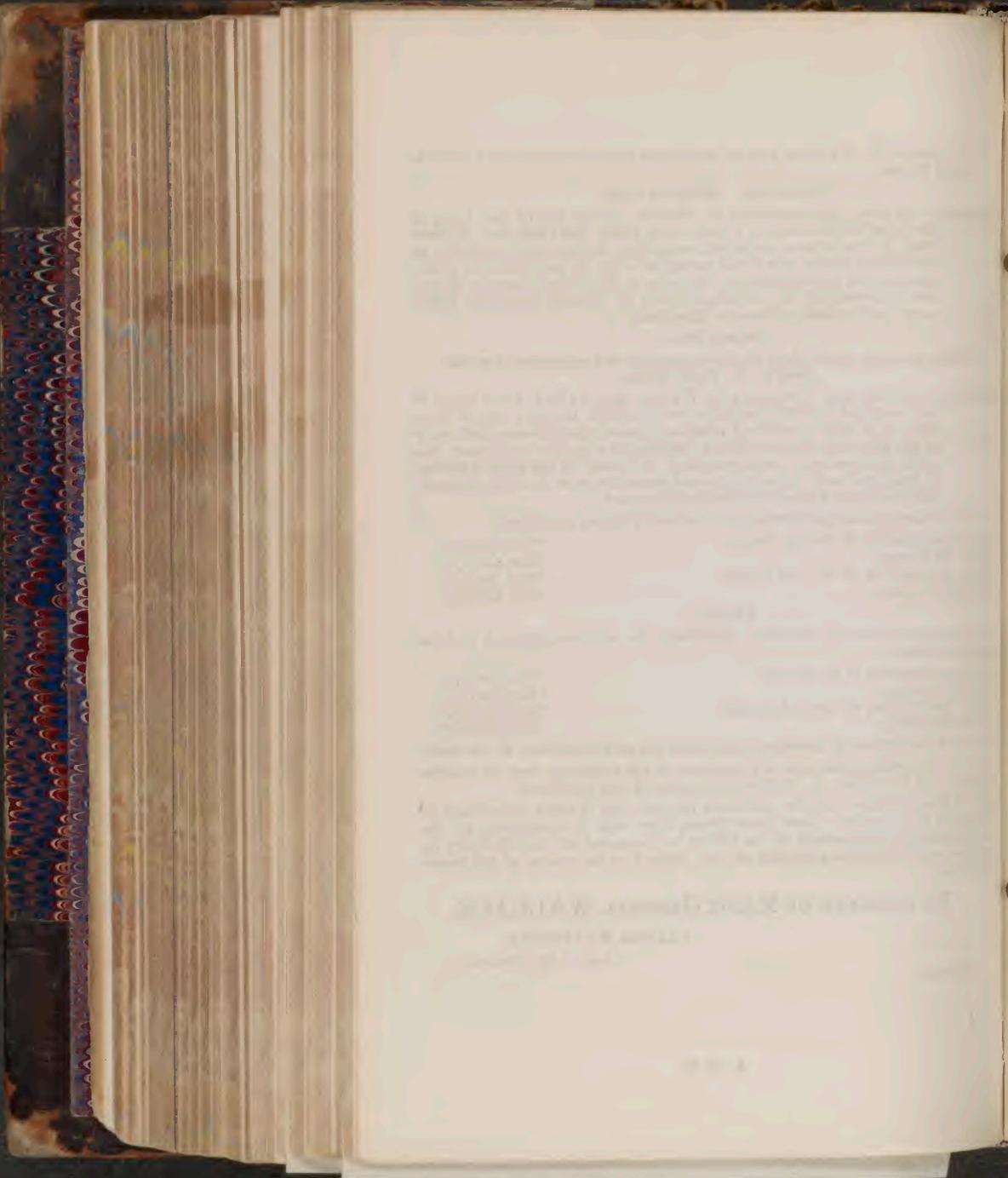
BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS.

Asst. Adjt. General.

OFFICIAL.

A. D. C.



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HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 103. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 29th, 1864.

I. Before a Military Commission convened at Baltimore, Md. by virtue of Par. 7, S. O. 206, Head-Quarters Middle Dept. August 17th 1864, of which Lieut. Col. C. T. HANLEY, was President, was arraigned and tried.

1. WILLIAM EDWARDS, now or late of the army of the so-called Confederate States.

CHARGE. *Acting as a spy.*

Specification.—In this, that he William Edwards, now or late of the Army of the so-called Confederate States, was found acting as a spy in a time of war and rebellion against the supreme authority of the United States in and about the posts, quarters and encampments of the Army of the United States in the State of Maryland and more especially in and about the city of Baltimore. This on or about the 16th day of August 1864.

To which charge and specification the accused pleaded as follows :

To the specification,
To the charge,

“Not Guilty.”
“Not Guilty.”

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification,
Of the charge,

“Not Guilty.”
“Not Guilty.”

And the Commission do therefore acquit him the said William Edwards.

II. The proceedings finding and sentence in the foregoing case of William Edwards are approved and confirmed, and the prisoner will be released from confinement.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS.

Asst. Adj. General.

OFFICIAL.

A. D. C.

THE UNIVERSITY OF CHICAGO

PH.D. THESIS

BY [Name]

IN THE FIELD OF [Field]

Submitted in partial fulfillment of the requirements for the degree of Doctor of Philosophy

at the University of Chicago

Chicago, Illinois

19[Year]

[Signature]

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HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 104. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 29th, 1864.

1. Before a Military Commission convened at Baltimore, Md. by virtue of Par. 7, S. O. 206, Head-Quarters Middle Dept. August 17th 1864, of which Lieut. Col. C. T. HANLEY, was President, was arraigned and tried.

1. HENRY BUDENTER.

CHARGE 1ST. *Larceny.*

Specification 1st.—In this, that Henry Budenter, did on or about the 9th day of September 1864 feloniously take, steal and carry away from the officers of the United States, having the same in charge a large amount of property of the United States to wit; 14 halters, 2 pairs traces, 1 collar, 2 pairs stirrups, 1 set of breeching, 13 bridles, 1 pair hames, 1 saddle, 3 saddle bags, 10 horse girths, 2 horse brushes and a large number of straps. This at Baltimore Maryland.

Specification 2nd.—In this, that he Henry Budenter, did on or about the 9th day of September 1864, feloniously take, steal and carry away from the proper place of deposit for the same at Washington D. C. a large amount of property of the United States to wit; 14 halters, 2 pair traces, 1 collar, 1 pair stirrups, 1 set of breeching, 13 bridles, 1 pair hames, 1 saddle, 3 saddle bags, 10 horse girths, 2 horse brushes and sundry straps.

CHARGE 2ND.

Purchasing Military equipments of the United States, contrary to the 24th section of the Act of Congress, approved March 3rd 1863, entitled an act for the enrolling and calling out the national forces and for other purposes.

Specification.—In this, that the said Henry Budenter, did on or about the 19th day of September 1864, at Washington D. C. purchase from a soldier or soldiers of the United States, his and their equipments to wit; halters, saddles, saddle bags, girths bridles, traces, hames and various other articles. The names of the soldier or soldiers being unknown.

To which charges and specifications the accused pleaded as follows :

To the 1st specification of the 1st charge,	"Not Guilty."
To the 2nd specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2nd charge,	"Not Guilty."
To the 2nd charge,	"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the 1st specification to 1st charge,	"Guilty."
Of the 2nd specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2nd charge,	"Not Guilty."
Of the 2nd charge,	"Not Guilty."

MEMORANDUM FOR THE RECORD

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And the Commission do therefore sentence him the said Henry Budenter, "To be imprisoned at hard labor for and during the period of *nine months* from the day of arrest (Sept. 9th 1864,) at such place as the Commanding General may designate and then to be released upon the payment of *one hundred dollars* to the Government of the United States, or in default of paying the same to be further imprisoned until the same shall have been paid."

II. The proceedings finding and sentence in the foregoing case of Henry Budenter are approved and confirmed and the sentence will be carried into execution The Commanding General designates the Penitentiary at Albany New York as the place of imprisonment of the prisoner.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS.

Asst. Adjt. General.

OFFICIAL.

A. D. G.

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THE OFFICE OF HONOR GENERAL INVESTIGATOR

UNITED STATES DEPARTMENT OF JUSTICE

WASHINGTON, D. C.

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 105. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 31st, 1864.

I. Before a Military Commission convened at Baltimore, Md. by virtue of Par. 7. S. O. 206, Head-Quarters Middle Dept. August 17th 1864, of which Lieut. Col. C. T. HANLEY, was President, was arraigned and tried.

1. FREDERICK DIELMAN.

CHARGE 1ST.

Conduct tending to excite sedition and encourage rebellion.

Specification.—In this, that Frederick Dielman a citizen, did on or about the 9th day of July 1864, at New Windsor Carroll County Maryland when the rebel soldiers approached the said town in their raid into Maryland, hurrah for them and express joy and triumph at their success and their coming to the said town.

CHARGE 2ND.

Giving information to the enemies of the United States within a District under Martial law and holding intercourse with them without authority.

Specification.—In this, that he Frederick Dielman a citizen, did on or about the 9th day of July 1864, at or near New Windsor Maryland a place under Martial law without authority therefor give information to certain soldiers of the Army of the so-called Confederate States, then at war with the United States and then invading the said State of Maryland whereby the said rebel soldiers were enabled to seize upon certain property of loyal citizens of the said State of Maryland and did then and there hold other intercourse with the said rebel soldiers without authority therefor.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2nd charge,	"Not Guilty."
To the 2nd charge,	"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification to 1st charge,	"Not Guilty."
Of the 1st charge,	"Not Guilty."
Of the specification of the 2nd charge,	"Not Guilty."
Of the 2nd charge,	"Not Guilty."

And the Commission do therefore acquit him the said Frederick Dielman.

11. The proceedings finding and sentence in the case of Frederick Dielman are approved and confirmed and the accused will be released from confinement.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS.

Asst. Adj. General.

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HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }
No. 106. }

EIGHTH ARMY CORPS.

Baltimore, Md., October 31st, 1864.

I. Before a Military Commission convened at Baltimore, Md. by virtue of Par. 7. S. O. 206, Head-Quarters Middle Dept. August 17th 1864, of which Major PATRICK CONNOLLY, 93rd N. Y. S. N. G. was President, was arraigned and tried.

1. JAMES MOORE, (Colored.)

CHARGE. *Aiding Desertion.*

Specification.—In this, that he the said James Moore, Colored, did on or about the 7th and 13th days of September 1864, aid and assist one Thomas Wiley *alias* Fred Miller (colored) a soldier in the Army of the United States to desert the service by furnishing the said Thomas Wiley *alias* Fred Miller (colored) with citizens clothing. This at Baltimore Md.

To which charge and specification the accused pleaded as follows :

To the specification, "Guilty."
To the charge, "Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification, "Guilty."
Of the charge, "Guilty."

And the Commission do therefore sentence him the said James Moore, "To be imprisoned at hard labor for and during the period of *three years* to date from the day of arrest (Sept. 13th 1864,) at such place as the Commanding General may designate."

II. The proceedings finding and sentence in the foregoing case are approved and confirmed and the sentence will be carried into execution. The Commanding General designates Fort McHenry Md. as the place of confinement of the prisoner James Moore Colored.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATHEWS.

Asst. Adjt. General.

OFFICIAL.

A. D. C.

THE HISTORY OF THE
CITY OF BOSTON
FROM THE FIRST SETTLEMENT
TO THE PRESENT TIME
BY NATHANIEL BENTLEY
VOLUME I
PUBLISHED BY
J. B. ALLEN, 100 NASSAU ST.
N. Y. 1888

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, Md., November 2, 1864.

GENERAL ORDERS

No. 108.

I.—Before a General Court Martial convened at Baltimore, Md., by Special Orders No. 206, from these Head-Quarters, of which Col. GEORGE H. PEIRSON, 5th Regt. Mass. Vol. Infantry, was President, were arraigned and tried:

1. *Albert S. Bacon*, private Company A, 8th Mass. Vol. Infantry.

CHARGE:

Conduct to the prejudice of Good Order and Military Discipline.

Specification.—In this, that *Albert S. Bacon*, private Company A, 8th Mass. Vol. Infantry, while on duty as a sentinel in the prison at Baltimore, Md., on or about the 27th day of August, 1864, did permit a certain prisoner to violate the regulations of the prison by passing from the ward in which he was confined to a part of the prison to which he could not lawfully go, under the regulations of the prison, and return, and did conceal the fact of such violation of the prison rules, in consideration of the sum of twenty dollars paid to said *Bacon*, by said prisoner, as a bribe.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty."

To the charge, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him, the said *Albert S. Dacon*, private Company A, 8th Mass. Vol. Infantry, "to forfeit to the United States all pay that now is or that may become due to him during his term of service."

2. *Samuel Maxwell*, private 72d Company, 2d Battalion, V. R. Corps.

CHARGE:

Desertion.

Specification.—In this, that he, the said private *Samuel Maxwell*, having been duly mustered into the service of the United States, did desert the service from Jarvis U. S. A. General Hospital, on or about September 30, 1864, and did remain absent from said service until delivered up as a prisoner at Jarvis U. S. A. General Hospital, Baltimore, Md., on or about October 8, 1864. This at U. S. A. General Hospital, Baltimore, Md.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty."

To the charge, "Guilty."

FINDING.

The Court having maturely considered the case, find the accused in affirmance of his plea, as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Court do therefore sentence him the said *Samuel Maxwell*, private 72d Company, 2nd Battalion Veteran Reserve Corps, "To be confined at hard labor upon such Government works as the Commanding General shall direct, for the period of one (1) year, and to have deducted from his monthly pay the sum of ten dollars (\$10) per month, for six months.

II.—The proceedings, findings and sentences in the foregoing cases of *Albert S. Bacon*, and *Samuel Maxwell*, are approved and confirmed, and the sentences will be carried into execution.

III.—The Commanding General designates the Dry Tortugas as the place of confinement of *Samuel Maxwell*, to which place he will be conveyed under guard.

BY ORDER OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS,
Asst. Adjt. Gen'l.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., Nov. 3, 1864

GENERAL ORDERS)

No. 109.)

I.—Before a General Court Martial, convened at Baltimore, Md., by Special Order No. 206, from these Head Quarters, of which Col. GEORGE H. PEIRSON, 5th Mass. Vol. Infantry, was President, were arraigned and tried :

1. *John M. Bowers*, Co. D, 3d Penna. Cavalry.

CHARGE :

Theft of United States property.

Specification 1st.—In this, that *John M. Bowers*, Co. D, 3d Penna. Cavalry, a private in the military service of the United States, did on or about the 20th day of July, 1864, at or near Baltimore, Maryland, feloniously take, steal and carry away a large amount of property belonging to the United States, to wit, about one hundred and nineteen articles of clothing, and other goods of various descriptions, which were used in the service of the U. S. Army General Hospital at Patterson's Park, Baltimore, Maryland.

Specification 2d.—In this, that *John M. Bowers*, Co. D, 3d Penna. Cavalry, on or about the 20th day of July, 1864, at or near Baltimore, Maryland, and on various other days prior thereto, did take, steal and feloniously carry away large amounts of property of the United States, to wit: blankets, clothing and other goods used at the U. S. General Hospital at Patterson's Park, Baltimore, Maryland.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification, "Not guilty."

Of the 2d specification, "Not guilty."

Of the charge, "Not guilty."

And the Court do therefore acquit the accused, *John M. Bowers*.

2. *Samuel D. Jacob*, private Co. I, 11th Md. Vol. Infantry.

CHARGE:

Desertion.

Specification 1st.—In this, that he, private *Samuel D. Jacob*, of Co. I, 11th Regt. Maryland Vol. Infantry, having been duly enlisted into the service of the United States, did desert the said service at or near Mount Airy, Md. on or about the 30th day of August, 1864.

Specification 2d.—In this, that he, private *Samuel D. Jacob*, of Co. I, 11th Regt. Maryland Vol. Infantry, having deserted his Regiment on or about the thirtieth day of August, eighteen hundred and sixty-four, did at or near Harrisburg, Pennsylvania, between the 10th and 18th days of September, eighteen hundred and sixty-four, enlist into the two hundred and ninth Regiment Pennsylvania Volunteers, did receive the sum of five hundred dollars for said enlistment, and did desert the said Regiment on or about the twentieth day of September, eighteen hundred and sixty-four.

To which charge and specifications the accused pleaded as follows :

To the 1st specification, " Not guilty."

To the 2d specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, " Guilty."

SENTENCE.

And the Court do therefore sentence him, the said *Samuel D. Jacob*, private Co. I, 11th Maryland Vols, " to forfeit to the United States all pay that now is or that may become due to him, and to be confined at hard labor upon such Government works as the Commanding General may direct for the period of three (3) years."

II.—The proceedings, findings and sentences in the above cases of *John M. Bowers* and *Samuel D. Jacob*, are approved and confirmed. *Bowers* having been acquitted, will be released from arrest and restored to duty. The Commanding General designates the Dry Tor-

tugas as the place of confinement of *Samuel D. Jacob*, to which place he will be conveyed under guard, and his sentence carried into execution.

III.—The General Court Martial, of which Col. G. H. PEIRSON was President, is hereby dissolved.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS,
A. A. Genl.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., Nov. 3, 1864.

GENERAL ORDERS }
No. 110. }

I.—Before a Military Commission convened at Baltimore, Md., by Special Orders No. 223 from these Head-Quarters, of which Col. GEORGE H. PEIRSON, 5th Mass. Vol. Militia, was President, were arraigned and tried:

1. *Richard Thompson*, a civilian.

CHARGE 1ST:

Violation of the laws of war, by holding unauthorized intercourse with the enemies of the United States, in a district under martial law.

Specification 1st.—In this, that *Richard Thompson*, a civilian, on or about the 26th day of July, 1864, at Baltimore, Md., a place within the lines of the army of the United States, and under martial law, was engaged, without lawful authority therefor, in intercourse with the enemies of the United States by traffic and the transmission of important information as to the social and military condition of the State and city when invaded by the said enemy.

Specification 2d.—In this, that he, *Richard Thompson*, a civilian, on or about the 26th day of July, 1864, at Baltimore, Md., a place under martial law, did, without lawful authority therefor, engage in the attempt to transmit

a large amount of goods for the use of the Government and people of the so-called Confederate States, and also important military information to the said Government and people then at war with the United States, from said City of Baltimore into Virginia, within the lines of the army of the said so-called Confederate States.

CHARGE 2d:

Violation of the Laws of War as laid down in Paragraph 86, of the General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *Richard Thompson*, a civilian, on or about the 26th day of July, 1864, at the City of Baltimore, Md., within the lines of the army of the United States, then at war with the so-called Confederate States, was engaged in intercourse by traffic, and otherwise, between the said city and the State of Virginia, within the lines of the army of the so-called Confederate States.

Specification 2d.—In this, that the said *Richard Thompson*, a civilian, on or about the 26th day of July, 1864, at Baltimore, Md., within the lines of the army of the United States, then at war with the so-called Confederate States, without authority therefor, did engage in the attempt to transmit important information, and goods of great value from the aforesaid city, into Virginia, within the lines of the army of the so-called Confederate States.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Not guilty."

Of the 2d specification of the 1st charge, "Guilty."

Of the 1st charge, "Not guilty."

Of the 1st specification of the 2d charge, "Not guilty."

Of the 2d specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him, *Richard Thompson*, a civilian, "to pay a fine of one thousand dollars (\$1000) to the Government of the United States, and to be imprisoned at such place as the Commanding General may direct till the same shall have been paid."

2. *William Reeside*, a citizen.

CHARGE 1st:

Violation of the laws of war by holding unauthorized intercourse with the enemies of the United States within a district under martial law.

Specification 1st—In this, that *William Reeside*, a citizen, on or about the 26th day of July, 1864, at Baltimore, Md., a place then under martial law, was engaged in traffic and other intercourse with the enemies of the United States, without authority therefor, and in transmitting from said city important information as to the condition, social and military, of the said State and city,

and also goods of great value for the use of the Government and people of the so-called Confederate States, at war with the United States.

Specification 2d.—In this, that he, the said *William Reeside*, a citizen, on or about the 26th day of July, 1864, at Baltimore, Md., a place then under martial law, was without authority therefor, engaged in the attempt to convey important information concerning the condition, social and military, of the said State and city, and also goods of great value for the use of the Government and people of the so-called Confederate States, then at war with the United States, from Baltimore aforesaid, into Virginia, and within the lines of the army of the said so-called Confederate States.

CHARGE 2D:

Violation of the Laws of War, as laid down in Paragraph 86, of the General Order No 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that he, the said *William Reeside*, a citizen, on or about the 26th day of July, 1864, at Baltimore, Md., within the lines of the army of the United States, then at war with the so-called Confederate States, was engaged in traffic and other intercourse between the said city and the State of Virginia, within the lines of the army of the so-called Confederate States.

Specification 2d.—In this, that said *William Reeside*, a citizen, on or about the 26th day of July, 1864, at Baltimore, Md., within the lines of the army of the United States, then at war with the so-called Confederate States, did without lawful authority therefor, engage in the transmission of, and the attempt to transmit important information and goods of great value for the use of

the enemies of the United States, from the aforesaid city, into Virginia, within the lines of the army of the so-called Confederate States.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Guilty."

Of the 2d specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE

And the Commission do therefore sentence him, the said *William Reeside*, a civilian, "to be confined at hard labor upon such government works as the Commanding General shall direct for the period of two (2) years."

3. *Abraham J. Biddison*, a citizen.

CHARGE 1ST:

Violation of the laws of war by holding intercourse with the enemies of the United States within a district under martial law.

Specification 1st.—In this, that *Abraham J. Biddison*, a citizen, on or about the 26th day of July, 1864, at Baltimore city, Md., a place under martial law, was engaged without lawful authority therefor, in intercourse with

the enemies of the United States, by traffic and the transmission of important information as to the views, feelings and fears of the people of said city and State, and the defences of the same when invaded by the said enemy.

Specification 2d.—In this, that the said *Abraham J. Biddison*, a citizen, on or about the 26th day of July, 1864, at Baltimore, Md., a place under martial law, was, without authority therefor, engaged and arrested in the attempt to convey letters containing important information concerning the condition social and military of the said State and City, and also a large amount of goods and merchandize for the use of the Government and people of the so called Confederate States then at war with the United States, from Baltimore aforesaid, into Virginia and within the lines of the so-called Confederate States.

CHARGE 2D:

Violation of the laws of war as laid down in paragraph 86 of the General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that the said *Abraham J. Biddison*, a citizen, on or about the 26th day of July, 1864, at Baltimore, Md., within the lines of the army of the United States then at war with the so called Confederate States, was engaged in traffic and other intercourse between the said city and the State of Virginia, within the lines of the army of the so called Confederate States.

Specification 2d.—In this, that the said *Abraham J. Biddison*, a citizen, on or about the 26th day of July, 1864, at Baltimore, Md., within the lines of the army of the Uni-

ted States, then at war with the so called Confederate States, did without lawful authority therefor, engage in the transmission of and attempt to transmit letters containing important information and goods of great value for the use of the enemies of the United States, from the said city to Virginia, within the lines of the army of the so called Confederate States.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of 1st charge, "Not Guilty,"

To the 2d specification of the 1st charge, "Not Guilty."

To the 1st charge, "Not Guilty."

To the 1st specification of 2d charge, "Not Guilty."

To the 2d specification of 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Guilty."

Of the 2d specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence him the said *Abraham J. Biddison*, a civilian, "to be confined at hard labor upon such government works as the commanding General shall direct for the period of four (4) years."

II.—The proceedings, findings and sentences in the cases of *Richard Thompson*, *William Reeside* and *Abraham J. Biddison*, are approved and confirmed, and the sentences will be carried into execution.—

Richard Thompson, will be confined at Fort McHenry, Md., until his fine shall have been paid. *William Reeside* and *Abraham J. Biddison*, will be imprisoned at Fort McHenry, Md., at hard labor for the period of their respective sentences.

III.—The Military Commission of which Colonel George Peirson is President, is dissolved.

BY COMMAND OF MAJOR GENERAL WALLACE,

OLIVER MATTHEWS,
A. A. Genl.

OFFICIAL :

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *November 5, 1864.*

GENERAL ORDERS }
 }

No. 111.

I.—Before a Military Commission, convened at Baltimore, Md., by Special Orders No. 206, from these Head-Quarters, of which Col. C. T. HANLEY, 8th Mass. Vol. Militia, was President, was arraigned and tried.

Hugh S. Stevenson, a citizen.

CHARGE:

Conduct tending to encourage Rebellion and the use of language calculated to incite sedition.

Specification.—In this, that *Hugh S. Stevenson*, a citizen, on or about the 10th day of August, 1864, at Snow Hill, Maryland, and on various days before that day, between the 1st day of June, 1864, and said 10th day of August, used seditious language—saying that Richmond would never fall—that he had rather hear that Washington had been surrendered than that Richmond had been captured, and using various other language of similar import.

To which charge and specification the accused pleaded as follows:

To the specification, "Not Guilty."

To the charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification, " Guilty. "

Of the charge, " Guilty. "

SENTENCE.

And the Commission do therefore sentence him the said *Hugh S. Stevenson*, a citizen, " to be imprisoned for and during the period of three months from the date of sentence (October 28th, 1864,) at such place as the Commanding General may designate. "

II. The proceedings, finding and sentence in the foregoing case of *Hugh S. Stevenson*, are approved and confirmed, and the sentence will be carried into execution. The Commanding General designates Fort McHenry, Md., as his place of imprisonment, and he will be conveyed there under guard.

III.—The Military Commission of which Col. C. T. HANLEY, is President, is hereby dissolved.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS,
Asst. Adjt. Gen'l.

OFFICIAL :

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT,
GENERAL ORDERS. } EIGHTH ARMY CORPS.

No. 113. }

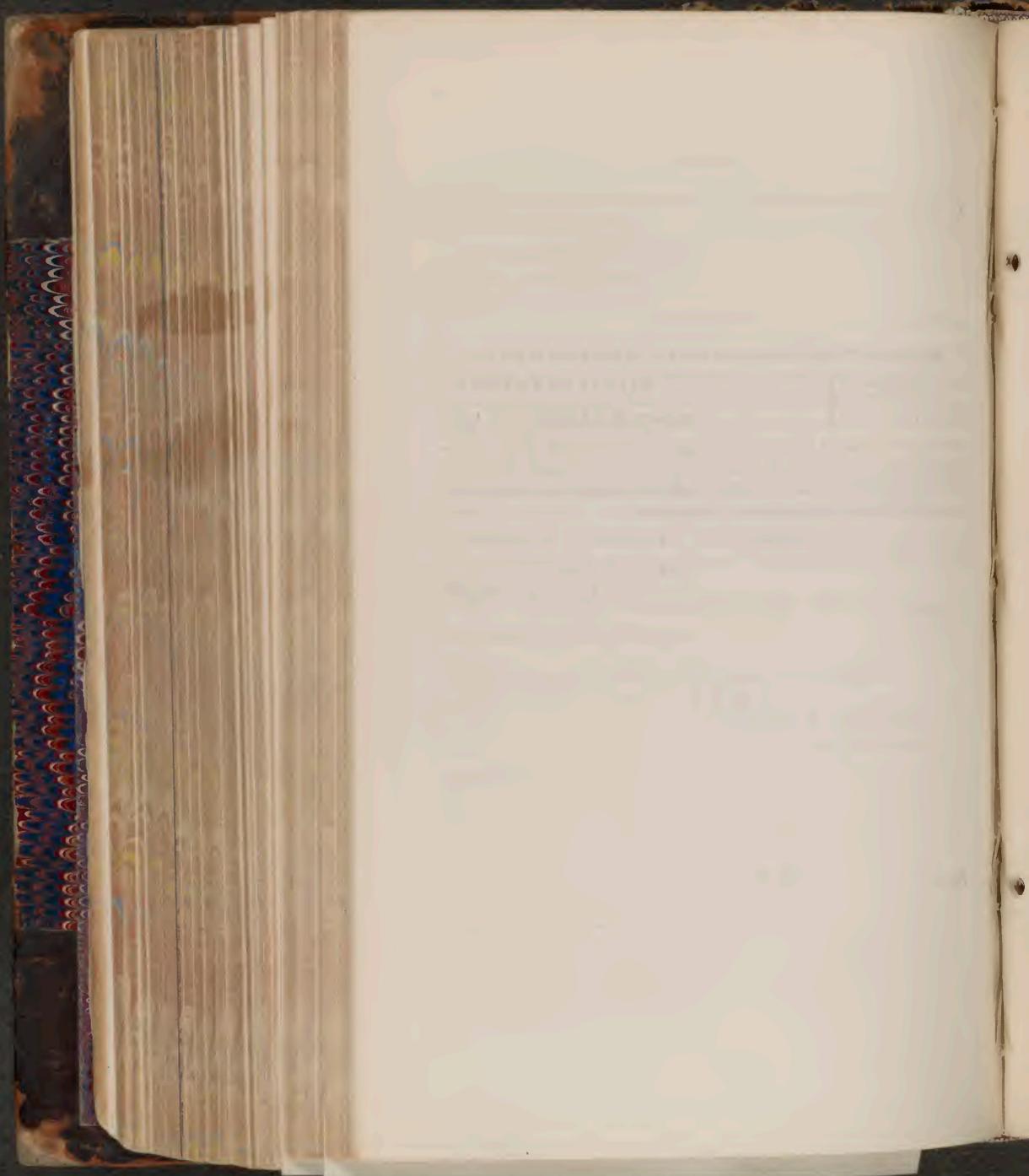
Baltimore Md. November 14th 1864.

So much of General Order No. 96, Head Quarters Middle Dept., October 22d, 1864, as relates to the case of Capt. A. B. SELHEIMER, Co. "H," 195th Penn. Vols., is hereby revoked and the proceedings, finding and sentence in his case are disapproved and annulled.

By command of MAJOR GENL. WALLACE
SAMUEL B. LAWRENCE,
Asst. Adjt. General.

Official.

A. D. C.



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 5TH ARMY CORPS,

BALTIMORE, MD., *November 18, 1864.*

GENERAL ORDERS }
 }

No. 115.

I—Before a Military Commission convened at Baltimore, Maryland, by Special Order No. 283, par. 4, November 10, 1864, from these Head-Quarters, of which Capt. F. W. Alexander, Baltimore Light Artillery, was President, was arraigned and tried:

1. *Mrs. Sarah Hutchins*, a citizen.

CHARGE 1ST:

Holding unauthorized intercourse with the enemies of the United States in a place under martial law.

Specification 1st.—In this, that *Sarah Hutchins*, a citizen of the United States, and owing allegiance thereto, was, on or about the 3d day of November, 1864, at Baltimore, Maryland, a place under martial law, engaged without lawful authority therefor in intercourse by letter, and in communicating encouragement and aid and comfort to one Harry Gilmor, an officer in the army of the so-called Confederate States, then at war with the United States, and in sending to the said Gilmor a sword.

Specification 2d.—In this, that *Sarah Hutchins*, a citizen of the United States, and owing allegiance thereto, was, on or about the 3d day of November, 1864, at Baltimore, Maryland, a place under martial law, engaged in the attempt, without authority therefor, to hold intercourse by letter with one Harry Gilmor, an officer in

the army of the so-called Confederate States, then at war with the United States, and to transmit aid and encouragement to said Gilmor, and also to send said Gilmor a sword.

CHARGE 2d :

Violation of the laws of war as laid down in paragraph 86 of the General Order No. 100, from the War Department April 24, 1863.

Specification 1st.—In this, that *Sarah Hutchins*, a citizen, was, on or about the 3d day of November, 1864, at Baltimore, Maryland, a place within the lines of the army of the United States, engaged in intercourse by letter without authority therefor, with one Harry Gilmor, and in the transmission to said Gilmor of a sword, into Virginia and within the lines of the army of the so-called Confederate States, then at war with the United States.

Specification 2d.—In this, that *Sarah Hutchins*, a citizen, on or about the 3d day of November, 1864, at Baltimore, Maryland, a place within the lines of the army of the United States, then at war with the so-called Confederate States, was, without authority therefor, engaged in the attempt to transmit a sword and a letter of encouragement to one Harry Gilmor, an officer in the army of the so-called Confederate States, into Virginia and within the lines of the army of the so-called Confederate States.

CHARGE 3d :

Treason under the laws of war.

Specification.—In this, that *Sarah Hutchins*, a citizen of the United States, and owing allegiance thereto, during the Summer and Autumn of the year 1864, at Baltimore, Maryland, a place under martial law, did contribute money herself and collect money from others, whose

names are unknown, for the purpose of buying a sword for one Harry Gilmor, an officer in the army of the so-called Confederate States, then at war with the United States, and did otherwise assist in the procurement of said sword for said Gilmor, and did, on or about the 3d day of November, 1864, at Baltimore aforesaid, employ a man for the purpose, and attempt through him to send the said sword and a letter of encouragement and comfort to the said Gilmor, in the army and within the lines of the army of the so-called Confederate States, at war with the United States.

To which charges and specifications the accused pleaded as follows:—The charges and specifications having been read, and the accused being required to answer thereto, reserving all just exceptions to the jurisdiction of this tribunal in the premises, and not waiving or renouncing her right as an American citizen, to claim a trial agreeably to the laws of the land, and to have justice and right according to the course of the law, nevertheless answers to the said charges and specifications as follows:

Of the 1st specification of the 1st charge, "Not guilty."

Of the 2d specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the 1st specification of the 2d charge, "Not guilty."

Of the 2d specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

Of the specification of the 3d charge, "Not guilty."

Of the 3d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Guilty,"

Of the 2d specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

- " Of the 1st specification of the 2d charge, "Guilty."
- Of the 2d specification of the 2d charge, "Guilty."
- Of the 2d charge, "Guilty."
- Of the specification of the 3d charge, "Guilty," except the words "and collect money of others."
- Of the 3d charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence her, the said *Sarah Hutchins*, "to be imprisoned for and during the period of five years at labor, to date from the day of arrest, (Nov. 2d, 1864,) at such place as the Commanding General may designate; and at the expiration of that time to be released upon the payment of five thousand dollars (\$5,000) to the Government of the United States, or in default of paying the same, to be further imprisoned until the same shall have been paid.

II.—The proceedings, finding and sentence in the foregoing case of *Mrs. Sarah Hutchins*, are approved and confirmed, and the sentence will be carried into execution. The Commanding General designates Fitchburgh, Mass., as the place of imprisonment of the prisoner, to which place she will be conveyed under a suitable guard.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAM'L B. LAWRENCE,
Asst. Adj. Gen'l.

OFFICIAL :

A. D. O.

HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }

EIGHTH ARMY CORPS.

No. 117. }

Baltimore Md. November 30th 1864.

I.—Before a Military Commission convened at Baltimore, Md., by Par. 4, Special Order No. 282, from these Head-Quarters, of which Major GEORGE H. DENNETT, 9th U. S. C. T., is President, was arraigned and tried :

1. *Elias Landay*

CHARGE :

Enticing Soldiers to desert.

Specification.—In this, that he, the said *Charles Landay*, did on or about the 24th day of October 1864, entice *George Mc Carta*, a soldier in the service of the United States, to desert the said service. This at or near Baltimore, Md., on or about the 24th day of October, 1864, agree to run off from Camp, the said *George Mc Carta* a soldier in the service of the United States, thereby enticing him to desert the said service. This at or near the city of Baltimore, Md., on or about the 24th day of October 1864.

To which charge and specification the accused pleaded as follows :

To the specification, " Not Guilty."

To the charge, " Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification, " Guilty."

Of the charge, " Guilty."

SENTENCE.

And the Commission do therefore sentence him, the said *Elias Landay*, to be imprisoned for and during the period of one year, to date from the day of arrest, (October 24th, 1864,) at such place as the Commanding General may designate.

II.—The proceedings, finding and sentence in the foregoing case of *Elias Landay*, are approved and confirmed, and the sentence will be carried into execution. The Commanding General designates Fort McHenry, Md., as the place of confinement of the prisoner.

By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official



HEAD-QUARTERS,
MIDDLE DEPARTMENT, 8TH ARMY CORPS,
BALTIMORE, MD., December 7, 1864.

GENERAL ORDERS }
No. 118. }

I.—Before a General Court Martial convened at Baltimore, Maryland, by Special Order No. 289, June 8th, from these Head-quarters, of which Major-General Julius H. Stahel is President, was arraigned and tried:

1. *Peter Boileau*, otherwise called James P. Boileau, otherwise called Peter Barlow.

CHARGE:

Murder.

Specification.—In this, that *Peter Boileau*, otherwise called James P. Boileau, otherwise called Peter Barlow, a soldier in the military service of the United States, of Co. A, of the 1st Delaware Volunteer Infantry, did, on or about the sixteenth day of November, eighteen hundred and sixty-four, at Baltimore, Maryland, with malice aforethought, shoot with a rifle, and kill and murder, one William Zoellner, a small boy.

To the above charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING:

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, the said *Peter Boileau*, otherwise called James P. Boileau, otherwise called Peter Barlow, a private of the 1st Regt. of Delaware Infantry, "to be hanged by the neck till dead, at such time and place as the Commanding General may direct, two-thirds of the Court concurring in the sentence."

II.—The proceedings, finding and sentence in the foregoing case of *Peter Boileau*, otherwise called James P. Boileau, otherwise called Peter Barlow, are approved and confirmed, and the sentence will be carried into execution. The prisoner will be conveyed under suitable guard to Fort McHenry, Maryland, and there held in solitary confinement, in irons, under strict guard, until the 21st day of December, eighteen hundred and sixty-four, on which day, between the hours of nine and twelve, A. M., he will be executed, according to the sentence of the Court, under the direction of the officer in command of said Fort McHenry.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAM'L B. LAWRENCE,

Asst. Adjt. Gen'l.

OFFICIAL :

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS. }

EIGHTH ARMY CORPS.

No. 119. }

Baltimore Md. December 8th 1864

I.—Before a General Court Martial convened at Baltimore, Md., by Special Orders No. 289, Head Quarters Middle Department, November 17th, 1864, of which Major General JULIUS H. STAHEL is President, was arraigned and tried :

1. *Thomas McLennon*, private 72nd Co., 2nd Battalion, V. R. Corps.

CHARGE :

Violation of the 45th Article of War.

Specification.—In this, that he, the said private *Thomas M Lennon*, of the 72nd Company, 2nd Battalion Vet. Res. Corps, being regularly posted as a sentinel at Jarvis' U. S. A. General Hospital, was found drunk on said Post. This at Jarvis' U. S. A. General Hospital, Baltimore, Md., on or about October 29th, 1864.

To which charge and specification the accused pleaded as follows :

To the specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows ;

Of the specification,	"Not Guilty."
Of the charge	"Not Guilty."

And the Court do therefore acquit the accused, private *Thomas McLennon*, 72nd Co., 2nd Battalion V. R. Corps.

II.—The proceedings, finding and sentence in the foregoing case of *Thomas McLennon*, are approved and confirmed.

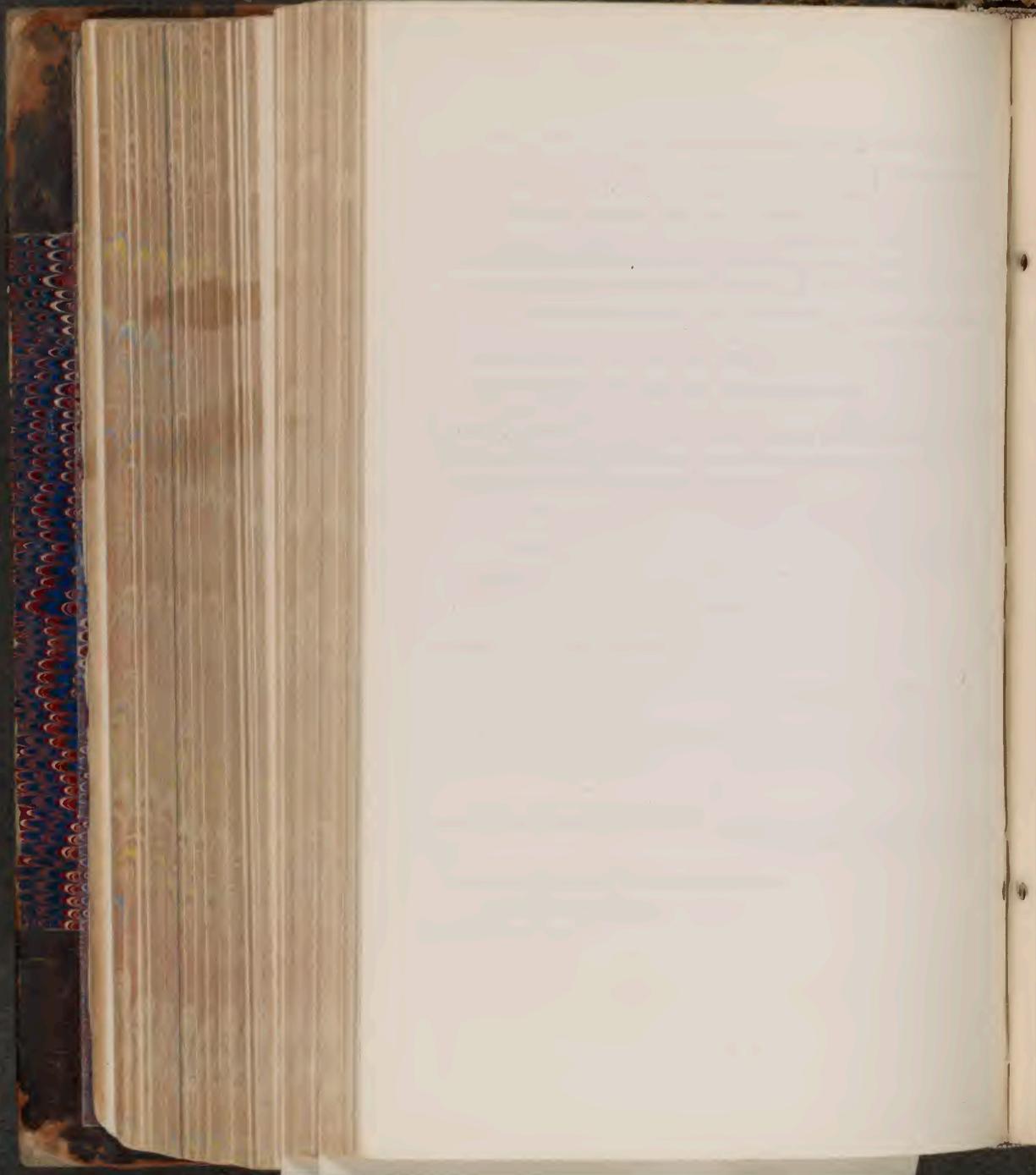
By command of MAJOR GENL. WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

A. D. C.



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *December 14, 1864.*

GENERAL ORDERS }
No. 121. }

I.—Before a Military Commission convened at Baltimore, Md., by Special Orders No. 286, par. 4, from these Head-Quarters, of which Major GEORGE M. DENNETT, 9th U. S. Colored Troops, was President, were arraigned and tried:

1. *John Ludwick.*

CHARGE:

Aiding United States Soldiers to desert.

Specification.—In this, that he, the said *John Ludwick*, did receive into his house, No. 53 North Frederick Street, Baltimore, Md., the persons of George Thompson and William Cahoun, privates of Co. D, 91st New York Heavy Artillery, they being in full, or in part uniform of the United States soldiers, and did then and there furnish, or assist in furnishing the said George Thompson and William Cahoun, of Co. D, 91st N. Y. Heavy Artillery, with citizens clothes, knowing the said men to be United States soldiers. All this at Baltimore, on or about the 25th day of October, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And the Commission do therefore acquit the accused, *John Ludwig*.

2. *Ann Kilbaugh.*

CHARGE 1ST:

Specification 1st.—In this, that on or about the 12th day of July, 1864, at Baltimore, Md., *Ann Kilbaugh*, did say in the streets of Baltimore, publicly, that the soldiers of the Union army were black republican nigger worshippers, and were fighting for Abe Lincoln and his niggers, and did use various other words of like import, intending to bring into discredit the army and Government of the United States.

Specification 2d.—In this, that the said *Ann Kilbaugh*, did on or about the 9th day of November, 1863, at Baltimore, Md., call the Government of the United States, a rotten Government, and that she would never take the oath of allegiance to it, and various other language of like import.

Specification 3d.—In this, that the said *Ann Kilbaugh*, did on or about the 1st day of September, 1864, at Baltimore, Md., speaking of a Union procession, and of the Union men of Baltimore, say "there go the niggers, they are nothing but niggers," and seeing some ladies with a United States flag, called out "here come the women with their damned old Union flag."

CHARGE 2D.

Aiding a deserter from the United States service to escape.

Specification—In this, that the said *Ann Kilbaugh*, on or about the 1st day of February, 1864, at Baltimore, Md.,

did aid a certain soldier named Robinson, in the military service, to escape from said city and return to the South, well knowing that the said soldier was a soldier in said service and a deserter, by concealing him in her house and giving him citizens clothes and affording him other aid.

To which charges and specifications the accused pleaded as follows :

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 3d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification of the 1st charge, "Not guilty."

Of the 2d specification of the 1st charge, "Guilty."

Of the 3d specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And the Commission do therefore sentence her, the said *Ann Kilbaugh*, "to be confined at labor for and during the period of six (6) months, to date from the day of arrest, Oct 17, 1864, at such place as the Commanding General may designate."

3. *Frederica Egers*, otherwise called *Frederica Swan*.

CHARGE :

Aiding and Enticing a Soldier of the United States to desert.

Specification.—In this, that *Frederica Egers*, otherwise called *Frederica Swan*, on or about the 25th day of October, 1864,

at Baltimore, Md., did aid and entice one George Thompson, otherwise called George Miller, a soldier in the military service of the United States, to desert the same by furnishing him with citizen's clothing.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And the Commission do therefore acquit the said *Frederica Egers*, otherwise called *Frederica Swan*.

4. *William S. W. Tingle*, a civilian.

CHARGE 1ST:

Violation of the Laws of War, as laid down in Paragraph 86 of General Orders No. 100, from the War Department, dated April 24th, 1863.

Specification.—In this, that he, *William S. W. Tingle*, a civilian, on or about the 12th day of August, 1864, at or near Shelldown, Md., was engaged in the prosecution of trade and other intercourse, without lawful authority therefor, between parts of the said State of Maryland occupied by the army of the United States, and the State of Virginia occupied by the army of the so-called Confederate States, then at war with the United States.

CHARGE 2D:

Lurking as a Spy in time of War and Rebellion against the Supreme Authority of the United States.

Specification.—In this, that he, *William S. W. Tingle*, now or late of the army of the so-called Confederate States, on or about the 12th day of August, 1864, at or near Shell-

town, Md., was found in time of war and rebellion against the supreme authority of the United States, lurking as a spy in and about the posts, quarters and encampments of the army of the United States, within the said State of Maryland.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore sentence him, the said *W. S. W. Tingle*, "to be hung by the neck until he be dead, at such time and place as the Commanding General may designate, two-thirds of the Commission concurring therein."

5. *Bartholomew Barasha.*

CHARGE:

Assisting a United States Soldier to Desert.

Specification.—In this, that he, the said *Bartholomew Barasha*, did bring, or assist in bringing from New York city, N. Y., to Baltimore, Md., a suit of citizen's clothes and furnish the same to his brother-in-law, John Foley, a substitute in the army of the United States, knowing him to be such, to enable him to escape as a deserter,

from the said army. All this at Baltimore, Md., on or about the 13th day of November, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING:

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Eartholomew Barasha*, "to be imprisoned at hard labor for and during the period of two (2) years, to date from the day of sentence, December 2, 1864, at such place as the Commanding General may designate."

6. *Margarette Barasha.*

CHARGE:

Aiding a United States soldier to desert.

Specification.—In this, that the said *Margarette Barasha*, did bring from New York city, N. Y., to Baltimore city, Md., a suit of citizens clothes, and furnish the same to her brother, John Foley, a substitute in the army of the United States, knowing him to be such, to enable him to escape as a deserter from said army. All this at Baltimore, Md., on or about the 13th day of November, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence her, the said Mrs. *Margarette Barasha*, "to be imprisoned at labor for and during the period of two (2) years, to date from the day of sentence, December 3, 1864, at such place as the Commanding General may designate."

7. *William I. Ives*, a citizen.

CHARGE 1ST:

Violation of the Laws of War as laid down in Paragraph 86, of General Order No. 100, from the War Department, April 24, 1863.

Specification.—In this, that *William I. Ives*, a citizen, on or about the 15th day of August, 1864, at the city of New York, within the lines of the army of the United States, was engaged in the attempt to transmit, without authority therefor, a sword from within the said lines into Virginia, and within the lines of the army of the so-called Confederate States, then at war with the United States, as a present to one Harry Gilmor, an officer in the army of the said Confederate States.

CHARGE 2D:

Treason under the laws of war.

Specification 1st.—In this, that *William I. Ives*, a citizen of the United States, and owing allegiance thereto, did in conjunction with one Sarah Hutchins, purchase a sword for the use of one Harry Gilmor, an officer in the army of the so-called Confederate States, then at war with the United States, on or about the 15th day of August, 1864, at New York city, and did attempt to transmit the same from said city, through the city of Baltimore, Md., a place under martial law, into Virginia, within the lines of the army of the so-called Confederate States, to the said Gilmor.

Specification 2d.—In this, that *William I. Ives*, a citizen of the United States, and owing allegiance thereto, did on or about the 15th day of August, 1864, at New York city, purchase arms, that is a sword, for the use of one Harry Gilmor, an officer in the army of the so-called Confederate States, then at war with the United States, and endeavor to transmit the same to said Gilmor, within the lines of the army of the so-called Confederate States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification to the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the 1st specification to the 2d charge, "Not guilty."

Of the 2d specification to the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And the Commission do therefore acquit him, the said *William I. Ives*.

8. *John F. McCarthy.*

CHARGE:

Assisting United States soldiers to desert.

Specification.—In this, that he, the said *John F. McCarthy*, did receive into his house, at No. 49 Thames street, Baltimore city, Md., Austen Gill and James LaCrat, substitutes and soldiers in the army of the United States,

and then and there furnish said Austin Gill and James LaCrat, with citizens clothes for the purpose of assisting said parties to desert the United States service, knowing them to be United States soldiers. All this at Baltimore, Md., on or about the 22nd day of November, 1864.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *John F. McCarthy*, "to be imprisoned at hard labor for and during the period of three (3) years, to date from the day of sentence, December 12, 1864, at such place as the Commanding General may designate."

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution.

III.—*John Ludwick, Frederica Egers and William I. Ives*, having been acquitted, will be released from arrest.

IV.—The Commanding General thinks proper to mitigate and change the sentences in the cases of *W. S. W. Tingle* and *Mrs. Ann Kilbaugh*. *Tingle* having been sentenced to death, will be confined at Fort McHenry for life, to which place he will be conveyed, under suitable guard, and the sentence thus modified will be executed. *Ann Kilbaugh* will be confined for thirty days in Baltimore city jail, dating the imprisonment from the 1st day of December, 1864, and will at the expiration of that period be released.

V.—*Bartholomew Barasha* and *John McCarthy*, will be confined in the penitentiary at Albany, New York, for the periods of their respective sentences, and *Margarette Barasha* will be imprisoned at Fitchburg, Mass., for the period of her sentence. These three prisoners will be conveyed under guard to their respective places of confinement.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAM'L B. LAWRENCE,

Asst. Adj. Gen'l.

OFFICIAL:

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 123. }

EIGHTH ARMY CORPS.

Baltimore, Md., December 20th 1864.

1.—Before a General Court Martial convened at Baltimore, Md., by Special Orders No. 289, Head Quarters Middle Department, November 17th, 1864, of which Major General JULIUS H. STAHEL is President, was arraigned and tried :

1. *John Foley*, a substitute.

CHARGE: *Desertion.*

Specification.—In this, that the said *John Foley*, regularly enlisted as a substitute in the Military service of the United States did, on or about the 11th day of November 1864 at Baltimore Maryland, desert said service and remain a deserter until arrested at Baltimore Md. on or about the 13th of said month.

To which charge and specification the accused pleaded as follows :

To the specification	“ Not Guilty.”
To the charge,	“ Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows ;

Of the specification,	“ Not Guilty.”
Of the charge	“ Not Guilty.”

And the Court do therefore acquit the the said *John Foley*.

2. *John Meadrick*, 72nd Co. 2nd Battallion Vet. Res. Corps.

CHARGE: *Sleeping on post.*

Specification.—In this, that he private *John Meadrick*, 72nd Company 2nd Battalion Veteran Reserve Corps, being regularly posted as a sentinel at Jarvis U. S. A. General Hospital, did, sleep while on said post. This at Jarvis U. S. A. General Hospital Baltimore Md. on or about November 9th 1864.

To which charges and specification the accused pleaded as follows :

To the specification,	“Not Guilty.”
To the charge,	“Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification,	“Guilty.”
Of the charge,	“Guilty.”

And they do therefore sentence him private *John Meadrick*, 72nd Co. 2nd Battalion of Veteran Reserve Corps, to be confined at hard labor for and during the period of three months.

11 The proceedings, findings and sentences in the foregoing cases of *John Foley* and *John Meadrick* are approved and confirmed. *Foley* will be released from arrest and restored to duty. The sentence of *John Meadrick* will be carried into execution at Fort McHenry, Md., to which place he will be conveyed under proper guard.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS.

Asst. Adjt. General.

OFFICIAL.

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HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 124. }

EIGHTH ARMY CORPS.

Baltimore, Md., December 20th 1864

1—Before a General Court Martial convened at Baltimore, Md., by Special Orders No. 289, Head Quarters Middle Department, November 17th, 1864, of which Major General JULIUS H. STANLEY is President, was arraigned and tried :

1. Assistant Surgeon *J. T. Brown*, U. S. V.

CHARGE 1ST.

Conduct unbecoming an Officer and a gentleman.

Specification.—In this, that the Assistant Surgeon *J. T. Brown*, U. S. V., did insert into the pocket of Assistant Surgeon C. R. GREENLEAF, U. S. A., assistant to the Medical Director, with corrupt intent, a bank note, (denomination unknown,) after soliciting an order to be transferred from his present station to Camp Parole, Annapolis Md. All this in the office of the Medical Director Middle Department, 8th A. C., Baltimore, Md., on the 25th day of October, 1864

CHARGE 2ND.

Conduct to the prejudice of Good Order and Military Discipline.

Specification —In this, that the said Assistant Surgeon *J. T. Brown*, U. S. V., did insert into the pocket of Assistant Surgeon C. R. GREENLEAF, U. S. A., assistant to the Medical Director, with corrupt intent, a bank note, (denomination unknown,) after soliciting an order to be transferred from his present station to Camp Parole, Annapolis, Md. All this in the office of the Medical Director, Middle Department, 8th A. C., Baltimore, Md., on the 25th day of October, 1864.

To which charge and specification the accused pleaded as follows :

To the specification of the 1st charge,	“ Not Guilty.”
To the 1st charge,	“ Not Guilty.”
To the specification of the 2nd charge,	“ Not Guilty.”
To the 2nd charge,	“ Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, “ Guilty,” except the words, “ with corrupt intent.”

Of the 1st charge, “ Not Guilty.”

Of the specification of the 2nd charge, “ Guilty,” except the words, “ with corrupt intent.”

Of the 2nd charge, “ Not Guilty.”

And the Court do therefore acquit the accused, Assistant Surgeon *J. T. Brown*, U. S. V.

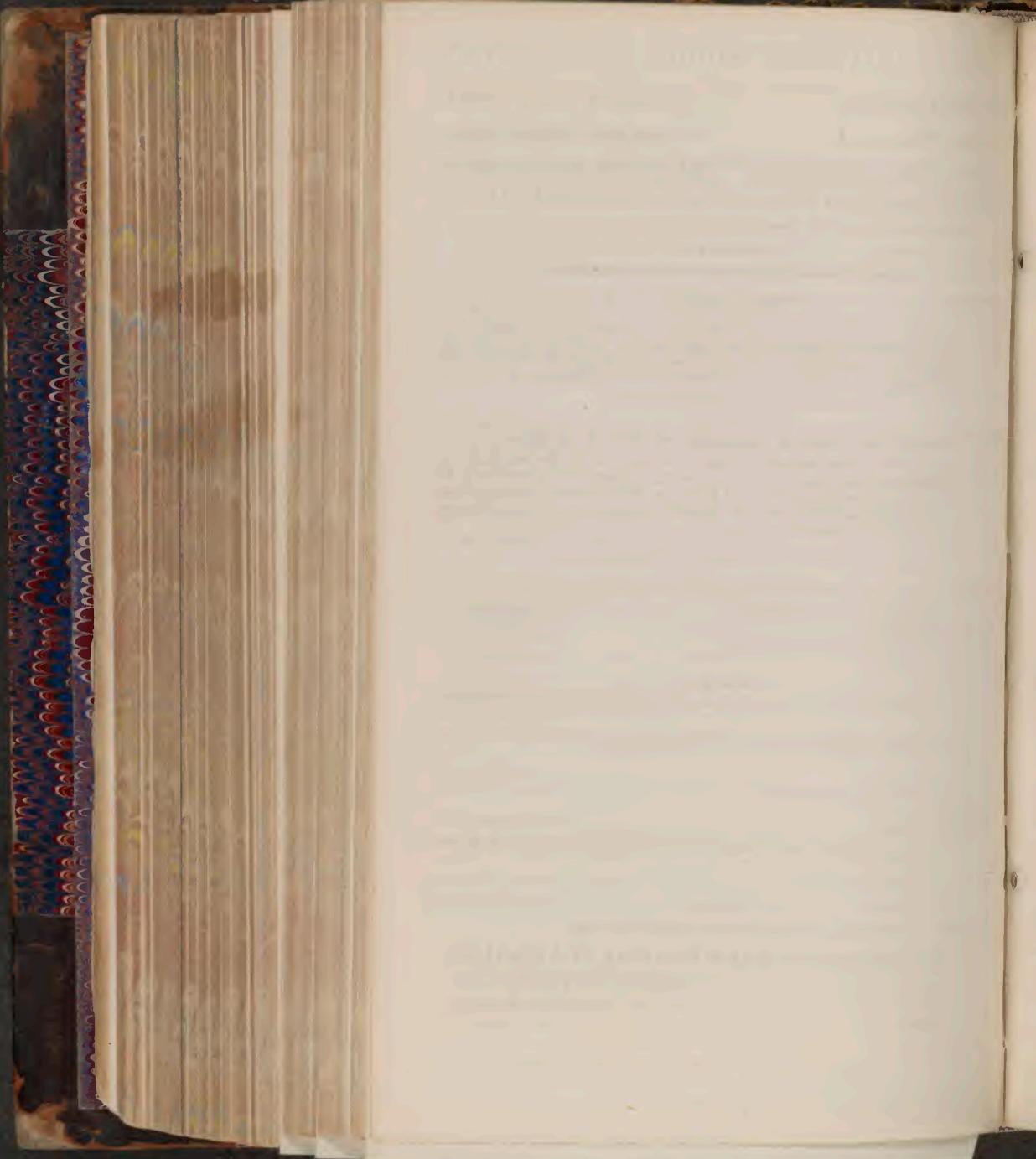
II. The proceedings finding and sentence in the foregoing case of Assistant Surgeon *J. T. Brown*, U. S. V., are approved and confirmed and Assistant Surgeon *Brown* will be released from arrest and restored to duty.

BY COMMAND OF MAJOR GENERAL WALLACE.

OLIVER MATTHEWS.

Asst. Adj. General.

OFFICIAL.



HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 125. }

EIGHTH ARMY CORPS.

Baltimore, Md., December 21st 1864.

I. Before a General Court Martial convened at Baltimore, Md. by virtue of Par. 8, S. O. 289, current series from these Head Quarters, of which Major General JULIUS H. STAHEL, U. S. Vols., is President, was arraigned and tried :

1. *Michael F. Sheehan*, Corporal Co. "G," 8th Mass. Vol. Militia,

CHARGE I :—*Theft.*

Specification.—In this, that said *Michael F. Sheehan*, on or about the 31st day of October, in or near Baltimore, Md., did steal a dog from Company "G" 8th Mass. Vol. Militia, said dog being the property of Corporal JOHN H. MERCHANT, Company "G," 8th Mass. Vol. Militia.

CHARGE II :—*Insulting an Officer.*

Specification.—In this, that said *Michael F. Sheehan*, did on or about the 31st day of October, in or near Baltimore, Md., insult his superior officer, Capt. EDWARD L. ROWE, Co. "G," 8th Reg. Mass. Vol. Militia, using insulting language, and saying that he did not care a God damn for said Captain or for any other God damn officer in the regiment, and that they might all go to hell, that he would not deliver up the dog to any God damned man living.

CHARGE III :—*Assault and Battery.*

Specification.—In this, that said *Michael F. Sheehan* did assault, maltreat, strike and abuse a soldier belonging to Co. "G," 8th Mass. Vol. Militia, without any reason for so doing. This at or near Baltimore, Md., on or about the 31st day of October, 1864.

CHARGE IV :—*Disobedience of Orders.*

Specification.—In this, that said Corporal *Michael Sheehan*, Co. "G," 8th Mass. Vol. Militia, did absolutely refuse to obey his Captain and two or three other officers when told to desist from striking a soldier belonging to Co. "G," 8th Mass. Vol. Militia. This in or near Baltimore, Md., on or about the 31st day of October, 1864.

CHARGE V :

Willful destruction of Government property.

Specification.—In this, that said *Michael F. Sheehan*, did, on or about the 31st day of October, 1864, willfully and without authority destroy plates, mess and other articles of mess furniture, at the Soldiers Rest, on Eutaw street, Baltimore, Md.

CHARGE VI :

Resisting a sentry in the discharge of his duty.

Specification.—In this, that he, Corporal *Michael F. Sheehan*, Co. "G," 8th Mass. Vol. Militia, did on or about the 31st day of October, 1864, in or near Baltimore, Md., resist a sentry in the discharge of his duty by seizing and holding the musket whilst in the hands of said sentry and while said sentry was endeavoring to stop a disturbance between said *Sheehan* and a private of Co. "G," 8th Mass. Vol. Militia.

To which charges and specifications the accused pleaded as follows :

THE HISTORY OF THE UNITED STATES

BY JOHN F. JOHNSON

NEW YORK: JOHN F. JOHNSON, 1850

THE HISTORY OF THE UNITED STATES

BY JOHN F. JOHNSON

NEW YORK: JOHN F. JOHNSON, 1850

THE HISTORY OF THE UNITED STATES

BY JOHN F. JOHNSON

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BY JOHN F. JOHNSON

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NEW YORK: JOHN F. JOHNSON, 1850

THE HISTORY OF THE UNITED STATES

BY JOHN F. JOHNSON

NEW YORK: JOHN F. JOHNSON, 1850

THE HISTORY OF THE UNITED STATES

BY JOHN F. JOHNSON

NEW YORK: JOHN F. JOHNSON, 1850

To the specification of the first charge,	"Not Guilty."
To the first charge,	"Not Guilty."
To the specification of the second charge,	"Not Guilty."
To the second charge,	"Not Guilty."
To the specification of the third charge,	"Not Guilty."
To the third charge,	"Not Guilty."
To the specification of the fourth charge,	"Not Guilty."
To the fourth charge,	"Not Guilty."
To the specification of the fifth charge,	"Not Guilty."
To the fifth charge,	"Not Guilty."
To the specification of the sixth charge,	"Not Guilty."
To the sixth charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification of the first charge,	"Not Guilty."
Of the first charge,	"Not Guilty."
Of the specification of the second charge,	"Not Guilty."
Of the second charge,	"Not Guilty."
Of the specification of the third charge,	"Not Guilty."
Of the third charge,	"Not Guilty."
Of the specification, of the fourth charge,	"Not Guilty."
Of the fourth charge,	"Not Guilty."
Of the specification of the fifth charge,	"Not Guilty."
Of the fifth charge,	"Not Guilty."
Of the specification of the sixth charge,	"Not Guilty."
Of the sixth charge,	"Not Guilty."

And the Court do therefore honorably acquit the said Corporal *Michael F. Sheehan*, Co. "G," 8th Mass. Vol. Militia. The charges seem so frivolous and vexatious and unsupported by evidence, that the Court are of opinion that they originated from the personal malice of the accuser, Captain *HENRY E. SHELTON*, of Co. "G," 8th Mass. Vol. Militia.

II. The proceedings, finding and sentence in the foregoing case of Corporal *Michael F. Sheehan*, Co. "G," 8th Mass. Vol. Militia, are approved and confirmed. Corporal *Michael F. Sheehan* will be released from arrest and restored to duty.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B LAWRENCE,
Asst. Adjt. General.

OFFICIAL.

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HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 127. }

EIGHTH ARMY CORPS.

Baltimore, Md., December 22nd 1864.

1. Before a General Court Martial convened at Baltimore, Md. by virtue of Par. 8, S. O. 289, current series from these Head Quarters, of which Major General JULIUS H. STAHEL, U. S. Vols., is President, was arraigned and tried :

1. *Lieut. Col. William H. Comegys*, 1st Reg't E. S. Md. Vols.

CHARGE.

Conduct to the prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that *William H. Comegys*, Lieutenant Colonel 1st Reg't E. S. Md. Vols., on or about the 27th day of May, 1864, at Lafayette Barracks, Baltimore, Md., while in command of said barracks, did engage in traffic in watches and jewelry with the enlisted men under his command, and did employ one JAMES GILLEN, a soldier under his command, to sell to the other soldiers in camp watches which he, the said *Comegys* had purchased for that purpose, and gave to said GILLEN one half the profits of such sales.

Specification 2nd.—In this, that *William H. Comegys*, Lieutenant Colonel 1st Reg. E. S. Md. Vols., whilst in command of Lafayette Barracks, Baltimore, Md., at said Barracks, on or about the 27th day of May, 1864, and continually afterwards during the months of May, June and July, 1864, was engaged in the sale of watches and jewelry to substitutes and other private soldiers under his command, for gain, and employed private soldiers to sell such articles to said substitutes and soldiers and divided the profits of such sales with the men so employed.

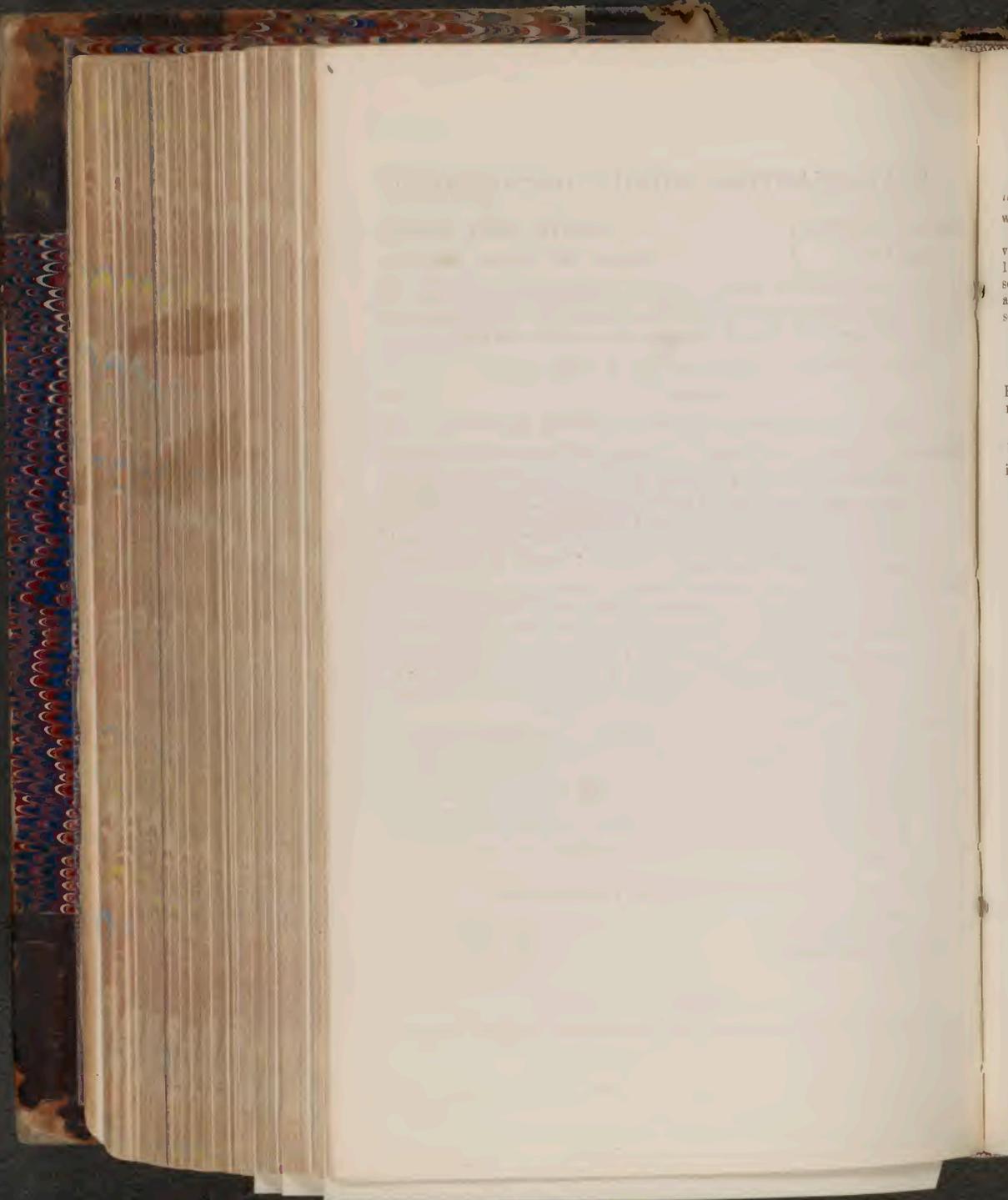
Specification 3rd.—In this, that *William H. Comegys*, Lieutenant Colonel 1st Reg't E. S. Md. Vols., whilst in command of Lafayette Barracks, Baltimore, City, Md., at said Barracks, did permit and encourage certain officers under his command, to wit, 1st Lieut. RICHARD H. COMEGYS, and 1st Lieut. L. SHANLY DAVIS, 1st Regt. E. S. Md. Vols., to trade with the substitutes and private soldiers under his command in said Barracks by the sale of watches and jewelry. This on or about the 27th day of May 1864, and continuously during the months of May, June, July and August, 1864.

To which charges and specifications the accused pleaded as follows :

To the first specification,	"Not Guilty."
To the second specification,	"Not Guilty."
To the third specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :



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Of the first specification, "Guilty," except the words "and jewelry" and "which he, said *Comegys*, had purchased for that purpose," substituting the words "a watch" for "watches" where it occurs last in the specification.

Of the second specification, "Not Guilty," but "Guilty" of the following parts, viz: That he, Lieut. Col. *William H. Comegys*, on or about the 27th day of May 1864, and afterwards was engaged in the sale of watches to substitutes, private soldiers under his command, for gain, and employed a private soldier to sell such articles to said substitutes, (private soldiers,) and divided the profit with the man so employed. This at Lafayette Barracks, Baltimore, Md.

Of the third specification,

"Not Guilty."

Of the charge,

"Guilty."

And the Court do therefore sentence him *Lieut. Col. William H. Comegys*, 1st E. S. Md. Vol. Infantry. To forfeit to the United States his "pay proper" for two months.

II. The proceedings finding and sentence in the foregoing case of Lieut. Col. *William H. Comegys* are approved and confirmed and the sentence will be carried into execution.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B LAWRENCE,

Asst. Adjt. General.

OFFICIAL.

A. D. C.



HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 128. }

EIGHTH ARMY CORPS.

Baltimore, Md., December 22nd 1864.

I. Before a General Court Martial convened at Baltimore, Md. by virtue of Par. 8, S. O. 289, current series from these Head Quarters, of which Major General JULIUS H. STAHEL, U. S. Vols., is President, was arraigned and tried :

1. *Christopher Flake*, musician 96th Co., 2nd Battalion, V. R. C.,

CHARGE :—*Description.*

Specification 1st.—In this, that the said musician *Christopher Flake*, 96th Co. 2nd Battalion, V. R. C., did on or about July 24th, 1864, desert from his Company at Newton University Hospital, Baltimore, Md.

Specification 2nd.—In this, that the said Musician *Christopher Flake* did buy or borrow a suit of citizen's clothes and proceed to Philadelphia, Penn., without asking permission from his superior officer, Capt. H. F. CROSSMAN, and was absent from his Company from July 24th, 1864 until October 13th, 1864 during which time he was arrested and *thirty dollars* paid for his apprehension as a deserter. This at U. S. A. Hospital Division No. 1, Annapolis Md.

To which charge and specifications the accused pleaded as follows :

To the first specification,	"Not Guilty."
To the second specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the first specification, "Not Guilty."

Of the second specification, "Guilty" except the words "buy or borrow a suit of citizen's clothes" and except the words "during which time he was arrested and *thirty dollars* paid for his apprehension and delivery as a deserter."

Of the charge, "Not Guilty," but "Guilty of absence without leave."

And the Court do sentence him, Musician *Christopher Flake*, of the 96th Company of Veteran Reserve Corps, "to forfeit to the United States all pay and allowances from the twenty-fourth day of July, eighteen hundred and sixty-four till the thirteenth day of October, eighteen hundred and sixty-four, and in addition to forfeit the sum of *ten dollars* of his monthly pay for the next ensuing *six* months.

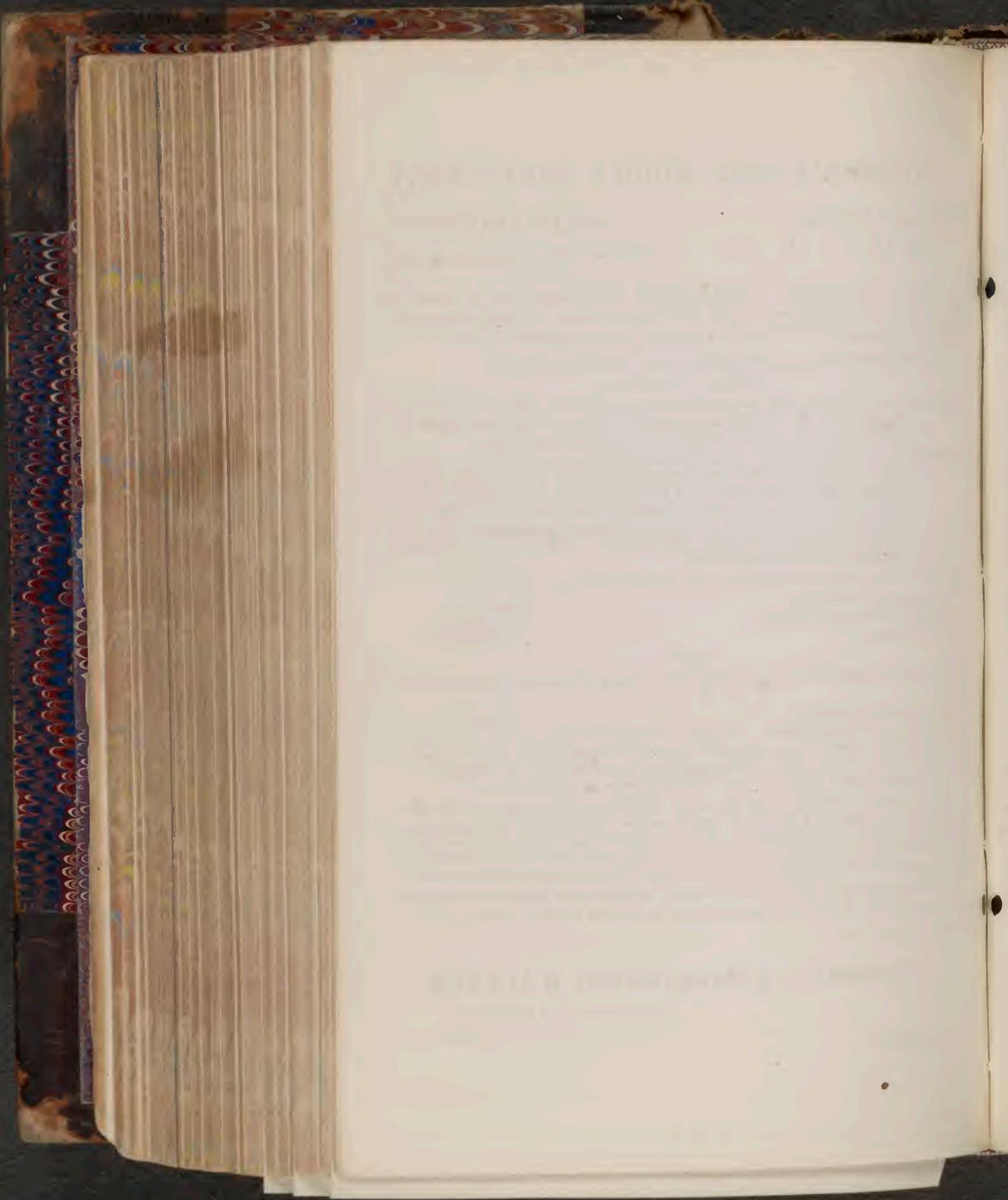
II. The proceedings, finding and sentence in the case of Musician *Christopher Flake*, 96th Co. V. R. C., are approved and confirmed and the sentence will be carried into execution.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE.

Asst. Adj. General.

OFFICIAL.



HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 129. }

EIGHTH ARMY CORPS.

Baltimore, Md., December 28th 1864.

1. Before a Military Commission convened at Baltimore, Md., by virtue of Par. 4, S. O. 283, current series from these Head Quarters, of which Major GEORGE M. DUMETT, 9th Regiment U. S. Colored Troops, was President, was arraigned and tried:

1. *William Grover*, a citizen.

CHARGE:

Aiding and enticing a soldier in the military service of the United States to desert.

Specification.—In this, that *William Grover*, a citizen, on or about the 23d day of October, 1864, at or near the Relay House of the Baltimore and Ohio Rail Road, Md., did entice, aid and persuade one ALFRED GOULD, a soldier in the military service of the United States, to desert the same.

To which charge and specification the accused pleaded as follows:

To the specification,
To the charge,

"Not Guilty."
"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows:

Of the specification,
Of the charge,

"Guilty."
"Guilty."

And the Commission do therefore sentence him, the said *William Grover*, to be imprisoned at hard labor for and during the period of *three years*, to date from the day of sentence (December 14, 1864,) at such place as the Commanding General may designate.

II. *James Cassidy*, a citizen.

CHARGE:

Aiding and enticing a soldier in the military service of the United States to desert.

Specification.—In this, that *James Cassidy*, a citizen, did, on or about the 23rd day of October 1864, at or near the Relay House of the Baltimore and Ohio Rail Road, Md. entice and persuade and aid one *Alfred Gould*, a soldier in the Military service of the United States to desert the same.

To which charge and specification the accused pleaded as follows:

To the specification,
To the charge,

"Not Guilty."
"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows:

Of the specification,
Of the charge,

"Guilty."
"Guilty."

And the Commission do therefore sentence him *James Cassidy*, "To be imprisoned at hard labor for and during the period of *three years* to date from the day of sentence (December 14th 1864,) at such place as the Commanding General may designate.

III. *John W. Watkins, jr.*, a citizen.

CHARGE:

Conduct tending to incite insurrection and encourage rebellion.

Specification.—In this, that *John W. Watkins jr.*, a citizen, did on or about the 10th day of November, 1864, at or near Towsontown, Md., tear down the flag of the United States, which was displayed from the dwelling of a loyal citizen, to wit JOHN C. LONGNECKER, intending thereby to express and excite disrespect and rebellion against the United States.

To which charge and specification the accused pleaded as follows:

To the specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows:

Of the specification,	"Guilty."
Of the charge,	"Guilty."

And the Commission do therefore sentence him, *John W. Watkins, jr.*, "to be imprisoned at hard labor for and during the period of *three years* to date from the day of sentence, (December 14, 1864,) at such place as the Commanding General may designate.

II. The proceedings findings and sentences in the foregoing cases of *William Grover*, *James Cassidy* and *John W. Watkins, jr.*, citizens, are approved and confirmed and the sentences will be carried into execution.—The Commanding General designates the Penitentiary at Albany, New York, as the place of imprisonment of the prisoners, to which place they will be conveyed under suitable guard.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

OFFICIAL.

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 130. }

EIGHTH ARMY CORPS.

Baltimore, Md., December 29th 1864.

1. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 3, S. O. 395, current series from these Head Quarters, of which Capt. JAMES L. BODWELL, 14th N. Y. Vols., was President, was arraigned and tried.

1. *Daniel A. Conant*, Co. "G," 17th Maine Vols.

CHARGE 1st :

Robbing the Hospital Post Office at Camp Parole,

Specification.—In this, that he, the said *Daniel A. Conant*, private Co. "G," 17th Maine Vols., while employed about the Post Office at Convalescent Hospital, Camp Parole, did abstract from the boxes of said Post Office sundry letters not directed to himself but to other parties, and did open said letters not his own, and after opening did secrete and otherwise dispose of said letters, thus preventing the proper persons from receiving them, many of said letters supposed to contain money and other valuables. All this at Convalescent Hospital, Camp Parole, near Annapolis, Md., at various times between the 1st of July and the 30th of October, 1864.

CHARGE 2nd :

Stealing Government Property.

Specification.—In this, that the said *Daniel A. Conant*, Private Co. "G," 17th Maine Vols., while having charge of the arms and equipments of patients in Convalescent Hospital, Camp Parole, did appropriate to his own use one revolver, the property of the United States, and did box up and send the said revolver to his home, by express, *viz* Farmington, Maine. All this at Camp Parole, near Annapolis, Md., on or about the 26th day of July, 1864.

To which charge and specification the accused pleaded as follows :

To the specification of the first charge,	"Not Guilty."
To the first charge,	"Not Guilty."
To the specification of the second charge,	"Not Guilty."
To the second charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the first charge, "Guilty." except so far as the words "did secrete and otherwise dispose of."

Of the first charge,	"Guilty."
Of the specification of the second charge,	"Guilty."
Of the second charge,	"Guilty."

And the Court do therefore sentence him, the said *Daniel A. Conant*, Co. "G," 17th Maine Vols., to be confined *six months* in Fort Delaware or such other place as the proper authority may direct, with loss of *eight dollars* per month of his pay during confinement. And the Court is thus lenient believing the accused to have acted more from thoughtlessness than from a knowledge of the serious character of the offence he was committing.

II. The proceedings, finding and sentence in the foregoing case of *Daniel A. Conant* are approved and confirmed and the sentence will be carried into execution.

BY COMMAND OF MAJOR GENERAL WALLACE,

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

OFFICIAL.

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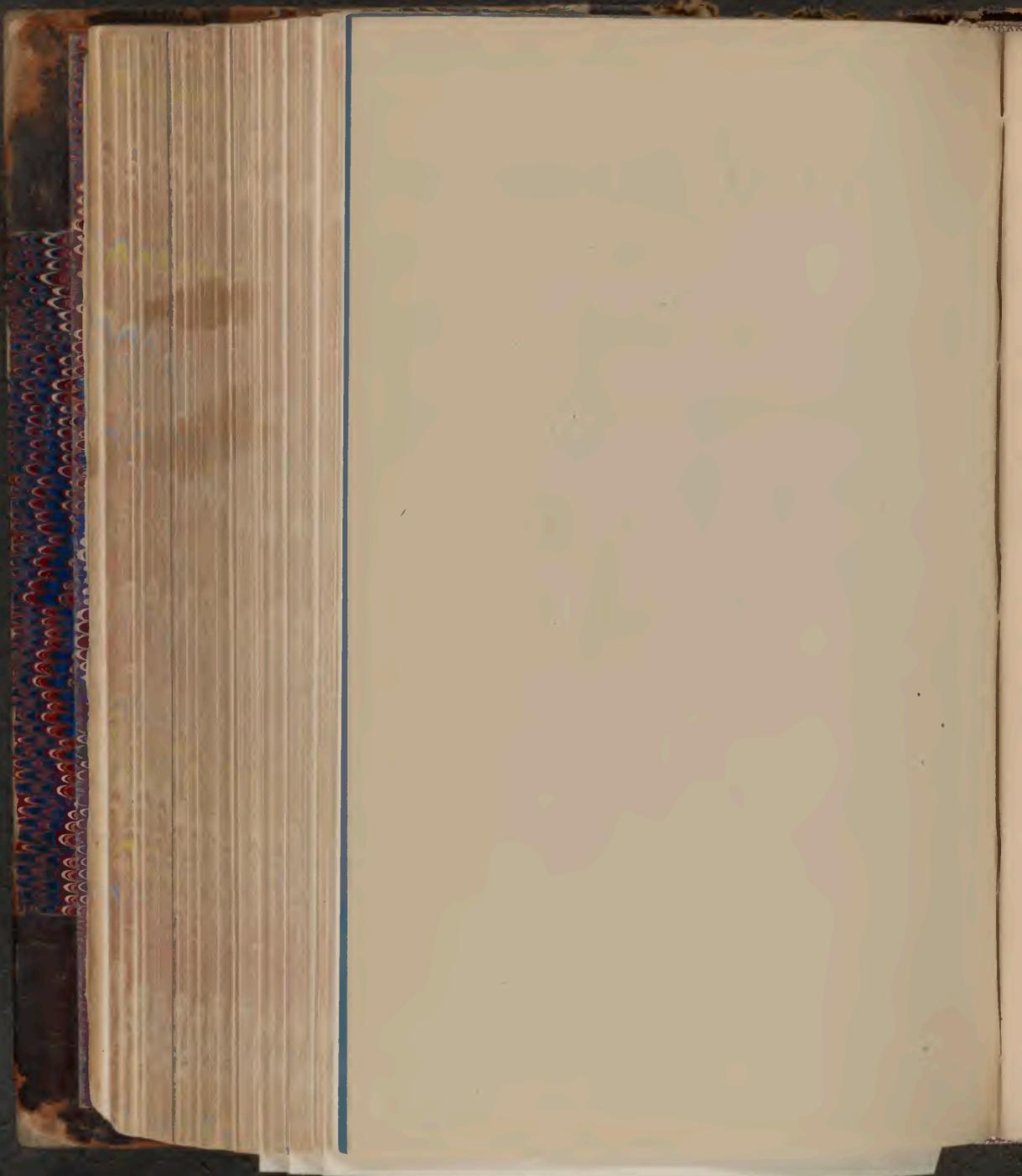
MILITARY TRIALS.

HEADQUARTERS

Middle Department.

(1st Series.)

1805.



I N D E X
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HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 1. }

EIGHTH ARMY CORPS.

Baltimore, Md., January 4th 1865.

I. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 3, S. O. 305, current series from these Head Quarters, of which JAMES L. BOWWELL, Captain of the 14th N. Y. Vols., is President, was arraigned and tried.

1. *John H. Newman*, Co. "E." 2nd Maryland Volunteers.

CHARGE 1st.

Offering Violence to his Superior Officer.

Specification.—In this that the said private *John H. Newman*, Co. "E." 2nd Md. Vols., did offer violence to his superior officer, Sergt. F. S. BARNARD, Co. "H." 15th Maine Vols., by striking him in the face with a piece of wood and kicking him, he being in the execution of his duty. All this at U. S. A. General Hospital, Division No. 2, Annapolis, Md., on or about the 2nd day of December, 1864.

CHARGE 2nd.

Contemptuous and Disrespectful Language to his Superior Officer.

Specification.—In this, that the said *John H. Newman*, private Co. "E." 2nd Md. Vols., when told by Sergt. F. S. BARNARD, Co. "H." 15th Maine Vols. that he had charge of the wood yard and that all orders should come to him, or words to that effect, replied, "You was'nt here, and if you had been I would not have asked you, not by a damned sight. He let you know you can't boss me or words to that effect. All this at U. S. A. General Hospital Div. No. 2, Annapolis, Md. on or about the 2nd day of December 1864.

CHARGE 3rd.

Wilfully Destroying United States Property.

Specification.—In this, that the said Private *John H. Newman*, Co. "E." 2nd Md. Vols., while a prisoner, confined in a guard room, wilfully destroyed ball cartridges, the property of the United States, to the number of one hundred or thereabouts, by throwing them through the window and breaking the glass. All this at Guard Room U. S. General Hospital, Division No. 2, Annapolis Md., on or about the 2nd day of December, 1864.

To which charge and specification the accused pleaded as follows :

To the specification of the first charge,	"Not Guilty."
To the first charge,	"Not Guilty."
To the specification of the second charge,	"Not Guilty."
To the second charge,	"Not Guilty."
To the specification of the 3rd charge,	"Not Guilty."
To the 3rd charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the second charge,	"Guilty," except the words, "you
was't here, and if you had been I would't have asked you, not by a damned sight."	
Of the second charge,	"Guilty."
Of the specification of the third charge,	"Not Guilty."
Of the third charge,	"Guilty."

And the Court do therefore sentence him, *John H. Newman*, Co. "E," 2nd Md. Vols., to forfeit to the U. S. Government *ten dollars* per month of his pay for the period of three months, and to be immediately returned to duty with his regiment.

II. The proceedings, finding and sentence in the foregoing case of private *John H. Newman*, Co. "E," 2nd Md. Vols., are approved and confirmed except the finding of "Guilty," of the third charge where the accused is found not guilty of the specification of that charge. The specification is supposed to contain the facts which constitute the crime which the accused is charged with. If he has not done the acts which constitute the crime he cannot have committed the particular crime with which he is charged. The proceedings are otherwise approved and the sentence will be carried into execution,

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

OFFICIAL

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 5. }

EIGHTH ARMY CORPS.

Baltimore, Md., January 10th 1865.

1. Before a General Court Martial convened at Annapolis, Md., by virtue of Special Order No. 305, Par. 3, December 5, 1864, from these Head Quarters, of which Capt. J. L. BODWELL, 14th N. Y. Vols., is President, was arraigned and tried

1. *S. G. Knight*, Co. "E," N. H. Vols.

CHARGE.

Robbing the Hospital Post Office at Camp Parole.

Specification.—In this, that he, the said *S. G. Knight*, private Co. "E," 6th N. H. Vols., while employed at the Post Office at Convalescent Hospital, Camp Parole, did abstract from the boxes of said Post Office, sundry letters not directed to himself but to other parties, and did open said letters not his own and after opening did secrete and otherwise dispose of said letters, thus preventing the proper parties from receiving them, many of these letters supposed to contain money and other valuables. All this at Convalescent Hospital, Camp Parole, near Annapolis, Md., at various times between the 1st day of July and the 30th of October, 1864.

To which charge and specification the accused pleaded as follows:

To the specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification,	"Not Guilty."
Of the charge,	"Not Guilty."

And the Court do therefore acquit the said *S. G. Knight* private Co. "E," 6th N. H. Vols.

2. *Peter Howle*, Co. "C," 1st Battalion 11th U. S. Infantry.

CHARGE.—Desertion.

Specification.—In this, that he, the said *Peter Howle*, private Co. "C," 1st Battalion 11th U. S. Infantry, being duly enlisted into the Army of the United States to serve for three years, did desert his Battalion and Company at Baltimore, Md., and did remain absent till returned by the Provost Guard on the 29th of November, 1864. All this at or near Baltimore, Md., on or about the 29th of November, 1864.

To which charges and specification the accused pleaded as follows:

To the specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty" except the words "did desert his Battalion and Company."

Of the charge, "Not Guilty," but "Guilty" of absence without leave

And the Court do therefore sentence him the said private *Peter Howle*, Co. "C," 1st Battalion, 11th U. S. Infantry, to be confined at hard labor at the Rip Raps or such other place as the proper authority may direct, for the period of three months, and to forfeit to the U. S. Government one-half of his Government pay for six months.

II. The proceedings, findings and sentences in the foregoing cases of privates *S. G. Knight* and *Peter Howle* are approved and confirmed. *Knight* will be released from arrest and restored to duty. *Peter Howle*, private Co. "C," 1st Battalion, 11th U. S. Infantry, will be conveyed under guard to the Rip Raps where his sentence will be carried into execution.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

OFFICIAL.

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 6. }

EIGHTH ARMY CORPS.

Baltimore, Md., January 11th 1865.

I. Before a General Court Martial convened at Annapolis, Md., by virtue of Special Order No. 305, Par. 3, December 5, 1864, from these Head Quarters, of which Capt. J. L. BODWELL, 14th N. Y. Vols., is President, was arraigned and tried

1. *Frederick Hellman*, Private Co. "D," 1st Battalion, 11th U. S. Infantry.

CHARGE.

Striking a Superior Officer, (Violation of the 9th Article of War.)

Specification.—In this, that he, private *Frederick Hellman*, Co. "D," 1st Battalion, 11th U. S. Infantry, when ordered to his Company by Lieut. JOHN McINTOSH, 11th U. S. Infantry, refused to obey, and on being ordered a second time, did strike Lieut. JOHN McINTOSH, 11th U. S. Infantry, and make his escape. All this, at or near Fort Hamilton, N. Y. Harbor, on or about the 8th day of November, 1864.

To which charge and specification the accused pleaded as follows:

To the specification,

"Not Guilty."

To the charge,

"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification

"Guilty."

Of the charge,

"Guilty."

And the Court do therefore sentence him, private *Frederick Hellman*, Co. "D," 1st Battalion, 11th U. S. Infantry, to be placed at hard labor for the period of two years at the Rip Raps, or such other place as the proper authority may direct, and to forfeit to the U. S. Government his pay for the same term, then to be dishonorably discharged the U. S. Service.

II. The proceedings, finding and sentence in the foregoing case of *Frederick Hellman*, Co. "D," 1st Battalion, 11th U. S. Infantry, are approved and confirmed, and the sentence will be carried into execution. The Commanding General designates the Rip Raps as the place of punishment of the prisoner, to which place he will be conveyed under a suitable guard.

III. The General Court Martial convened at Annapolis, by the above recited order is hereby dissolved.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

OFFICIAL



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HEAD-QUARTERS MIDDLE DEPARTMENT

(GENERAL ORDERS.)
No. 8. }

EIGHTH ARMY CORPS.

Baltimore, Md., January 12th, 1865

I. Before a General Court Martial convened at Baltimore, Md., by virtue of S. O. No. 289, Par. 8, November 17th, 1864, from these Head Quarters, of which Major General JULIUS H. STAHEL, U. S. Vols. is President, was arraigned and tried

1. 1st Lieut. *Joseph T. Fearing*, of Smith's Independent Company, Maryland Volunteer Cavalry.

In this case there were some fifteen charges with an aggregate of some thirty-nine specifications which it is not thought necessary to publish at length in this order.

To each and all of these charges and specifications the accused pleaded "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as to each and every of the said charges and specifications "Not Guilty."

The Court do therefore most honorably acquit the said 1st Lieut. *Joseph T. Fearing*, of Smith's Independent Company, Maryland Volunteer Cavalry. The Court are of the opinion that the charges are frivolous, and were preferred by reason of the personal animosity of the accuser, Captain G. W. P. SMITH, Independent Company Maryland Volunteer Cavalry, and that such cases only tend to increase the expense of the Government and injure the service.

II. The proceedings, finding and sentence in the case of *Joseph T. Fearing* are approved and confirmed, and Lieut. *Fearing* will be released from arrest and restored to duty.

III. The General Court Martial convened at Baltimore, Md., by special orders No. 289 Par. 8, Nov. 17th, 1864, from these Head Quarters, of which Maj. Genl. JULIUS H. STAHEL was President, is hereby dissolved

BY COMMAND OF MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

OFFICIAL.



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., January 17, 1865.

GENERAL ORDERS }
}

No. 11.

I.—Before a Military Commission convened at Baltimore, Md., by Special Order No. 317, par. 7, Dec. 17, 1864, from these Headquarters, of which Maj. Gen. A. McD. McCook is President, were arraigned and tried :

1. Mrs. *Mary A. Klein*, a citizen.

CHARGE 1ST:

Violation of the 56th Article of War, by relieving the enemies of the United States with victuals, and knowingly harboring and protecting them.

Specification.—In this, that the said *Mary A. Klein*, a citizen of the United States, and owing allegiance thereto, did, on or about the 22d day of October, 1864, at or near Snickersville, Va., relieve with victuals the enemies of the United States, to wit, a number of soldiers of the army of the so-called Confederate States, known as Moseby's guerrillas.

Specification 2d.—In this, that *Mary A. Klein*, a citizen of the United States, and owing allegiance thereto, did, on or about the 22d day of October, 1864, at or near Snickersville, Va., knowingly harbor and protect enemies of the United States, to wit., a number of soldiers of the army of the so-called Confederate States, known as Moseby's Guerrillas.

CHARGE 2D:

Knowingly participating in the proceeds of the plundering of United States officers by Rebel raiders or guerilla bands.

Specification.—In this, that *Mary A. Klein*, a citizen of the United States, and owing allegiance thereto, did, on or about the 22d day of October, 1864, at or near Snickersville, Va., receive and appropriate to her own use, large sums of money from rebels, against the authority of the United States, belonging to Moseby's guerilla band, well knowing that the said money was money of the United States, taken on about the 14th day of October, 1864, by the said rebels from a paymaster or paymasters in the military service of the United States.

CHARGE 3D:

Violating the Oath of Allegiance.

Specification.—In this, that *Mary A. Klein*, a citizen of the United States, having taken the oath of allegiance to the United States, and to support the laws and Constitution of the same, did, on or about the 22d day of October, 1864, at or near Snickersville, Va., knowingly relieve with victuals and harbor and protect the enemies of the United States, and did receive from the said enemies large sums of money plundered by the same from the officers and peaceful loyal citizens of the United States.

To which charges and specifications the accused pleaded as follows:

- To the 1st specification of the 1st charge, "Not guilty."
- To the 2d specification of the 1st charge, "Not guilty."
- To the 1st charge, "Not guilty."
- To the specification of the 2d charge, "Not guilty."
- To the 2d charge, "Not guilty."
- To the specification of the 3d charge, "Not guilty."
- To the 3d charge, "Not guilty."

FINDING :

The court having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification of the 1st charge, "Not guilty."

Of the 2d specification of the 1st charge, "Not guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

And the Commission do therefore sentence her, the said *Mary A. Klein*, "to be confined at such place as the Commanding General may designate during the continuance of the war."

2. *John A. Klein.*

CHARGE 1ST :

Violation of the 56th Article of War, by relieving with victuals, and otherwise, and by knowingly harboring and protecting the enemies of the United States.

Specification.—In this, that *John Alexander Klein*, a citizen of the United States, did, on or about the 22d day of October, 1864, and at various times preceding said date during the year 1864, at or near Snickersville, Va. aid and relieve with victuals and medicines and otherwise, and did knowingly protect and harbor enemies of the United States, to wit., various soldiers of the army of the so-called Confederate States, known as Moseby's guerillas.

CHARGE 2D :

Knowingly participating in the proceeds of the plundering of United States officers by Rebel raiders or guerilla bands.

Specification.—In this, that *John Alexander Klein*, a citizen, on or about the 22d day of October, 1864, at or near Snickersville, Va., did receive and appropriate to his own use, large sums of money from rebels, against

the authority of the United States, belonging to Moseby's guerilla band, well-knowing that the said money was money of the United States, taken on or about the 14th day of October, 1864, by the said rebels from a paymaster or paymasters in the military service of the United States.

Specification 2d.—In this, that *John Alexander Klein*, a citizen of the United States, did, on or about the 22d day of October, 1864, at or near Snickersville, Va., receive from soldiers of the army of the so-called Confederate States, members of Moseby's guerilla band, to wit., from one ——— Arnick, and others, large sums of money to purchase in Baltimore supplies for said persons, which money he well knew had been plundered by said men from said officers of the United States army.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty, but do not attach criminality thereto."

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore sentence him, the said Doctor *John Alexander Klein*, "to be imprisoned for and during the period of ten years at hard labor, at such place as the Commanding General may designate, to date from day of sentence, January 3, 1865.

3. *Zachariah McGruder.*

CHARGE 1ST :

Violation of the Laws of War, as laid down in paragraph 86 of the General Order No. 100, from the War Department, April 24th, 1863.

Specification.—In this, that *Zachariah McGruder* now, or late of, the army of the so-called Confederate States, did, on or about the 20th day of October, 1864, pass, without lawful authority therefor, from within the lines of the army of the so-called Confederate States, in Virginia, into Prince George's county, Maryland, and within the lines of the army of the United States, then at war with the said so-called Confederate States.

CHARGE 2d :

Lurking as a Spy.

Specification.—In this, that *Zachariah McGruder* now, or late of, the army of the so-called Confederate States, was, on or about the 20th day of October, 1864, found lurking as a spy in and about the posts, quarters and encampments of the army of the United States in Maryland, and more especially about those in Prince George's county, Md.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty"

To the 2d charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, do find the accused as follows :

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And the Commission do therefore acquit the said *Zachariah McGruder*.

4. *John H. Keyser*.

CHARGE:

Aiding Deserters from the Army of the United States to desert.

Specification.—In this, that *John Henry Keyser*, on or about the 20th day of November, 1864, at or near Catonsville, Md., did harbor and entertain and conceal, and did aid to escape three deserters from the military service of the United States, knowing them to be such, to wit., Peter Cowan, Thomas McMahon and James Wilson.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty,"

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *John Henry Keyser*, "to be imprisoned for and during the period of five (5) years at hard labor, at such place as the Commanding General may designate.

5. *John Sedicum*, a citizen.

CHARGE 1ST:

Larceny.

Specification.—In this, that *John Sedicum*, a citizen, did, on or about the 1st day of October, 1863, at or near the Relay House of the Baltimore and Ohio Railroad, Maryland, falsely and feloniously take and steal one bay horse, the property of the United States.

CHARGE 2D :

Knowingly and wilfully applying to his own use the property of the United States, furnished for the Military Service of said States.

Specification 1st.—In this, that the said *John Sedicum*, a citizen, on or about the 1st day of October, 1863, at or near the Relay House of the Baltimore and Ohio Railroad, Maryland, did apply wilfully and knowingly to his own use property of the United States, furnished for the military service of the United States, to wit., a horse.

Specification 2d.—In this, that *John Sedicum*, a citizen, did continuously and daily, from on or about September, 1863, until on or about September, 1864, at or near the Relay House of the Baltimore and Ohio Railroad, Maryland, knowingly and wilfully apply to his own use a horse, the property of the United States, furnished and to be used in the military service of the United States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore sentence him, the said *John*

Sedicum, "to be imprisoned in the City Jail for and during the period of ninety (90) days, to take effect from date of sentence, to forfeit the sum of two hundred (\$200.00) dollars in the possession of Brig Gen. E. B. Tyler, and to pay a fine of one thousand dollars to the government of the United States, and at the expiration of said term, in default of which, to stand committed until paid.

II.—The proceedings, findings and sentences in the foregoing cases of *Mary A. Klein*, *John A. Klein*, *Zachariah Magruder*, *John H. Keyser* and *John Sedicum*, are approved and confirmed, and the sentences will be carried into execution.

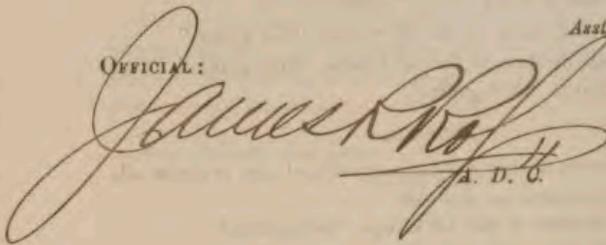
III.—*Zachariah Magruder* having been acquitted, will be released from arrest. *John Sedicum* will be held in confinement in Baltimore City Jail agreeably to the conditions of his sentence. The Commanding General designates the Female Prison at Fitchburg, Massachusetts, as the place of imprisonment of *Mrs. Mary A. Klein*, and the Penitentiary at Albany, N. Y., as the place of imprisonment of *John Alexander Klein* and *John H. Keyser*. To which places these prisoners will be respectively taken under suitable guards.

BY COMMAND OF MAJOR GENERAL WALLACE.

SAM'L B. LAWRENCE,

Asst. Adjt. Genl.

OFFICIAL:



A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 13. }

EIGHTH ARMY CORPS

Baltimore, Md., January 26th, 1865.

I. Before a military Commission convened at Baltimore, Md. by virtue of Par. 7, S. O. No. 317, December 17th, 1864, from these Head Quarters, of which Major General A. McD. McCook, U. S. Vols., is President, were arraigned and tried

1. *Robert McNeal*, a citizen.

CHARGE.

Aiding a soldier in the military service of the United States to desert.

Specification.—In this, that *Robert McNeal*, on or about the 25th day of November, 1864, at or near Ellicott's Mills, Md., did, with one *George Rider*, aid and assist one CHARLES F. HYSON, a substitute, enlisted in the military service of the United States, to desert the said service.

To which charge and specification the accused pleaded as follows:

To the specification, "Not Guilty."
To the charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Not Guilty."
Of the charge, "Not Guilty."

And the Commission therefore acquit the accused *Robert McNeal*.

2. *George Rider*, a citizen.

CHARGE.

Aiding a soldier in the United States service to desert.

Specification.—In this, that *George Rider*, a citizen, did, on or about the 25th day of November, 1864, at or near Ellicott's Mills, Maryland, aid and assist one *Charles F. Hyson*, a substitute enlisted in the military service of the United States to desert the same, and did there and then furnish the said *Hyson* with a suit of citizens clothes to enable him to desert and escape.

To which charge and specification the accused pleaded as follows:

To the specification, "Not Guilty."
To the charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification
Of the charge,

"Not Guilty."
"Not Guilty."

And the Commission do therefore acquit the said *George Rider*.

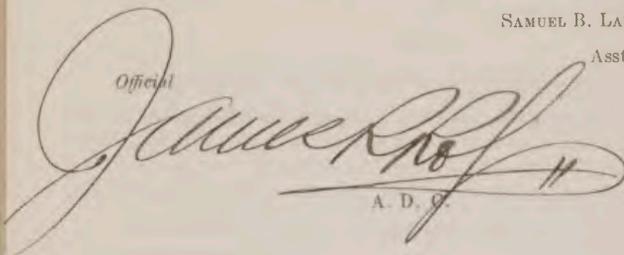
The proceedings and findings in the foregoing cases of *Robert McNeal* and
George Rider are approved and confirmed.

The prisoners will be released from arrest.

By command of MAJOR GEN'L. WALLACE.

SAMUEL B. LAWRENCE

Asst. Adjt. General.

Official

A. D. 1862

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *January 26, 1865.*

GENERAL ORDER)

No. 16. }

1.—Before a Military Commission convened at Baltimore, Md., by Special Order No. 317, par. 7, Dec. 17, 1864, from these Headquarters, of which Major Gen'l A. McD. McCook, U. S. Vols., is President, were arraigned and tried.

1. *William Deegan*, a citizen.

CHARGE 1ST :

Conspiracy to defraud the Government of the United States by assisting to obtain the payment of false and fraudulent claims.

Specification.—In this that *William Deegan*, a citizen, on or about the 5th day of October, 1864, at Baltimore, Md., did enter into an agreement, combination and conspiracy with one John Battell, otherwise called Benjamin Hoffman, and others, to cheat and defraud the Government of the United States, by obtaining the payment of false and fraudulent claims, and did then and there, in pursuance of said agreement, aid and assist the said Battell, otherwise called Hoffman, to obtain payment of a certain false and fraudulent claim against the said United States, from Major Frank M. Etting, Paymaster of the United States.

CHARGE 2D:

Causing and procuring to be forged signatures to statements, for the purpose of enabling another person to obtain payment of a false and fraudulent claim against the United States, from an officer of said United States.

Specification.—In this, that *William Deegan*, citizen, on or about the 5th day of October, 1864, at Baltimore, Md., for the purpose of enabling one John Battell, otherwise called Benjamin Hoffman, to obtain the payment from Major F. M. Etting, Paymaster of the United States, of a false and fraudulent claim against the United States, did cause and procure to be forged and counterfeited, the signatures of one Ira B. Clafin, Captain in the 6th Regiment United States Cavalry, and one C. B. McClellan, Lieutenant in said Regiment, to the following statements respectively, to wit: "Army of the United States—To all whom it may concern—Know ye that John Battell, a private in Captain James L. Brisbin's Company L of the 6th Regiment of Cavalry, who was enlisted the twenty-seventh day of September, one thousand eight hundred and sixty-one, to serve for three years, is hereby discharged from the army of the United States, in consequence of expiration of time of enlistment. Said John Battell was born in Ireland, in the State of ———, is twenty-two (22) years of age, five feet five and one-half inches high, dark complexion, dark blue eyes, dark brown hair, and by occupation, when enlisted, a bolt maker. Given under my hand at Harrisonburg, Va., this twenty-seventh day of September, in the year of our Lord one thousand eight hundred and sixty-four.

IRA W. CLAFIN,

Captain 6th U. S. Cav., Commanding

Character—Good.

C. B. MCCLELLAN,

1st Lieut 6th U. S. Cav., Commanding Co. L.

A. G. O. No. 98."

"I certify that John Battell, private of Capt. Jas. L. Brisbin's Co. L of the 6th Reg't of U. S. Cavalry, born in Ireland, in the State of ———, aged twenty-two years, five feet five and a-half inches high, dark complexion, dark blue eyes, dark brown hair, and by profession a bolt maker, was enlisted by 1st Lieut. S. S. Bulk, at Philadelphia, on the twenty-seventh day of September, eighteen hundred and sixty-one, to serve for three years, and is now entitled to a discharge by reason of expiration of the term of service. The said John Battell was last paid by Paymaster Major Nichols, to include the twenty-ninth day of February, eighteen hundred and sixty-four, and has pay due from that time to this present date. He has been drawing \$— per month for re-enlistment under sec. 2, Act of August 4th, 1854. There is due to him forty-seven $\frac{50}{100}$ dollars, retained pay. There is due to him one hundred dollars retained bounty. There is due to him seventy $\frac{45}{100}$ dollars, on account of clothing not drawn in kind. He is indebted to the United States ——— dollars on account of extra clothing. He is indebted to the United States ———. He is indebted to ——— laundress at ——— dollars. The cost of the ration at this post is thirty-one cents. Given in duplicate at Harrisonburg, Va., this twenty-seventh day of September, 1864.

C. B. McCLELLAN,

1st Lieut. 6th U. S. Cav. Commanding Co. L.

A. G. O. 94."

To which charge and specification the accused pleaded as follows:

To the specification of the 1st charge, "Not Guilty."

To the 1st charge, "Not Guilty."

To the specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore sentence him, the said *William Deegan*, "to be imprisoned for and during the period of five (5) years at hard labor, to take effect from date of sentence, (Jan. 12, 1865,) at such place as the Commanding General may designate."

2. *John Battell*, otherwise called *Benjamin Hoffman*, a citizen.

CHARGE 1ST:

Presenting for payment to an officer in the military service of the United States, a false and fraudulent claim against the Government of the United States, knowing the same to be false and fraudulent.

Specification.—In this, that *Benjamin Hoffman*, otherwise called *John Battell*, a citizen, on or about the 5th day of October, 1864, at Baltimore, Md., did present to Major Frank M. Etting, Paymaster in the military service of the United States, for payment by him, a certain false and fraudulent claim against the Government of the United States, as follows: "The United States, to John Battell, private, discharged from Company L 6th Regiment U. S. Cavalry, Dr.

For pay from 1st of March, 1864, to 27th September, 1864, being six (6) months and twenty-six (26) days, at $\frac{1}{2}$ dollars per month,

	\$97 00
For retained pay due,	45 66
Bounty,	100 00

For pay for travelling from Baltimore, Md., the place of my discharge, to Philadelphia,

the place of my residence, ninety-seven (97) miles, at twenty (20) miles per day, equal to four (4) days at sixteen (16) dollars per month, - - - -	2 13
For subsistence for travelling as above, four (4) days at thirty one (31) cents per ration or day, - - - -	1 24
For clothing not drawn, - - - -	71 45
	<hr/>
Amount, - - - -	\$317 45
Deduct for Army Asylum, - - - -	86
Deduct for clothing, - - - -	-
	<hr/>
Balance, - - - -	\$316 62

He, the said *John Battell*, well knowing then and there that the said claim was false and fraudulent.

CHARGE 2D:

Using as genuine a forged and counterfeited signature to statements, for the purpose of obtaining payment of a false and fraudulent claim against the United States, knowing the said signature to be forged and counterfeited.

Specification.—In this, that *Benjamin Hoffman*, otherwise called *John Battell*, a citizen, on or about the 5th day of October, 1864, at Baltimore, Md., did use, by presenting them to Major Frank M. Etting, Paymaster of the United States Army, counterfeited and forged signatures, purporting to be the signatures of C. B. McClellan, 1st Lieut. 6th U. S. Cavalry, well knowing the same to be forged and counterfeited, to the following statement, to wit: "Army of the United States—To all whom it may concern—Know ye that John Battell, a private of Captain James L. Brisbie's Company L, of the sixth regiment of Cavalry, who was enlisted the twenty-seventh day of September, one thousand eight hundred and sixty-one, to serve for

three years, is hereby discharged from the army of the United States, in consequence of expiration of time of enlistment. Said John Battell was born in Ireland, in the State of —, is twenty-two (22) years of age, five (5) feet five and a-half (5½) inches high, dark complexion, dark blue eyes, dark brown hair, and by occupation, when enlisted, a bolt maker.

Given under my hand at Harrisonburg, Va., this twenty-seventh day of September, in the year of our Lord one thousand eight hundred and sixty-four.

IRA W. CLAFLIN,

Captain 6th U. S. Cav., Commanding.

Character—Good.

C. B. MCCLELLAN,

1st Lieut. 6th Regt. U. S. Cav., Commanding. Co L.
A. G. O. 98.

I certify that John Battell, private of Capt. James L. Brisbin's Company L, of the sixth (6) Regiment of U. S. Cavalry, born in Ireland, in the State of —, aged twenty-two (22) years, five (5) feet five and a-half (5½) inches high, dark complexion, dark blue eyes, dark brown hair, and by profession a bolt maker, was enlisted by 1st Lieut. S. S. Bulk, at Philadelphia, on the twenty-seventh day of September, eighteen hundred and sixty-one, to serve for three years, and is now entitled to a discharge by reason of expiration of the term of service. The said John Battell was last paid by Paymaster Major Nichols, to include the twenty-ninth day of February, eighteen hundred and sixty-four, and has pay due from that time to this present date. He has been drawing \$— per month for re-enlistment under sec. 2, Act of August 4, 1854.

There is due to him forty-seven $\frac{50}{100}$ dollars, retained pay. There is due to him one hundred dollars, retained bounty. There is due him seventy-

one $\frac{45}{100}$ dollars, on account of clothing not drawn in kind. He is indebted to the United States _____ dollars, on account of extra clothing. He is indebted to _____, laundress at _____, _____ dollars.

The cost of the ration at this post is thirty-one (31) cents. Given in duplicate at Harrisonburg, Va., this twenty-seventh day of September, eighteen hundred and sixty-four.

C. B. McCLELLAN,
1st Lieut. 6th U. S. Cav., Commanding. Co. L
A. G. O. No. 94."

For the purpose of obtaining from the said Etting the payment of a false and fraudulent claim against the United States, to wit: "The United States—To John Battell, private, discharged from Company L 6th Regiment of U. S. Cavalry, Dr.

For pay from the 1st of March, 1864, to 27th September, 1864, being six (6) months and twenty-six (26) days, at $\frac{1}{2}$ dollars per month, - - -	\$97 00
For retained pay due, - - -	45 66
Bounty, - - - - -	100 00

For pay for travelling from Baltimore, Md., the place of my discharge, to Phil- adelphia, the place of residence, ninety- seven (97) miles, at twenty (20) miles per day, equal to four (4) days at six- teen (16) dollars per month, - - -	2 13
--	------

For subsistence for travelling as above, four (4) days, at thirty-one (31) cents per ration or day, - - - -	1 24
For clothing not drawn, - - - -	71 45

Amount, - - - -	\$317 48
Deduct for Army Asylum, - - - -	86
Balance, - - - -	\$316 62

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Guilty."

To the 2d charge, "Guilty."

FINDING.

The Commission having maturely considered the case, affirm the pleas of the prisoner and find him as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore sentence him, the said *John Battell*, "to be imprisoned at hard labor for and during the period of eighteen months, to take effect from date of sentence, (Jan. 11th, 1865,) at such place as the Commanding General may designate."

II.—The proceedings, finding and sentences in the foregoing cases of *William Deegan* and *John Battell*, otherwise called *Benjamin Hoffman*, are approved and confirmed and the sentences will be carried into execution. The prisoners will be conveyed under a proper guard to the penitentiary at Albany, New York, the place designated for their confinement at hard labor.

BY ORDER OF MAJOR GENERAL WALLACE.

SAM'L B. LAWRENCE,

Asst. Adj. Genl.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *January 30, 1865.*

GENERAL ORDER }
No. 17. }

I.—Before a Military Commission convened at Baltimore, Md., by Special Order No. 317, par. 7, Dec. 17, 1864, from these Head-Quarters, of which Major Gen'l A. McD. McCook, U. S. Vols., is President, were arraigned and tried.

1. *John H. Skinner Quynn.*

CHARGE 1ST:

Acting as a Spy.

Specification.—In this, that *John H. Skinner Quynn*, now, or late of the army of the so-called Confederate States, was on or about the 3d day of December, 1864, at Baltimore, Md., found acting as a spy in and about the posts, quarters and encampments of the army of the United States, in a time of war and rebellion against the supreme authority of the United States.

CHARGE 2D:

Violation of the Laws of War, as laid down in paragraph 86 of the General Order No. 100, from the War Department, April 24th, 1863.

Specification 1st.—In this, that *John H. Skinner Quynn*, now or late of the army of the so-called Confederate States, on or about the 1st day of December, 1864, at or near Montgomery county, Md., passed without authority

therefor, and for the purpose of intercourse from the State of Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States, and the State of Maryland within the lines of the army of the United States.

Specification 2d.—In this, that he, the said *John H. Skinner Quynn*, now or late of the army of the so called Confederate States, on or about the 12th day of June, 1864, at or near Montgomery county, Md., passed without lawful authority therefor, and for the purpose of intercourse from the State of Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States, and the State of Maryland within the lines of the army of the United States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not Guilty."

To the 1st charge, "Not Guilty."

To the 1st specification of the 2d charge, "Not Guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 2d charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification to the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the 1st specification to the 2d charge, "Guilty."

Of the 2d specification to the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore sentence him, the said *John H. Skinner Quynn*, "to be hung by the neck until he be dead, at such time and place as the Commanding General may designate, *two-thirds* of the Commission concurring therein."

2. *Edward R. Rich.*

CHARGE 1ST:

Acting as a Spy.

Specification.—In this, that *Edward R. Rich*, now or late of the army of the so-called Confederate States, on or about the 20th day of November, 1864, at Washington city, District of Columbia, came in and about the posts, quarters and encampments of the army of the United States, as a spy, in a time of war and rebellion against the supreme authority of the United States, and on or about the 6th day of December, 1864, was found so acting as a spy in and about the said posts, quarters and encampments at or near Baltimore, Md., in time of war and rebellion as aforesaid.

CHARGE 2D:

Violation of the Laws of War, as laid down in paragraph 86 of General Order No. 100, from the War Department, April 24, 1863.

Specification.—In this, that *Edward R. Rich*, now or late of the army of the so-called Confederate States, on or about the 20th day of November, 1864, came into the lines of the army of the United States, at Washington, District of Columbia, and at Baltimore, Md., without authority therefor, from the State of Virginia, and from within the lines of the army of the so-called Confederate States, then at war with the United States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not Guilty."

To the 1st charge, "Not Guilty."

To the specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Commission do therefore sentence him, the said *Edward R. Rich*, "To be hung by the neck until he be dead, at such time and place as the Commanding General may designate, two-thirds of the Commission concurring therein."

II.—The proceedings, findings and sentences in the foregoing cases of *John H. Skinner Quynn* and *Edward R. Rich*, are approved and confirmed. The Commanding General, in view of all the circumstances of their cases, mitigates their sentences and orders the prisoners to be confined at Fort Delaware, Del., during the continuance of the war.

The prisoners will be conveyed to Fort Delaware, Del., under a suitable guard.

BY ORDER OF MAJOR GENERAL WALLACE.

SAM'L B. LAWRENCE,

Asst. Adj. Gen'l.

OFFICIAL:

Geo. S. Hooker
A. D. G.
a. a. g.

HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 19. }

EIGHTH ARMY CORPS.

Baltimore, Md., January 31st, 1865

I. Before a General Court Martial convened at Annapolis, Maryland, by virtue of Par. 1, Special Order No. 8, January 10th, 1865, current series from these Head-Quarters, of which Capt. G. W. Guss, 158th Pennsylvania Vols. was President, was arraigned and tried

1. *John Johnson*, private Co. "K," 63d N. Y. Vols.

CHARGE 1st—*Robbery.*

Specification 1st—In this, that the said private *John Johnson*, Co. "K," 63d N. Y. Vols., did rob private GEORGE ROOPER, Co. "K," 2d N. Y. Vols. of one watch, all this while confined in Guard House, Camp Parole, near Annapolis, Md., on or about the 13th day of December, 1864.

Specification 2d.—In this, that the said private *John Johnson* Co. "K," 63d N. Y. Vols., did rob private GEORGE ROOPER, Co. "K," 2d N. Y. Vols. of his pocket book, containing about \$38 more or less, all this while confined in Guard House at Camp Parole near Annapolis, Md., in the evening, on or about the 13th day of December, 1864.

CHARGE 2d—*Assault and Battery with intent to rob.*

Specification.—In this, that he the said private *John Johnson*, Co. "K," 63d N. Y. Vols., did assault private GEORGE ROOPER, Co. "K," 2d N. Y. Vols., by throwing a blanket over his head and throwing him down, did beat, kick and otherwise batter and bruise said private GEORGE ROOPER, Co. "K," 2d N. Y. Vols. All this while in the Guard House at Camp Parole, near Annapolis, Md., on or about the evening of the 13th of December, 1864.

To which charges and specifications the accused pleaded as follows :

To the 2d specification of the 1st charge,	"Not Guilty."
To the 1st specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the 2d specification of the 1st charge,	"Not Guilty."
Of the 1st specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge, "Guilty," except the words "kick and otherwise batter and bruise."	
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, private *John Johnson*, 63d N. Y. Vols. to be placed at hard labor at the Rip Raps or such other place as the Commanding General may direct for the period of one year, and to forfeit to the United States Government his pay for two months.

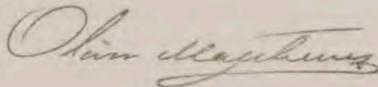
II. The proceedings, finding and sentence in the foregoing case of *John Johnson*, private Co. "K," 63d N. Y. Vols., are approved and confirmed, and the sentence will be carried into execution. The prisoner will be conveyed under suitable guard to the Rip Raps, the place assigned for his imprisonment.

By command of MAJOR GEN'L. WALLACE

SAMUEL B. LAWRENCE

Asst. Adj. General

Official.

A handwritten signature in cursive script, appearing to read "Oliver Chapman". The signature is written in dark ink and is positioned above the typed name "A. D. C.".

A. D. C.

HEAD-QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 21. }

EIGHTH ARMY CORPS.

Baltimore, Md., February 2d, 1865.

I. Before a General Court Martial convened at Annapolis, Maryland, by virtue of Par. 1, Special Order No. 8, January 10th, 1865, current series from these Head-Quarters, of which Capt. G. W. Guss, 138th Pennsylvania Vols. was President, was arraigned and tried

1. *George Frederick*, private Co. "B," 15th New Jersey Vols.

CHARGE—*Desertion.*

Specification.—In this, that he said private *George Frederick*, Co. "B," 15th New Jersey Vols., did desert from Camp Parole Hospital, near Annapolis, Md., and did remain absent until arrested and returned under guard to this Camp on the 22d day of December, 1864. All this at Camp Parole Hospital, near Annapolis, Md., on or about the 19th day of October, 1864.

To which charge and specification the accused pleaded as follows :

To the specification,

"Not Guilty."

To the charge,

"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification,

"Guilty."

Of the charge,

"Guilty."

And the Court do therefore sentence him, private *George Frederick*, Co. B, 15th New Jersey Vols., to forfeit to the U. S. Government his pay for five (5.) consecutive months, and the Court is thus lenient in consideration of the accused's protracted confinement in rebel prisons.

II. The proceedings, finding and sentence in the foregoing case of *George Frederick* are approved and confirmed, and the sentence will be carried into execution.

By command of MAJOR GEN'L. WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

III. The above order having been approved by Major General WALLACE while commanding the Department, but not promulgated, is now published.

By command of BVT. BRIG. GENL. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

S. B. Lawrence
A. D. C.



HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,)

EIGHTH ARMY CORPS

No. 24.)

Baltimore, Md., February 6th, 1865.

I. Before a General Court Martial convened at Annapolis, Maryland, by virtue of Par. 1, Special Order No. 8, January 10th, 1865, current series from these Head-Quarters, of which Capt. G. W. Guss, 133th Pennsylvania Vols. was President, was arraigned and tried

1. *James Wade* private Co. "F," 1st Battalion 11th U. S. Infantry.

CHARGE—*Desertion.*

Specification 1st.—In this, that *James Wade*, a private in Co. "F," 1st Battalion 11th U. S. Infantry, did desert from his Company and Regiment when engaged in active campaign on or about the 1st day of November, 1862 near Sandy Hook, Md., and remained absent until returned to his Company by the Provost Guard.

Specification 2d.—In this, that he the said *James Wade*, a private in Co. "F," 1st Battalion 11th U. S. Infantry, after having been restored to duty without trial, did desert a second time from his Company and Regiment while engaged in active campaign on or about the 17th day of July, 1863, at or near Berlin, Md.

To which charge and specification the accused pleaded as follows:

To the 1st specification,	"Not Guilty."
To the 2d specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification,	"Not Guilty."
Of the 2d specification,	"Not Guilty."
Of the charge,	"Not Guilty."

And the Court do therefore recommend that he, private *James Wade*, Co. "F," 1st Battalion 11th U. S. Infantry, be honorably acquitted and immediately returned to duty with his regiment.

2. *Adam McKnight*, private Co. "G," 15th Massachusetts Vols.

CHARGE 1st—*Desertion.*

Specification.—In this, that said private *Adam McKnight*, Co. "G," 15th Massachusetts Vols., did desert from Camp Parole, Md., on or about the 1st day of December, 1864, and was arrested by Lieut. WYMAN, on or about the 1st day of December, 1864, on board the cars that were about to leave Annapolis, Md., for the purpose of deserting, he being in citizens clothes.

CHARGE 2d—*Giving a wrong name and otherwise misrepresenting himself.*

Specification.—In this, that said private *Adam McKnight*, Co. "G," 15th Massachusetts Vols., stated after his arrest, that his name was *Jack McDonald*, and he was a sailor and belonged to a Gunboat lying in New York harbor, and wished to be taken there for the purpose of proving his statement, when on being sent to Camp Parole, was identified as being a private soldier stationed in the Hospital Department.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge,	"Guilty."
To the 2d charge,	"Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, the said *Adam McKnight*, C. "G," 15th Mass. Vols., to forfeit to the U. S. Government his full pay for three (3) consecutive months.

II. The proceedings, findings and sentences in the foregoing cases of *Adam McKnight* and *James Wade*, are approved and confirmed. *Wade* having been acquitted, will be released from arrest and restored to duty. The sentence against *McKnight* will be carried into execution.

By command of MAJOR GEN'L. WALLACE

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

III. The above order having been approved by Major General WALLACE while commanding the Department but not promulgated, is now published.

By command of BVT. BRIG. GENL. MORRIS,, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., February 12, 1865.

GENERAL ORDER }
No. 26. }

I.—Before a **General Court Martial** convened at Baltimore, Md., by Special Orders No. 5, par. 2, from these Head Quarters, January 6, 1865, of which Major General JULIUS STAHEL, U. S. Vols., is President, were arraigned and tried:

1. *William Cahoun*, private Co. D, 91st N. Y. Vols.

CHARGE:

Desertion.

Specification.—In this, that *William Cahoun*, Co. D, 91st Regt. N. Y. Vols., on or about the 25th day of October, 1864, at or near Baltimore, Md., being a soldier in the service of the United States, did desert the same, and remain away from his proper post of duty until he was arrested.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty," except the words, "desert the same," substituting therefor the words "absent himself without leave."

Of the charge, "Not guilty," but guilty of "absence without leave."

And the Court do therefore sentence him, private *William Cahoun*, of Co. D, 91st Regiment Heavy Artillery, New York Volunteers, "to be confined at hard labor at such place as the Commanding General may direct, for the period of two (2) calendar months, and to forfeit to the United States all of his monthly pay for the same period."

2. *George Thompson*, otherwise called *George Miller*, Co. D, 91st Regiment N. Y. Heavy Artillery.

CHARGE:

Desertion.

Specification—In this, that *George Thompson*, otherwise called *George Miller*, a private in the 91st Regt. N. Y. Vet. Vols., in the service of the United States, did on or about the 25th day of October, 1864, at or near Fort McHenry, Md., desert the said service, and remain absent from his proper post of duty until arrested.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, private *George Thompson*, otherwise called *George Miller*, of Co. D, 91st Regt. N. Y. Heavy Artillery, "to be confined at hard labor at such place as the Commanding General may direct, for the period of three (3) calendar months, and to forfeit to the United States all of his monthly pay for the same period."

3. *James Flynn*, private 1st Conn. Cavalry.

CHARGE:

Desertion.

Specification.—In this, that *James Flynn*, private of the 1st Regt. Conn. Cavalry, a soldier in the military service of the United States, did on or about the 20th day of December, 1864, at or near the Relay House of the Baltimore and Ohio Rail Road, Md., desert said service, and remain absent until arrested at Baltimore, Md., on or about the 22d day of December, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, *James Flynn*, private 1st Connecticut Cavalry, "to be confined at hard labor at Dry Tortugas, or such other place as the Commanding General may direct, for the period of one year, and to forfeit to the United States all pay during said confinement."

4. *E. G. Insley*, private Co. G, 1st E. S. Md. Vols.

CHARGE:

Striking his Superior Officer whilst in the discharge of his duties.

Specification.—In this, that *E. G. Insley*, private Co. G, 1st E. S. Md. Vols., a soldier in the military service of the United States, did on or about the 8th day of December, 1864, at Baltimore, Md., assault and strike with a billy, Corporal Joseph L. Morgan, of the 97th Penn. Vols. his superior officer, whilst in the execution of his duties.

To which charge and specification the accused pleaded as follows:
To the specification, "Guilty of striking him, but not with a billy."

To the charge, "Guilty of striking him, but not with a billy."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty," except the words "with a billy."

Of the charge, "Guilty."

And the Court do therefore sentence him, *E. G. Insley*, private Co. G, 1st E. S. Md. Vols., "to be confined at hard labor at such place as the Commanding General may direct, for the period of six (6) calendar months, and to forfeit to the United States all pay during said confinement."

5. *Charles A. Fagan*, private of Capt. W. R. Jones Co., 97th Pa. Vols.

CHARGE:

Desertion.

Specification.—In this, that the said private *Charles A. Fagan*, of Captain William R. Jones Company, 97th Pa. Vols., at Baltimore, Md., did desert, and without authority absent himself from his Company, on or about the 4th day of November, 1864, and remain absent until the 28th day of November, 1864, when he was apprehended.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, *Charles A. Fagan*, private of Captain William R. Jones Company, 97th Pa. Vols., "to be confined at Dry Tortugas, or such other place as the Commanding General may direct, for the period of two (2) years, and to forfeit to the United States all pay during said confinement."

6. *Peter Cowan*, private Co. F, 187th N. Y. Vol. Infantry.

CHARGE :

Desertion.

Specification.—In this, that *Peter Cowan*, a soldier in the military service of the United States, in Co. F, 187th N. Y. Infantry, on or about the 19th day of November, 1864, at or near Baltimore, Md., did desert said service, and remain absent from his proper place of duty until arrested at or near Reisterstown, Md., on or about the 21st day of November, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty."

To the charge, "Guilty."

FINDING.

The Court having maturely considered the case, do confirm the pleas of the prisoner, and find him as follows :

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do sentence him, *Peter Cowan*, Co. F, 187th N. Y. Infantry Vols., "to be confined at hard labor at Dry Tortugas, or such other place as the Commanding General may direct, for the period of two (2) years, and to forfeit to the United States all pay during said confinement."

7. *Thomas McMahon*, a substitute in the military service of the United States.

CHARGE:

Desertion.

Specification.—In this, that *Thomas McMahon*, a substitute in the military service of the United States, did on or about the 19th day of November, 1864, at Baltimore, Md., desert said service, and remain absent as a deserter from his proper place of duty until arrested, on or about the 21st day of November, 1864, at or near Reisterstown, Md

To which charge and specification the prisoner pleaded as follows:

To the specification, "Guilty."

To the charge, "Guilty."

FINDING.

The Court having maturely considered the case, find the accused as follows in affirmance of his plea:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, *Thomas McMahon*, a substitute in the military service of the United States, "to be confined at Dry Tortugas, or such other place as the Commanding General may direct, for the period of two (2) years, and to forfeit to the United States all pay during said confinement."

8. *James Wilson*, private 187th N. Y. Vols.

CHARGE:

Desertion.

Specification.— In this, that *James Wilson*, a soldier in the military service of the United States, in the 187th Regt. N. Y. Vols., on or about the 19th day of November, 1864, at or near Baltimore, Md., did desert said service, and remained absent from his proper place of duty as such

deserter until arrested, on or about the 21st day of November, 1864, at or near Reisterstown, Md.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty."

To the charge, "Guilty."

FINDING:

The Court having maturely considered the case, affirm the pleas of the prisoner, and find him as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, *James Wilson*, of the 187th Regt. N. Y. Vols., "to be confined at Dry Tortugas, or such other place as the Commanding General may direct, for the period of two (2) years, and to forfeit to the United States all pay during said confinement."

II.—The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be carried into execution. The prisoners *Wilson*, *McMahon*, *Cowan*, *Fagan* and *Hlynn*, will be conveyed, under a suitable guard, to the Dry Tortugas, the place designated for their punishment. *Thompson*, otherwise called *Miller*, *Insley* and *Cahoun*, will be confined at Fort McHenry for the periods of their respective sentences.

BY ORDER OF MAJOR GENERAL WALLACE.

SAM'L B. LAWRENCE,

Asst. Adj. Gen'l.

III.—The above order was made by Major General WALLACE whilst in command of this department, but from various causes not promulgated. It is now published

BY COMMAND OF BT. BRIG. GENL. WM. W. MORRIS, U. S. A.

SAM'L B. LAWRENCE,

A. A. Genl.

OFFICIAL:

A. D. O.

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HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,)

EIGHTH ARMY CORPS

No. 28.)

Baltimore, Md., February 17th, 1865

I. Before a Military Commission convened at Baltimore, Md., by Par. 7, S. O. 317, December 17th, 1864, current series from these Head-Quarters, of which Major G. M. DENNETT, 9th U. S. Colored Troops was President, was arraigned and tried

1. *Abraham Johnson* a citizen.

CHARGE 1st.

Knowingly and wilfully applying to his own use, property of the United States to be used for the Military service of the United States.

Specification 1st.—In this, that *Abraham Johnson* a citizen, did on or about the 17th day of November, 1864, at or near Baltimore, Maryland, wilfully and knowingly apply to his own use, one bay horse, the property of the United States, to be used in the military service of the United States.

Specification 2d.—In this, that *Abraham Johnson*, a citizen, did on or about the 23d day of November, 1864, at or near Baltimore, Maryland, knowingly and wilfully apply to his own use, one sorrel horse, the property of the United States to be used in the military service of the United States.

CHARGE 2d.

Wrongfully and knowingly selling property of the United States, to be used for the Military service of the United States.

Specification 1st.—In this, that *Abraham Johnson* a citizen, did on or about the 17th day of November, 1864, at or near Baltimore, Maryland, wrongfully and knowingly sell to one *Thomas R. Rich* a bay horse, the property of the United States, to be used in the military service of the United States.

Specification 2d.—In this, that *Abraham Johnson*, a citizen, did on or about the 23d day of November, 1864, at or near Baltimore, Maryland, wrongfully and knowingly sell to one *Thomas R. Rich* a sorrel horse, the property of the United States, to be used for the military service of the United States.

To which charges and specifications the accused pleaded as follows :

To the 1st specification of the 1st charge,	"Not Guilty."
To the 2d specification 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the 2d specification of the 2d charge,	"Not Guilty."
To the 2d specification 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification 1st charge,
Of the 1st specification 2d charge,
Of the 1st charge,
Of the 1st specification of the 2d charge,
Of the 2d specification of the 2d charge,
Of the 2d charge,

"Not Guilty."
"Not Guilty."
"Not Guilty."
"Not Guilty."
"Not Guilty."
"Not Guilty."

And the Commission do therefore acquit him, the said *Abraham Johnson*.

II. The proceedings and finding in the case of *Abraham Johnson*, are approved and confirmed.

The prisoner will be released from arrest.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,
Asst. Adjt. General

Official.

A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 32. }

EIGHTH ARMY CORPS.

Baltimore, Md., February 21th, 1865.

I. Before a Military Commission convened at Baltimore, Md., by virtue of Par. 5, S. O. 30, Feb. 4th, 1865, current series from these Head-Quarters, of which Lieut. Col. W. E. W. Ross, 31st U. S. Colored Troops, was President, was arraigned and tried

1. *Thomas H. Siddons*, a citizen.

CHARGE.

The use of language and conduct tending to excite sedition and encourage rebellion.

Specification.—In this, that *Thomas H. Siddons*, a citizen, on or about the 1st day of February, 1865, at Baltimore, Md., in the streets publicly and loudly, and in an hotel cheered for *Jeff Davis* and the Southern Confederacy, and did “hurray” for Bull Run, and boasted that the South had whipped the North there and would continue to do so, and used other similar and seditious language.

To which charge and specification the accused pleaded as follows:

To the specification,

“Not Guilty.”

To the charge,

“Not Guilty.”

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification,

“Guilty.”

Of the charge,

“Guilty.”

And the Commission do therefore sentence him the said *Thomas H. Siddons* to be imprisoned at hard labor for and during the period of ninety days at such place as the Commanding General may designate.

2. *Peter Ferman*, a citizen.

CHARGE.

Using language and conduct tending to excite sedition and encourage rebellion.

Specification.—In this, that *Peter Ferman*, a citizen, did on or about the 6th day of February, 1865, at Baltimore, Md., in a public Restaurant, in the presence of many persons, order Whiskey for himself and friends, and propose to drink to the health of *Jeff Davis*, the President of the so called Confederate States, and did then and there sing a number of seditious and treasonable songs.

To which charge and specification the accused pleaded as follows:

To the specification,

“Not Guilty.”

To the charge,

“Not Guilty.”

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification,

“Guilty.”

Of the charge,

“Guilty.”

And the Commission do therefore sentence him, the said *Peter Fernan*, to be imprisoned at hard labor for and during the period of ninety days, at such place as the Commanding General may designate.

II. The proceedings, findings and sentences in the foregoing cases of *Thomas H. Siddons* and *Peter Fernan* are approved and confirmed, and the sentences will be carried into execution. The Commanding General designates Fort McHenry, Md. as the place of their imprisonment, to which they will be conveyed under guard.

III. The Military Commission convened by the above recited Special Order was dissolved by Par. 1, S. O. 42, Head-Quarters Middle Dept. Feb. 17th 1865.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.



Assistant Adjutant General.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *February 24, 1865.*

GENERAL ORDER }
No. 34. }

I.—Before a General Court Martial convened at Annapolis, Md., by Special Orders No., 8, par. 1, January 10, 1865, from these Head-Quarters, of which Captain G. W. Guss is President, were arraigned and tried :

1. *Oscar M. Burns*, private Co. B, 1st Battalion, 11th U. S. Infantry.

CHARGE:

Desertion.

Specification.—In this, that he, *Oscar M. Burns*, Company B, 1st Battalion, 11th U. S. Infantry, having been duly enlisted, and received pay in the military service of the United States, did desert the same and absent himself from his Company and Regiment without proper authority, on or about the 11th day of November, 1864, at Fort Hamilton, N. Y. Harbor, and did remain so absent until the 29th day of December, 1864, when he was returned to his command at camp Parole, Annapolis, Md., by the Provost Guard.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, *Oscar M. Burns*, Co. B, 1st Battalion, 11th U. S. Infantry, "to be placed at hard labor at the Rip Raps, or such other place as the Commanding General may direct, for the period of two years, and forfeit to the United States Government, ten (10) dollars of his monthly pay for the same period."

2. *William H. Hackney*, Co. C, 3d N. J. Cavalry.

CHARGE :

Absence without Leave.

Specification.—In this, that the said private *William H. Hackney*, of Co. C, 3d N. J. Cavalry, while a paroled prisoner of war, and attached to the 2d Battalion of paroled prisoners at camp Parole, near Annapolis, Md., having received a furlough for 15 days, from Oct. 31, 1864, to Nov. 14, 1864, failed to return at the expiration of his furlough, but remained absent without leave from the 14th day of November, 1864, until the 11th day of January, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty."

To the charge, "Guilty."

FINDING :

The Court having maturely considered the case, find the accused as follows :

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, private *William H. Hackney*, Co. C, 3d N. J. Cavalry, "to forfeit to the U. S. Government his pay for six (6) consecutive months, and be immediately returned to duty."

3. *William Johnson*, Co. D, 1st Battalion, 11th U. S. Infantry.

CHARGE:

Absence without Leave.

Specification—In this, that private *William Johnson*, Co. D, 1st Battalion, 11th U. S. Infantry, did absent himself from his Company and Regiment, without leave, about the 2d day of January, 1865, and did not return until January 6, 1865, when he was brought back under guard. All this at or near Annapolis, Md.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING:

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, *William Johnson*, private Co. D, 11th U. S. Infantry, "to forfeit to the U. S. Government his pay for one (1) month."

4. *William Schliff*, Co. M, 2d New York Cavalry.

CHARGE:

Desertion.

Specification.—In this, that the said private *William F. Schliff*, of Co. M, 2d New York Cavalry, while a paroled prisoner of war, and attached to the 2d Battalion of paroled prisoners, at Camp Parole, near Annapolis, Md., did desert, and did remain absent without leave until the 11th day of January, 1865. All this at Camp Parole near Annapolis, Md., on or about the 1st day of August, 1863.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, private *William F. Schliff*, Co. M, 2d New York Cavalry, "to make good to the U. S. Government the length of time that he was absent, and forfeit to the U. S. Government all pay for the same period."

II.—The proceedings, findings and sentences in the foregoing cases of *Oscar M. Burns*, *William H. Huckney*, *William Johnson* and *William F. Schliff*, are approved and confirmed, and the sentences will be carried into execution. The Commanding General designates the Rip Raps, Va., as the place of punishment of *Oscar M. Burns*, to which place he will be conveyed under suitable guard.

BY ORDER OF BT. BRIG. GENL. WM. W. MORRIS, U. S. A.

SAM'L B. LAWRENCE,

A. A. Genl.

OFFICIAL:

R. D. Thurston
Capt & A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *February 27, 1865.*

GENERAL ORDER }
No. 35. }

I.—Before a Military Commission convened at Baltimore, Md., by Special Order No. 317, par. 7, Dec. 17, 1864, from these Head-Quarters, of which Major Gen'l A. McD McCook, U. S. Vols., and subsequently Major George M. Dennett, 9th U. S. Col. Troops, was President, were arraigned and tried:

1. *Levin L. Waters*, a citizen.

CHARGE:

Conduct tending to excite sedition and rebellion against the United States.

Specification.—In this, that *Levin L. Waters*, a citizen of the United States, and owing allegiance thereto, did on or about the month of April, 1861, at Princess Ann, Somerset county, Maryland, raise and display the flag of the so-called Confederate States, then in rebellion against the supreme authority of the United States, and did keep the said flag raised and displayed then and there upon a flag-staff or pole in front of and near the printing office of said Waters continuously and daily during the said month, and during the months of May, June, July, August and September of the said year 1861, with a view and purpose of exciting sedition within the State of Maryland against the authority of the United States, and encouraging the said rebellion of said Confederate States.

To which charge and specification the accused pleaded as follows :

1st. That he is a private citizen of the State of Maryland, not in any way belonging to the military service of the United States, and therefore not subject to the jurisdiction of a military commission.

2d. That the offence is alleged to have been committed in 1861, when martial law had not been proclaimed in Maryland, and therefore he could have committed no military offence.

3d. That at the time the said offence is alleged to have been committed, there was no military occupation by the forces of the United States of that part of Maryland, and therefore the offence was contrary to no custom of war.

4th. That the said offence is alleged to have been committed in 1861, more than two years before the order for his trial, and that the accused has been at all times since the alleged offence amenable to justice—has not concealed or absented himself, nor has there existed any impediment in the way of his being prosecuted.

5th. Not guilty.

FINDING :

The Commission having maturely considered the several pleas of the accused, overrule the first, second and third pleas as insufficient to bar the prosecution, but sustain the fourth plea of limitations as a bar to the further prosecution of the case.

2. *William F. Smith*, a citizen.

CHARGE :

Conduct tending to incite sedition and encourage rebellion against the authority of the United States.

Specification.—In this, that *William F. Smith*, a citizen of the United States, and owing allegiance thereto, together with certain disloyal, disorderly and seditious persons, to wit: Herbert Marshall, Ebenezer Walston and Henry Davis, on or about the 8th day of November, 1864, at or near Berlin, Worcester county, Maryland, did pursue and hunt for one William Williams, a soldier in the military service of the United States, for the pur-

pose of beating and otherwise maltreating the said Williams, because he had enlisted and was a soldier in said service, and had fought in the battles of said United States against the rebel army of the so-called Confederate States, and in their pursuit of said soldier did break up the furniture, destroy the property, injure the houses and do other great harm to two loyal citizens of the United States, to wit: Robert Baker and Matilda Riley, because they were supposed to have concealed and protected said soldier.

To which charge and specification the accused pleaded as follows:

To the specification "Guilty."

To the charge, "Guilty."

FINDING.

The Commission having maturely considered the evidence adduced, and having heard the prisoner's statement, think he pleaded in error by the advice of counsel, and do therefore find the accused as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And the Commission do therefore acquit the accused, *William F. Smith*.

8. *Ebenezer Walston*, a citizen.

CHARGE:

Conduct tending to incite sedition and encourage rebellion against the United States.

Specification.—In this, that *Ebenezer Walston*, a citizen of the United States, and owing allegiance thereto, did on or about the 8th day of November, 1864, at or near Berlin, Worcester county, Md., in combination with certain disorderly and seditious persons, pursue and hunt for one William Williams, a wounded soldier in the military service of the United States, for the purpose of beating and otherwise maltreating the said

soldier, because he was a soldier in said service and had fought in the battles of the said United States against the rebel army of the so-called Confederate States, and in the said pursuit of the said soldier, did break up the furniture, and injure their houses, and destroy their property and do other great injuries to two loyal citizens of the United States, to wit: Robert Baker and Matilda Riley, because they were supposed to have concealed the said soldier.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Ebenczer Walston*, "to be imprisoned at hard labor for and during the period of nine (9) months, at such place as the Commanding General may designate."

4. *D. R. Brewer*, a citizen.

CHARGE:

Violation of the laws of war as laid down in Paragraph 86, of the General Order No. 100, from the War Department, April 24, 1863.

Specification 1st.—In this, that *D. R. Brewer*, a citizen, together with one *S. L. Fowler*, *J. F. Pittman* and a number of other evil disposed persons whose names are unknown, at Baltimore, Md., Philadelphia, Penn., and Washington, D. C., in the month of November, 1863, and continuously and daily from said month, until and during the month of November, 1864, were engaged in

forging and counterfeiting, and causing to be forged and counterfeited, large amounts of forged and counterfeited scrip and bonds, purporting to be the scrip and bonds of the so-called Confederate States, known as Confederate scrip and Confederate bonds, for the purpose of carrying on traffic in said forged scrip and bonds from the said places within the lines of the army of the United States, without authority therefor, with persons in Virginia and elsewhere within the lines of the army of the so-called Confederate States, then at war with the United States, and did at the times and places aforesaid, in pursuance of said engagement, forge and counterfeit, and caused to be forged and counterfeited, large amounts of said forged and counterfeited scrip and bonds, and convey, and cause to be conveyed, the same from the said places and at the said times into Virginia and elsewhere within the lines of the army of the so-called Confederate States, then at war as aforesaid, to be sold and disposed of within said Confederate lines.

Specification 2d.—In this, that *D. R. Brewer*, a citizen, on or about the month of August, 1864, and continuously from that time until the month of November, 1864, and especially on or about the 22d day of the said last named month, at Baltimore, Md., was engaged in attempts to traffic from said place within the lines of the army of the United States, without authority therefor, with persons in Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States, he having in said month of August, at Baltimore aforesaid, purchased a large amount of merchandize, to wit: twenty-three dozen cotton cards, for the purpose of sending the same for sale within the lines of the said Confederate army, and then and there endeavored to send them, and also again, on or about the 22d day of November,

1864, at Baltimore, he did again endeavor to send the said merchandize, for sale, within said lines without authority as aforesaid.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said Dr. D. R. Brewer, "to be imprisoned at hard labor for and during the period of two (2) years, to date from day of sentence, Feb. 2, 1865, at such place as the Commanding General may designate."

5. *John T. Pittman*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of the General Order No. 100, from the War Department, April 24, 1863.

Specification.—In this, that *J. T. Pittman*, on or about the 1st day of September, 1864, and continuously and daily until on or about the 22d day of November, 1864, and especially on or about the last mentioned date, at Baltimore, Md., and Washington, D. C., was engaged in combination with one D. R. Brewer, and one S. L. Fowler, and others whose names are unknown, in the sale of certain forged and counterfeited scrip, and bonds purporting to be what are called Confederate scrip and Confederate bonds, to various persons for

the purpose of having the same conveyed and sold to persons in Virginia, and elsewhere within the lines of the army of the so-called Confederate States, and the said *Pittman*, in pursuance of said engagement and combination, at the said several times and places within the lines of the army of the United States, without authority therefor, did sell to various persons such scrip in order that the same should be conveyed and sold without authority, to persons within the lines of the army of the so-called Confederate States, then at war with the United States, and did sell and convey, and cause to be sold and conveyed, without authority, to persons within the said Confederate lines at war as aforesaid, large amounts of said forged and counterfeited scrip and bonds, from within the lines of the army of the United States as aforesaid.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty," with the exception of the words, "1st day of September, 1864, and continuously and daily."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *John T. Pittman*, "to be imprisoned at hard labor for and during the period of three (3) years, at such place as the Commanding General may designate."

6. *Samuel L. Fowler*, a citizen.

CHARGE:

Violation of the laws of war as laid down in paragraph 86, of the General Order No. 100, from the War Department April 24, 1863.

Specification.—In this, that *S. L. Fowler*, a citizen, during the month of November, 1863, and continuously and daily since until on or about the 22d day of November, 1864, at Philadelphia, Penn., Baltimore, Md., and Washington, D. C., was engaged, in combination with one D. K. Brewer, S. T. Pittman, and other persons whose names are unknown, in making large amounts of forged and counterfeited scrip and bonds, purporting to be what are called Confederate scrip and Confederate bonds, for the purpose of traffic in said scrip and bonds, from the aforesaid places within the lines of the army of the United States, with persons in Virginia and elsewhere within the lines of the army of the so-called Confederate States, then at war with the United States, and the said *S. L. Fowler*, in pursuance of said combination and engagement, did at the times and places aforesaid, without authority therefor, sell to various persons whose names are unknown, large amounts of said counterfeited and forged scrip, for the purpose of their being conveyed and sold to persons within said Confederate lines, and did convey and sell, and cause to be conveyed and sold, large amounts of such scrip and bonds from the aforesaid places within the lines of the army of the United States, to persons within the lines of the army of the so-called Confederate States, then at war with the United States.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Samuel L. Fowler*, "to be imprisoned at hard labor for and during the period of five (5) years, to date from day of sentence, Feb. 3, 1865, at such place as the Commanding General may designate."

II.—The proceedings, findings and sentences in the foregoing cases of *D. R. Brewer*, *John T. Pittman*, *Samuel L. Fowler* and *Ebenezer Walston*, are approved and confirmed, and the sentences will be carried into execution. The Commanding General designates Fort Delaware, Del., as the place of confinement of the prisoners, to which place they will be conveyed under suitable guard.

III.—The proceedings and finding in the case of *Levin L. Waters*, are approved, and the accused will be released from arrest.

IV.—The proceedings in the case of *William F. Smith*, are disapproved. The prisoner pleaded "guilty," and no evidence was proper except in mitigation of punishment. The Court admitted *ex parte* evidence for the accused, contradicting his pleas, and arrived at the conclusion from this partial examination, that he was "not guilty." If the Court had sufficient reason to think the accused pleaded guilty under improper influences, they should have permitted him to withdraw his plea of guilt, and plead not guilty. And instead of determining the case upon *ex parte* evidence, the evidence on both sides should have been heard, and the truth fairly ascertained. The case cannot be recommitted to the Commission, and the prisoner will be released from arrest.

V.—The Military Commission convened by the above recited Special Order, is dissolved.

BY ORDER OF BT. BRIG. GENL. WM. W. MORRIS. U. S. A.

SAM'L B. LAWRENCE,

A. A. Genl.

OFFICIAL:

D. P. Thurston
Capt & A. D. O.



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HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 38. }

EIGHTH ARMY CORPS.

Baltimore, Md., March 1st, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 2, Special Order No. 5, January 6th, 1865, from these Head Quarters, of which Major General JULIUS STAHEL, U. S. Vols., was president: were arraigned and tried

1. *Austin Gill*, a substitute assigned to 57th Pa. Vols.

CHARGE.—*Desertion.*

Specification.—In this, that *Austin Gill*, a substitute assigned to the 57th Regt. Penn. Vols., in the military service of the United States did on or about the 22d day of November, 1864, at or near Baltimore, Md., desert said service and remain absent from his proper post of duty until arrested on or about the 23d day of November, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty."
To the charge, "Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows, confirming the plea of the prisoner:

Of the specification, "Guilty."
Of the charge, "Guilty."

And the Court do therefore sentence him, private *Austin Gill*, a substitute assigned to the 57th Pa. Vols., "To be confined at hard labor at Dry Tortugas or such other place as the commanding General may direct for the period of one (1) year from date of approval of the sentence, and to forfeit to the United States his monthly pay during said confinement.

2. *Alfred Gould*, 13th N. Y. Vol. Cavalry.

CHARGE. *Desertion.*

Specification.—In this, that *Alfred Gould*, a soldier in the Military service of the United States, belonging to the 13th N. Y. Vol. Cavalry did on or about the 23d day of October 1864 at or near the Relay House of the B. & O. R. R. Md. desert the said service and remain absent from his proper post of duty until he was arrested at Baltimore, Md., on or about the 30th day of October, 1864. To which charge and specification the accused pleaded as follows:

To the specification, "Not Guilty."
To the charge, "Not Guilty."

FINDING

The Court having maturely considered the evidence in the case, find as follows:
The Court are of opinion that they have no jurisdiction in the case. Because the accused, *Alfred Gould*, does not in their opinion belong to the service of the United States.

II. The proceedings, findings and sentences in the foregoing cases of *Austin Gill* and *Alfred Gould*, are approved and confirmed. The sentence against *Gill* will be carried into execution. *Alfred Gould* will be released from arrest.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

Official.



Assistant Adjutant General.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 39. }

EIGHTH ARMY CORPS.

Baltimore, Md., March 2d, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 2, Special Order No. 5, January 6th, 1865, from these Head Quarters, of which Major General JULIUS STAHEL, U. S. Vols, was president; were arraigned and tried

1. *Patrick McCabe*. Private 1st Conn. Cavalry.

CHARGE.—*Desertion.*

Specification.—In this, that *Patrick McCabe*, private of the 1st Conn. Cavalry, a soldier in the Military service of the United States, did on or about the 20th day of December 1864 at or near the Relay House of the B. & O. R. R. Md. desert the said service and remain absent until on or about the 22d day of December 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not Guilty."
To the charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification, "Guilty."
Of the charge, "Guilty."

And the Court do therefore sentence him the accused *Patrick McCabe*, private 1st Conn. Cavalry, to be confined at hard labor at Dry Tortugas or such other place as the commanding General may direct for the period of one (1) year and to forfeit to the United States all pay during said confinement.

2. *Charles H. Brown*, a drafted man.

Specification.—In this, that *Charles H. Brown*, a man drafted into the Military service of the United States for the first ward of Baltimore City and second Congressional District of Maryland and being ordered to report as such on or about the 28th day of July 1864, did fail so to report but deserted the service for which he was so drafted and remained absent as such deserter until arrested at or near Baltimore Maryland on or about the 26th day of August 1864.

To which charge and specification the accused pleaded as follows:

To the specification "Guilty of not reporting, but not guilty of desertion."
To the charge, "Guilty of not reporting, but not guilty of desertion."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification, "Guilty."
Of the charge, "Guilty."

The Court are of opinion that the long confinement that the said *Charles H. Brown* has endured is a sufficient punishment for the offence.

II. The proceedings, findings and sentences in the foregoing cases of *Patrick McCabe* & *Charles H. Brown*, are approved and confirmed. The sentence against *McCabe* will be carried into execution. The Commanding General designates Fort McHenry Md. as the place of confinement of *McCabe*. *Brown* will be assigned and sent to one of the Maryland regiments for duty.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General,

Official.



Assistant Adjutant General.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 40. }

EIGHTH ARMY CORPS.

Baltimore, Md., March 4th, 1865.

1. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, January 10, 1865, from these Head Quarters, of which Capt. G. W. Guss, 128th Pa. Vols., is President, were arraigned and tried

1. *Charles McCoy*, Sergeant Co. "F," 106th Pa. Vol. Infantry.

CHARGE 1st.

Altering the dates of his furlough.

Specification.—In this, that he, 1st Sergeant *Charles McCoy*, Co. "F," 106th Pa. Vet. Infantry, did alter the dates of his furlough by changing the figures thereof from eighteenth (18th) to twenty-eighth (28th) of December, 1864, and from eighteenth (18th) to twenty-eighth (28th) of January, 1865. This at or near Camp Parole, Md., on or about the 18th day of December 1864.

CHARGE 2d.

Absence without leave.

Specification.—In this, that he, 1st Sergt. *Charles McCoy*, Co. "F," 106th Penn. Vet. Infantry, did absent himself without leave from the 18th day of January, 1865, to the 30th day of January, 1865, at which day he reported at Camp Parole, Md. This at or near Camp Parole on or about the 18th day of January, 1865

To which charges and specifications the accused pleaded as follows:

To the specification of 2d charge,	"Guilty."
To 2d charge,	"Guilty."
To specification of 1st charge,	"Guilty."
To 1st charge	"Guilty."

FINDING.

The Court having maturely considered the case, find the accused in affirmation of his plea as follows:

Of the specification of the 1st charge,	"Guilty."
Of the first charge,	"Guilty."
Of the specification of the 2d charge	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, Sergt. *Charles McCoy* Co. "F," 106th Pa. Vols., to be reduced to the ranks and forfeit to the U. S. Government ten dollars (\$10) per month of his monthly pay for four (4) consecutive months.

2. *Henry Unkry*, private Co. "H," 2d Battalion 11th U. S. Infantry.

CHARGE 1st.

Quitting his Guard without proper permission.

Specification.—In this, that he, the said *Henry Unkry*, a private of Co. "H," 2d Battalion 11th U. S. Infantry, being of the detail for guard at Camp Parole, near Annapolis, Md., did absent himself therefrom and leave his guard, Battalion and Camp, without proper permission, not returning until apprehended and brought back as a deserter, All this on or about the 17th day of January, 1865, at Camp Parole, near Annapolis, Md.

CHARGE 2d—Desertion.

Specification.—In this, that he the said *Henry Unkry*, a private of Co. "H," 2d Battalion 11th U. S. Infantry, did on or about the 17th day of January, 1865, desert from his said Battalion and Regiment, and did not return to the same until apprehended in citizens clothes and returned under guard as a deserter.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, private *Henry Unkry*, Co. "H," 2d Battalion 11th U. S. Infantry, to be shot to death with musketry at such time and place as the Commanding General may direct, two thirds of the members of the Court concurring therein.

II. The proceedings, findings and sentences in the foregoing cases of *Charles McCoy* and *Henry Unkry*, are approved and confirmed. The sentence in the case of *McCoy* will be carried into execution. The Commanding General grants a mitigation of the sentence in the case of *Unkry*. He will be confined at hard labor at Fort Delaware, Del., during the continuance of the war. To which place he will be conveyed under suitable guard.

By command of BYT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

Official.

A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 41.

EIGHTH ARMY CORPS.

Baltimore, Md., March 6th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 2, Special Order No. 5, January 6th, 1865, from these Head Quarters, of which Captain L. M. MARSH, 10th Va. Infantry, was president, were arraigned and tried

1. *August Keller*, private Co. "B," 8th U. S. Infantry.

CHARGE.—*Theft.*

Specification.—In this, that he, private *August Keller*, Co. "B," 8th U. S. Infantry, did enter a Government store-house without permission and steal therefrom two pairs of stockings, the property of the United States. This at Benedict, Md., December 10th, 1864.

To which charge and specification the accused pleaded as follows:

To the specification,	"Guilty."
To charge,	"Guilty."

FINDING.

The Court having maturely considered the evidence adduced, confirm the pleas of the prisoner and find him as follows:

Of the specification,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him, *August Keller*, private Co. "B," 8th Regiment of U. S. Infantry, to be confined at hard labor with a twenty-four (24) pound ball and chain attached to his leg for the period of one (1) calendar month.

2. *Isaac Free*, Co. "A," 8th U. S. Infantry.

CHARGE.—*Desertion.*

Specification.—In this, that he, the said *Isaac Free*, of Company "A," 8th Regiment U. S. Infantry, having been duly enlisted in the service of the United States on the 26th day of October, 1861, for the term of three years, did desert the said service on the 19th day of November, 1864, and did remain absent until arrested and brought back to his company under guard. All this at or near Fort Richmond, New York Harbor on or about the 19th day of November, 1864.

To which charge and specification the accused pleaded as follows:

To the specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification,	"Guilty," except the word, "desert," substituting therefor the words, "absent himself without leave," and except the words, "under guard."
Of the charge,	"Not Guilty," but "Guilty" of absence without leave.

And the Court do therefore sentence him *Isaac Free* private Co "A," 8th Regiment of U. S. Infantry, "to forfeit to the United States his monthly pay for one (1) calendar month.

II. The proceedings findings and sentences in the foregoing cases of *August Keller* and *Isaac Free* are approved and confirmed, and the sentences will be carried into execution.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official

D. P. Thurston
Capt. A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 42. }

EIGHTH ARMY CORPS.

Baltimore, Md., March 7th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 2, S. O. No. 5, January 6th, 1865, from these Head Quarters, of which Major General JULIUS STAHEL was President was arraigned and tried

1. *C. H. Brooks*, Corporal Co. "B," 20th Pa. Cavalry.

CHARGE:—*Theft.*

Specification 1st.—In this, that Corporal *C. H. Brooks* Co. "B," 20th Reg't Pa. Cavalry, did, while acting in the capacity of nurse in ward F, Camden Hall National Hospital, Camden street, Baltimore, Md., take from private JOHN SROVER Co. "C," 62d Reg't N. Y. Vols., one silver watch, one silver chain, valued at fifty dollars and fifty cents in money, and feloniously appropriated the same to his own use. All this at National U. S. A. General Hospital, Camden street Baltimore, Md. on or about the 22d day of October, 1864.

Specification 2d.—In this, that the said Corporal *C. H. Brooks*, Co. "B," 20th Reg't Pa. Cavalry, did, while a nurse in ward F Camden Hall, National Hospital Camden street, Baltimore, Md., steal from private JOHN BUTLER, Co. "G," 11th N. Y. Heavy Artillery, a patient in said ward, one overcoat, one pair drawers, one pair gloves, one silver pencil, one razor and one strap, and feloniously appropriated the same to his own use. All this at National U. S. A. General Hospital, Camden street, Baltimore, Md., on or about the 7th day of November, 1864.

Specification 3d.—In this, that Corporal *C. H. Brooks*, Co. "B," 20th Reg't Pa. Cavalry, did, while acting in the capacity of nurse in ward F, Camden Hall, National Hospital, Camden street, Baltimore, Md., steal from the said ward two towels, the property of the U. S. Government. All this at the National U. S. A. General Hospital Camden street, Baltimore, Md., on or about the 28th day of November, 1864.

To which charge and specifications the accused pleaded as follows:

To the first specification,	"Not Guilty."
To the second specification,	"Not Guilty."
To the third specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the first specification, "Guilty," except the words, "valued at fifty dollars and fifty cents in money."

Of the second specification, "Guilty," except the words, "one pair drawers, one pair gloves, one silver pencil, one razor and one strap."

Of the third specification, "Not Guilty."

And the Court do therefore sentence him, *C. H. Brooks*, Corporal Co. "B," 20th Regiment of Pennsylvania Cavalry, to be reduced to a private, to have the sum of forty dollars, (\$40,) deducted from the pay now due to him, (which money so deducted shall be paid to private JOHN SROVER, Co. "C," 62d N. Y. Vols.) to be confined at hard labor at such place as the Commanding General may direct for the period of six (6) calendar months, to forfeit to the United States all pay during said confinement, then to have one half of his head shaved and be drummed out of the service.

II. The proceedings, finding and sentence in the foregoing case are approved and confirmed and the sentence will be carried into execution. The Commanding General designates Fort McHenry Md. as the place of imprisonment of the prisoner.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

D. P. Thurston
Capt. A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., March 19, 1865

GENERAL ORDER

No. 43.

I.—Before a General Court Martial convened at Baltimore, Md., by Special Order No. 5, par. 2, January 6, 1865, from these Headquarters, of which Major Gen'l Julius Stahel, was President, were arraigned and tried:

1. *M. Augustus Fuller*, Hospital Steward, U. S. Army.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that *M. Augustus Fuller*, Hospital Steward, in the United States Military service at Fort Marshall, Md., did at said Fort, whilst employed in the United States Hospital there, at various times exact and receive from various soldiers in said service, then inmates of said Hospital and under the charge of said *Fuller*, large sums of money in consideration for and under the pretence of and as a condition of said *Fuller's* assistance in the procurement of the discharges of said soldiers from the military service of the United States, that is to say, the said *Fuller* did on or about the 1st day of November, 1864, at the Hospital aforesaid, receive and exact as aforesaid from one *Lucius B. Allen*, private Company I, 91st N. Y. Vols., a watch worth twenty dollars, and the promissory note of said *Allen* for fifty dollars, and on or about the 15th day of October, 1864, did so exact and receive the sum of fifty dollars, and again, on or about the 1st day of November, 1864, the sum of ten dollars from one *Abraham Ashly*, of said Company and Regiment at

said Hospital, and on or about the 1st day of November, 1864, the said *Fuller*, did as aforesaid, exact and receive from one Henry Walston, of said Company and Regiment, a watch and a note for the payment of one hundred dollars, at the said Hospital, which said note was afterwards on the 24th day of November, 1864, paid to said *Fuller*.

Specification 2d.—In this, that *M. Augustus Fuller*, Hospital Steward in the military service of the United States, did at Fort Marshall, Md., whilst employed in the Hospital there, stipulate and agree with various soldiers, then inmates and patients in said Hospital, under his care, that he would for certain large sums of money paid, and secured to be paid to him, aid in the procurement and procure the discharges of said soldiers from the military service of the United States, to wit: with William H. Lewis, Company I, 91st N. Y. Vols., Thomas Dobbs of Company E, of said Regiment, Henry Walston of said Regiment, and Abraham Ashly and John Drisk of the same. All this at or near Fort Marshall, Md., on or about the 13th, 15th and 23d days of October, and 1st day of November, 1864.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

And for a further plea, "the accused says that he is not amenable to trial before a Court Martial, either before this present Court or any other, and that he has not been so amenable since the 16th day of November, 1864, that on said day he received his full, perfect and honorable discharge from the military service of the United States, that on that day he ceased to be a Hospital Steward in the military service of the United States, and that he has not been such at any time since then, or in the military service of Massachusetts, or of any State, and he therefore claims his right to be discharged hence without delay."

FINDING.

The Court having maturely considered the evidence in the case, find that his plea in bar of the jurisdiction of the Court is valid and sufficient, and that the Court could exercise no jurisdiction in the case.

2. *J. B. Treadwell*, Surgeon 5th Regt. Mass. Vol. Militia.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that *J. B. Treadwell*, Surgeon of the 5th Regiment Massachusetts Volunteer Militia, in the military service of the United States, whilst in charge of the Hospital at Fort Marshall, Md., during the months of October and November, 1864, at said Fort, entered into a corrupt arrangement with one M. Augustus Fuller, Hospital Steward in the service of the United States, employed in said Hospital, to receive and exact money from soldiers of the United States, then inmates and patients in said Hospital, as a condition of, and in consideration for the procurement of discharges of said soldiers from the military service of the United States, and in pursuance of said arrangement, then and there did permit, encourage and aid said Fuller in thus exacting and receiving large sums of money from such soldiers, that is to say, from Abraham Ashby, private Company I, 91st N. Y. Vols., fifty dollars, on or about the 15th day of October, 1864, and ten dollars on or about the 1st day of November, 1864, from Henry Walston of the said Company and Regiment, on or about the 1st day of November, 1864, a watch and a promissory note for one hundred dollars, which note was paid on or about the 24th day of November, 1864; from Thomas Dobbs, of same Regiment, the sum of one hundred dollars, on or about the 18th day of October, 1864, and also from several other soldiers, inmates of said Hospital as aforesaid, money and agreements, and

promises to pay money as aforesaid, at several times during said months of October and November, 1864. All this at or near Fort Marshall, Md.

To which charge and specification the accused pleaded the following special plea:

The accused, *Joshua B Treadwell*, being put on trial, the charges and specifications having been read to him, and being arraigned therefor and required to plead and make answer thereto, responds and answers "that he is a citizen of the United States, residing in the State of Massachusetts, and not an officer or enlisted man in the service of the United States, either regular or volunteer, or in the militia of the State of Massachusetts, now in active service, and that as such citizen, he is not subject to the rules and articles of war, or to the jurisdiction of a Court Martial, the said accused having been duly, fully and honorably discharged from the service of the United States before any charges were preferred against him, and before he was arrested, and before a copy of said charges and specifications were delivered to him."

FINDING.

The Court having maturely considered the evidence adduced, find the plea in bar of the accused valid and sufficient, and that the Court has no jurisdiction in the case.

II.—The proceedings and findings in the foregoing cases of *M. Augustus Fuller* and *Joshua B. Treadwell*, are approved and confirmed. They will be released from arrest. The Commanding General respectfully suggests, that as *Fuller* and *Treadwell* have been acquitted for want of jurisdiction in the Court over their cases, they be tried by Military Commission.

BY COMMAND OF BT. BRIG. GEN. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

A. A. Gen'l.

OFFICIAL:

A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 44. }

EIGHTH ARMY CORPS.

Baltimore, Md., March 9th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 6, S. O. No. 42, February 17th, 1865, from these Head Quarters, of which Lieut. Col. JOHN R. EDIE, 8th U. S. Infantry, is President, were arraigned and tried

1. *James Hendricks*, private Co. "C," 8th U. S. Infantry.

CHARGE.

Conduct prejudicial to good order and military discipline.

Specification 1.—In this, that he, the said private *James Hendricks*, Co. "C," 8th U. S. Infantry, did use insulting and mutinous language to 1st Sergeant ROBERT HARRIS Co. "C" 8th U. S. Infantry, as follows: "Shut up your mouth, you damned rebel," this expression being repeated several times during the march through Buffalo, N. Y. All this at or near Buffalo, N. Y., on or about the 12th day of November, 1864.

Specification 2d.—In this, that he, private *James Hendricks*, Co. "C" 8th U. S. Infantry, when ordered by 1st Sergeant ROBERT HARRIS to the guard house, did refuse to obey him until compelled to do so, and then did call Sergeant ROBERT HARRIS, a damned rebel son of a bitch. All this at or near Buffalo, N. Y., on or about the 12th day of November, 1864.

Specification 3d.—In this, that he, private *James Hendricks*, Co. "C" 8th U. S. Inftry. while a prisoner in charge of the guard, on meeting Sergeant HARRIS Co. "C," 8th U. S. Infantry, did use abusive and insulting language to him as follows: "You damned rebel thief, I will knock your brains out. You are nothing but a traitor and a son of a bitch." All this at or near Fort Richmond, N. Y. H, on or about the 16th day of November, 1864.

To which charge and specifications the accused pleaded as follows:

To the first specification,	"Not Guilty."
To the second specification,	"Not Guilty."
To the third specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification,	"Guilty."
Of the 2d specification,	"Guilty."
Of the 3d specification,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him, *James Hendricks*, Co. "C," 8th U. S. Infantry, to be confined in the guard house of his regiment for the term of *fifteen days*, and on each day of his confinement to be placed in charge of a sentinel and be required to walk on the post of said sentinel two hours at a time with an interval of one hour between each walking from reveille to retreat carrying a log weighing twenty-five pounds, and to forfeit to the United States one month's pay.

II. The proceedings, finding and sentence in the foregoing case of *James Hendricks*, are approved and confirmed, and the sentence will be carried into execution except that portion of it which relates to the walking on the post of the sentinel during the period of his punishment and carrying a heavy log. The Commanding General remits the sentence, except the fifteen days confinement and the forfeiture of pay.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

No. 45.

EIGHTH ARMY CORPS.

Baltimore, Md., March 10th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 6, S. O. No. 42, February 17th, 1865, from these Head Quarters, of which Lieut. Col. JOHN R. EDIE, 8th U. S. Infantry, is President, were arraigned and tried

1. *Patrick O'Brien*, private Co. "B," 8th U. S. Infantry.

CHARGE.—*Desertion.*

Specification.—In this, that private *Patrick O'Brien*, of Company "B," 8th U. S. Infantry, after having been duly re-enlisted in the service of the United States, on the 9th day of July, 1864, to serve for the period of three (3) years and having received a furlough for thirty days, (from July 10, 1864 to August 17, 1864,) to go to New York City, N. Y., did fail to report at his company or regiment at the expiration of said furlough, and did desert the said service and did remain absent until on or about the 3d day of February, 1864 when he delivered himself up to the Government authorities. This while the regiment was stationed at or near Petersburg, Va., on or about the 12th day of August, 1864.

To which charge and specification the accused pleaded as follows:

To the specification,
To the charge,

"Guilty."
"Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification,
Of the charge,

"Guilty."
"Guilty."

And the Court do therefore sentence him, *Patrick O'Brien*, private Co. "B," 8th U. S. Infantry, to forfeit all pay and allowances due him at the time of the promulgation of this sentence, to make good the time lost by desertion, to be confined in the guard-house at the head-quarters of his regiment for three months, and that he wear a ball weighing twelve pounds suspended to his right leg by a chain six feet in length during the time of his confinement.

2. *George M. Selmes*, private, Co. "A," 8th U. S. Infantry.

CHARGE.—*Drunkenness on duty.*

Specification.—In this, that private *George M. Selmes*, private Co. "A," 8th U. S. Infantry, while a member of the Guard duly mounted at Fort No. 1, on the 21st day of February, 1865, did become so drunk as to be unable to perform the duties of a sentinel. All this, at Fort No. 1, Baltimore, Md., on or about the 21st day of February, 1865.

To which charge and specification the accused pleaded as follows :

To the specification,	"Guilty."
To the charge,	"Guilty."

FINDING.

The Court having maturely considered the case find the accused as follows :

Of the specification,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him, private *George M. Selmes*, Co. "A," 8th U. S. Infantry, to be confined at hard labor at the Head Quarters of his regiment for the space of thirty days from the promulgation of this order.

II. The proceedings, findings and sentences in the foregoing cases of *Patrick O'Brien* and *George M. Selmes* are approved and confirmed and the sentences will be carried into execution.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Astt. Adjt. General.

Official.

A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 46. }

EIGHTH ARMY CORPS.

Baltimore, Md., March 11th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 6, S. O. No. 42, February 17th, 1865, from these Head Quarters, of which Lieut. Col. JOHN R. EDIE, 8th U. S. Infantry, is President, were arraigned and tried

1. *Patrick Lydon*, Co. "B," 8th U. S. Infantry.

CHARGE:—*Disobedience of orders.*

Specification 1st.—In this, that *Patrick Lydon*, of Company "B," 8th U. S. Infantry, after being properly detailed for guard did refuse to obey and said he would not go on guard. This at Baltimore, Md., on or about the 31st day of January, 1865.

Specification 2d.—In this, that private *Patrick Lydon*, of Co. "B," 8th U. S. Infantry, when ordered to the guard-house by 1st Sergeant HENRY SHIBLE Co. "B," 8th U. S. Infantry, did refuse to obey said order and did try to escape from the command. This at Fort No. 1, Baltimore, Md., on or about the 31st day of January, 1865.

To which charge and specifications the accused pleaded as follows:

To the first specification,	"Not Guilty."
To the second specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the first specification,	"Guilty."
Of the second specification,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him, the said *Patrick Lydon*, Co. "B," 8th U. S. Infantry, to be confined for the term of *fifteen days* from the promulgation of this sentence at hard labor at the head-quarters of his regiment.

2. *Emanuel Sassaman* Co. "A," 8th U. S. Infantry.

CHARGE:—*Desertion.*

Specification.—In this, that he, the said private *Emanuel Sassaman*, of Company "A," 8th Reg't U. S. Infantry, having been duly enlisted in the service of the United States on the 29th day of January, 1864 for the term of three years, did desert the same on the 23d day of November, 1864, and did remain absent until arrested and brought back to his company under guard. All this at or near Fort Richmond, N. Y. H., on or about the 23d day of November, 1864.

To which charge and specification the accused pleaded as follows :

To the specification,	'Not Guilty.'
To the charge,	'Not Guilty.'

FINDING.

The Court having maturely considered the case find the accused as follows :

Of the specification,	'Guilty.'
Of the charge,	'Guilty.'

And the Court do therefore sentence him, the said private *Emanuel Sassaman* Co. "A," 8th U. S. Infantry, to forfeit all pay and allowances to the United States due him at the time of the promulgation of this sentence, to make good the time lost by desertion and to be confined in the guard house at the Head Quarters of his regiment at hard labor for three months, and to wear a ball weighing twelve pounds suspended to his right leg by a chain six feet in length during the time of his confinement.

II. The proceedings, findings and sentences in the foregoing cases of *Patrick Lydon* and *Emanuel Sassaman* are approved and confirmed and the sentences will be carried into execution.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., March 14, 1865.

GENERAL ORDER }
No. 47. }

I.—Before a General Court Martial convened at Baltimore, Md., by virtue of Special Orders No. 5, par. 2, January 6, 1865, from these Head-Quarters, of which Captain L. M. Marsh, 10th Virginia Infantry, was President, were arraigned and tried:

1. *William H. Waltemeyer*, private Cole's Cavalry, Md. Vols.,

CHARGE 1ST:

Desertion.

Specification.—In this, that *William H. Waltemeyer*, a private in Cole's Cavalry, Md. Vols., in the military service of the United States, did desert from the said service on or about the 4th day of December, 1864, at or near Baltimore, Md., and remained absent until he was arrested on or about the 30th of December, 1864.

CHARGE 2D:

Falsely and fraudulently obtaining money from the wife of a soldier.

Specification.—In this, that *William H. Waltemeyer*, of Cole's Cavalry, Md. Vols., in the military service of the United States, on or about the 17th day of December, 1864, at Baltimore, Md., did fraudulently obtain from one Mrs. Amelia Reier, the wife of Henry J. Reier, a member of Cole's Cavalry, a large sum of money, to wit: seventy-nine dollars and seventy-five cents, by falsely representing to her, that he, *Waltemeyer*, was sent by her husband to get said money from her for

the purpose of transacting some business for her said husband, and the said *Waltemeyer* did fraudulently appropriate the money so obtained to his own private use.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING :

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, "Guilty," except the word "desert," substituting therefore the words, "absent himself without leave," and except the words, "on or about the 30th of December, 1864."

Of the 1st charge, "Not guilty," but "guilty of absence without leave."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And the Court do therefore sentence him, *William H. Waltemeyer* private of Cole's Maryland Cavalry, "to forfeit to the United States his monthly pay for the period of two (2) calendar months."

2, *Ara S. Littleton*, of Smith's Independent Cavalry Company, Md.
Vols.

CHARGE :

Desertion.

Specification.—In this, that he, *Ara S. Littleton*, an enlisted soldier in the service of the United States, and private of Smith's Independent Cavalry Company, Md. Vols., did desert the said service from Worcester county, Md.,

on or about the 31st day of December, 1862, and did remain absent from the said service until delivered up as a prisoner at the city of Baltimore, Md., on or about the 11th day of June, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, are of the opinion that the accused, *Ara S. Littleton*, is not a soldier in the military service of the United States, therefore the Court have no jurisdiction in the case, and decline to make a finding.

3. *Thomas D. Kidd*, Master of the United States Steamer *Peconic*.

CHARGE 1ST:

Presenting a claim against the United States for payment to an officer of the said United States, knowing the same to be false and fraudulent.

Specification.—In this, that *Thomas D. Kidd*, Master of the United steamer "Peconic" on or about the 1st day of April, 1864, entered into a contract as a party of the first part with Captain John L. Kelley, Assistant Quartermaster, on behalf of the United States, as party of the second part, in words and figures following:

Articles of agreement made this 1st day of April, in the year one thousand eight hundred and sixty-four, between *Thomas D. Kidd*, Master of the United States transport steamer called the "Peconic," of the first part, and Captain John L. Kelley, A. Q. M., U. S. A., for the United States, of the second part.

Witnesseth.—That the said *Thomas D. Kidd*, Master of the United States transport steamer "Peconic," for himself, his heirs, executors and admin-

istrators, and the said Captain John L. Kelley, A. Q. M., for and in behalf of the United States Quartermaster's Department, have mutually agreed, and by these presents do mutually covenant and agree to and with each other, in manner following, to wit:

The said *Thomas D. Kidd*, Master of the United States transport steamer "Peconic," for the purpose of manning, victualing and running said transport steamer "Peconic," shall furnish the following officers and crew, and pay to each the rates following, viz:

- 1 Captain, at one hundred and fifty-five dollars per month.
- 1 First Mate, at seventy-five dollars per month.
- 1 Second Mate, at fifty-five dollars per month.
- 1 Steward at seventy-five dollars per month.
- 2 Cooks, one at thirty-five dollars per month, and one at forty-five dollars per month.
- 2 Waiters at twenty dollars each per month.
- 6 Seamen, at thirty dollars each per month.
- 2 Wheelmen, at thirty-five dollars each per month.
- 1 Lamplighter, at twenty dollars per month.
- 1 Engineer, at one hundred and twenty-five dollars per month.
- 1 First Assistant Engineer, at eighty dollars per month.
- 1 Second Assistant Engineer, at _____ per month.
- 1 Third Assistant Engineer, at _____ per month.
- 2 Oilers or Greasers, at forty-five dollars each per month.
- 6 Firemen, at forty dollars each per month.
- 3 Coal-passers, at twenty-five dollars each per month.

It being further agreed that none but experienced and competent officers and Engineers shall, under any circumstances, be employed under this contract.

And the said *Thomas D. Kidd*, Master of the said United States transport "Peconic," agrees further to

subsist the foregoing officers and crew, on good and wholesome food, allowing to each one ration daily, equal in quantity and quality to that issued to troops in the service of the United States, by the Subsistence Department of the United States Army. And it is further understood, that should a vacancy occur for any period during the month, and remain unfilled in the foregoing lists of officers and crew of said vessel, such vacancy shall be reported to the said Capt. John L. Kelly, Assistant Quartermaster United States Army, in order that a corresponding deduction may be made in the compensation allowed. This period, as well as that of the service of officers and crew, to be verified by the affidavit of the said Capt. *Thomas D. Kidd*, Master of the United States transport "Peconic." In consideration whereof, the said party of the second part, for and in behalf of the Quartermaster's Department, United States Army, agrees to pay, or cause to be paid to said *Thomas D. Kidd*, Master of the United States transport steamer "Peconic," for and in consideration of the foregoing services, the sum of two thousand and fifty-two $\frac{50}{100}$ dollars per month, being in full for officering, manning, victualing and running said United States transport steamer "Peconic."

This agreement shall go into effect at 12 o'clock, M., of the first day of April, 1864, and shall continue in force during the pleasure of the Quartermaster's Department, subject to approval or revision by the Quartermaster General, U. S. A.

REVENUE
STAMPS.

No member of Congress shall be admitted to any share of the contract, or any benefit to arise therefrom.

In witness whereof, the said parties to these presents have hereunto, interchangeably set their hands and affixed their seals on the second day of May, 1864.

(Signed.) THOMAS D. KIDD. [SEAL.]

(Signed.) JOHN L. KELLY. [SEAL.]

(Executed in quintuplicate), signed, sealed and delivered in presence of

(Signed) SAMUEL J. BRADY.

(Signed.) WILLIAM H. ADAMS.

(Signed.) FRANK OSBORNE.

A true copy—

(Signed.) JNO. L. KELLY,

Capt. and A. Q. M.

The said *Thomas D. Kidd*, did, on or about the 12th day of September, 1864, at Baltimore, make and present to Capt. S. H. Dunan, Assistant Quartermaster of the United States, at that place, the following claim against the United States, for payment by the said Dunan, for services and supplies furnished under said contract:

THE UNITED STATES,

To THOMAS D. KIDD, Dr.

Capt. U. S. Steamer "Peconic."

September 12th, 1864.

For services rendered, manning, victualing and sailing United States steamer "Peconic." from May 13th to September 12th, 1864, both days included, being four months, \$2,052 $\frac{9}{100}$ per month, \$8,210 $\frac{9}{100}$. Contract executed May 2d to take effect April 1st, with Capt. John L. Kelly, A. Q. M., Hilton Head, S. C., per G. O. War Department, No. 69, 1862.— And the said *Kidd* did, at Baltimore, aforesaid, on the said 12th day of September, 1864, annex to said claim, and in support of the same, the following certificate, to wit: I certify that the above account is

correct and just, that the services were rendered as stated, and that they were necessary for the public service.

(Signed.)

THOMAS D. KIDD.

And he, the said *Kidd*, did, at the said Baltimore, and on the said 12th day of September, 1864, annex to and in support of the said claim, so as above presented, the following certificate oath, or affidavit:

State of Maryland, to wit:

On this 12th day of September, 1864, before me, a Notary Public, in and for the city of Baltimore, personally appeared *Thomas D. Kidd*, Captain of the United States steamer "Peconic," and made oath in due form of law, that the annexed account for eighty-two hundred and ten dollars (\$8,210.00), being for services rendered manning, victualing and sailing the United States steamer "Peconic," from May 13th to September 12th, 1864, both days included, is correct and just, that the crew, consisting of one Captain, one First Mate, one Second Mate, one Steward, two Waiters, six Seamen, two Wheelmen, one Lamp-lighter, one Engineer, one Assistant Engineer, two Oilers, six Firemen, three Coal-passers, have been regularly employed, and victualed, and paid, and that there are no further charges against the United States for the said service during the said time, that the food furnished was of a good and wholesome character, and such as is now issued to troops by the Subsistence Department, that the officers and crew were competent and experienced men in their respective positions, and that there have been no vacancies nor time lost or unemployed by said officers and crew during said time.

(Signed.)

S. R. RICH,

Notary Public.

He, the said *Thomas D. Kidd*, well knowing at the time he presented said claim and certificates, that the said claim was false and fraudulent, and that he had not executed his part of the said contract upon which the said claim was based, in the manner required by said contract, and set forth in said claim and certificates and the oath taken by him—that the officers and seamen and other persons professed to be employed in the said steamer and statements, were not employed in the number on the terms, nor for the sums set forth by the said *Kidd* in said papers, nor had they been paid or victualled as set forth by him in his said claim, but that the same were made in fraud of the United States.

CHARGE 2D:

That as a Contractor for Supplies to the Army of the United States, he was guilty of fraud.

Specification.—In this, that the said *Thomas D Kidd*, Master of the United States steamer "Peconic," having formed a contract on or about the first day of April, 1864, at or near Hilton Head, South Carolina, as a party of the first part, with Captain John L. Kelly, Assistant Quartermaster, on behalf of the United States, as party of the second part, in words and figures following:

Articles of agreement made this first day of April, 1864, between *Thomas D Kidd*, Master of the United States transport steamer "Peconic," of the first part, and Captain John L. Kelly, A. Q. M., U. S. A., for the United States for the second part.

Witnesseth.—That the said *Thomas D. Kidd*, master of the U. S. transport steamer "Peconic," for himself, his heirs, executors and administrators, and the said Captain John L Kelly, A. Q. M., for and in behalf of the U. S. Quartermaster's Department, have

mutually agreed and by these presents do mutually covenant and agree to and with each other in manner following, to wit:

The said *Thomas D. Kidd*, master of the United States transport steamer "Peconic," shall furnish the following officers and crew, and pay to each of them the rates following, viz:

One Captain, at one hundred and fifty dollars per month.

One First Mate, at seventy-five dollars per month.

One Second Mate, a fifty-five dollars per month.

One Steward, at seventy-five dollars per month.

Two Cooks, one at forty-five dollars per month and one at thirty-five dollars per month.

Two Waiters, at twenty dollars each per month.

Six Seamen, at thirty dollars each per month.

Two Wheelmen, at thirty-five dollars each per month.

One Lamplighter, at twenty dollars per month.

One Engineer at one hundred and twenty-five dollars per month.

One First Assistant Engineer, at eighty dollars per month.

One Second Assistant Engineer, at per month.

One Third Assistant Engineer at per month.

Two Oilers or Greasers, at forty-five dollars each per month.

Six Firemen, at forty-five dollars each per month.

Three Coal-passers, at twenty-five dollars each per month.

It being further agreed that none but experienced and competent officers and Engineers shall, under any circumstances, be employed under this contract. And the said *Thomas D. Kidd*, Master of the said U. S. transport "Peconic," agrees further to subsist the foregoing officers and crew, on good and wholesome food, allowing to each one ration daily, equal in quantity

and quality to that issued to troops in the service of the United States by the Subsistence Department of the U. S. Army. And it is further understood, that should a vacancy occur for any period during the month, and remain unfilled in the foregoing lists of officers and crew of said vessel, such vacancy shall be reported to the said Capt. Jno. L. Kelly, Assistant Quartermaster, U. S. Army, in order that a corresponding deduction may be made in the compensation allowed. This period, as well as that of the service of the officers and crew, to be verified by affidavit of said *Thomas D. Kidd*, Master of the said United States transport "Peconic," in consideration whereof the said party of the second part, for and in behalf of the Quartermaster's Department, U. S. Army, agrees to pay or cause to be paid to said *Thomas D. Kidd*, Master of said transport steamer "Peconic," for and in consideration of the foregoing services, the sum of two thousand and fifty-two $\frac{50}{100}$ dollars per month, being in full for officering, manning, victualling and running said U. S. transport steamer "Peconic."

This agreement shall go into effect at 12, M., of the first day of April, 1864, and shall continue in force during the pleasure of the Quartermaster's Department. Subject to approval or revision by the Q. M. Gen'l. U. S. A.

REVENUE
STAMPS.

No member of Congress shall be admitted to any share of this contract or any benefit to arise therefrom. In witness whereof the said parties to these presents have herewith interchangeably set their hands and affixed their seals, on the second day of May, 1864.

(Signed.) THOMAS D. KIDD, [SEAL]
(Signed.) JOHN L. KELLY. [SEAL]

(Executed in quintuplicate), signed, sealed and delivered in the presence of

(Signed.) SAMUEL J. BRADY,
 (Signed.) WILLIAM H. ADAMS,
 (Signed.) FRANK OSBORNE.

He, the said *Thomas D. Kidd*, did fraudulently violate said contract, in that, for a long time continually, during the months of May, June, July and August, and part of the month of September, 1864, he did fail to employ the officers and men in said contract agreed to be employed by him, to wit: That he employed but one Waiter during said period, and but four deck hands or seamen, and but two firemen; and that from the 12th to the 29th of May, 1864, exclusive, there was a vacancy in the Coal-passers, and but one Coal-passer during the month of July, 1864, and that there were, during the said time, vacancies in various other of the said offices or employments on board said steamer; and that the said *Thomas D. Kidd*, did not, durring said time, pay to said officers and men the sums agreed upon in said contract to be paid them, but paid to them much smaller sums. And that the said *Thomas D. Kidd* did fail to report to the said Jno. L. Kelly, or any other officer of the Quartermaster's Department, the vacancies and deficiencies of officers and men, as bound by his said contract to do, as also the fact that he paid them less than he contracted to pay them, but claimed and received from Capt. S. H. Dunan, Assistant Quartermaster, the whole sum stipulated in said contract without any deduction, having made affidavit that the officers and men had been employed, victualed and paid agreeably to said contract, and that there had been no vacancies nor time lost in said offices or employments. All this at Hilton

Head and Helena, and elsewhere in South Carolina, and in Baltimore, Maryland, at the times above set forth.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court after maturely considering the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty," except the words "and August, and part of the month of September," inserting the word "and" between the words "June and July." Also except the words "1 waiter during said period, and but 4 deck-hands "or seamen, and but two firemen, and that from the 12th to the "29th of May, 1864, exclusive, there was a vacancy in the coal-passers, and but one coal-passer during the month of July, 1864, "and that there were during the said time, vacancies in various other "of the said offices or employments," substituting therefor the following words, to wit: "Four seamen from the 13th of May to the "11th of July, 1864. that he employed no Lamplighter between "13th of May and the 12th of September, 1864, that he employed "only four firemen between the 13th of May and the 20th of June, "1864, and that he employed only two coal-passers from the 13th "of May till the 11th of July, 1864."

Of the 2d charge, "Guilty."

And the court do therefore sentence him, *Thomas D. Kidd*, late Master of the United States steamer transport "Peconic," to be fined the sum of one thousand (\$1,000) dollars, and to be confined at such a place as the Commanding General may direct, till the said sum shall have been paid.

IV. *Peter Dausch*, Contractor as Stevedore.

CHARGE:

Presenting for Payment to an Officer of the United States claims against the United States, knowing them to be false and fraudulent.

Specification 1st.—In this, that *Peter Dausch*, a contractor as stevedore with the Quartermaster's Department of the United States Army, did, on or about the 13th day of August, 1864, at or near Baltimore, Md., present for payment to Captain S. H. Dunan, Assistant Quartermaster of the United States Army, a claim against the United States, charging the said United States with the employment on the 3d of August, of eight men for sixty-four hours in loading the steamer *Charleston* with saw dust; whereas he, the said *Dausch*, had employed the said men in such loading but thirty-six hours; and also charging the said United States with the loading and unloading upon the steamer *Convoy*, on the 4th of August, 1864, seven hundred and nineteen barrels of Whiskey, at four cents per barrel each way, whereas he loaded and unloaded at said time but five hundred barrels on said steamer; and also charging the said United States with the labor in loading and unloading, with cabbages, the said steamer *Convoy*, on the 4th of August, 1864, of ten men for one hundred and sixty hours; whereas, in fact, he employed in said work said men for but one hundred hours; and also charged the United States for twenty hours work of ten men in loading the tug *D. A. Mills* with guns, on the 4th of August, 1864, when, in fact, there were but twelve hours work then used in loading said tug. And said *Dausch* did charge the United States with the labor of twelve men for seventy-two hours in loading the steamer *Wawaset* with cabbage, on the 5th of August, 1864, when, in fact, the men were employed but

forty-eight hours in said work. And did also charge the United States, on the 6th of August, with the labor of six men for twenty-four hours in loading and unloading a scow with wood, and with the labor of eight men for twenty-four hours in unloading the steamer Hunter Woodis with hides, at thirty cents per hour, whereas the said work was done on both scow and steamer, by the labor of six men for twenty-four hours. And he did charge the United States in said claim as of the 7th day of August, 1864, with the labor of twelve men for ninety-six hours, in unloading cabbages from the steamer Wawaset, and with the labor of ten men for sixty hours in loading the steamer Eastern State, with cabbages; whereas the said work was done by sixteen men in ninety hours; he, the said *Peter Dausch*, well knowing when he presented said claim as aforesaid, that the same was false and fraudulent in the above named particulars, as well as many others.

Specification 2d.—In this, that the said *Peter Dausch*, a contractor as stevedore, with the Quartermaster's Department of the United States Army, did, on or about the 28th day of August, 1864, at or near Baltimore, Md., present for payment to Capt. S. H. Dunan, Assistant Quartermaster of the United States Army, a claim against the United States, charging in said claim the United States, as of the 11th of August, 1864, with the labor of fourteen men for one hundred and twelve hours in loading the steamer Charleston, with cabbages, at thirty cents per hour; whereas, in fact, the labor so charged was done by thirteen men in sixty-five hours. And also charging the United States in said claim, as of the 13th of August, 1864, with the labor of twelve men for forty hours, at thirty cents per hour, in unloading hides from the barge Gallagher; whereas, in fact, the said labor was done by

ten men in twenty hours. He, the said *Dausch*, well knowing when he presented said claim as aforesaid, that the same was false and fraudulent, in the above particulars as well as in many others.

Specification 3d.—In this, that *Peter Dausch*, a contractor as stevedore, with the Quartermaster's Department of the United States Army, did, on or about the 13th day of August, 1864, at Baltimore, Md., present to Capt. S. H. Dunan, Assistant Quartermaster of the United States Army, a false and fraudulent claim against the United States for payment, in words and figures following:

UNITED STATES,

To PETER DAUSCH, DR.

1864—Aug. 18. For services rendered with laborers, storing and shipping public property at warehouses, and loading and unloading vessels at Baltimore, Md., per certified bills of items annexed. \$1466.05

He, the said *Peter Dausch*, then and there well knowing that the said claim was false and fraudulent, and did receive payment of the same from the said Dunan, as Capt. and Assistant Quartermaster as aforesaid, thereby defrauding the United States of a large sum of money.

Specification 4th.—In this, that *Peter Dausch*, a contractor as stevedore with the Quartermaster's Department of the United States Army, on or about the 13th day of August, 1864, and the 29th day of August, 1864, and the 6th and 12th days of September, 1864, did present for payment to Capt. S. H. Dunan, Assistant Quartermaster of the United States Army, certain false and fraudulent claims for services rendered with laborers in storing and shipping public property in warehouses, and loading and unloading public vessels, he, the said *Dausch*, well knowing then

and there that the said claims were false and fraudulent, and did receive payment for the same from the said Dunan, thereby defrauding the United States of a large sum of money, which said claims are freely set out in the papers annexed, marked No. 57. Abstract B, Aug., 1864. No. 223. Abstract B, Aug., 1864. No. 20. Abstract B, September, 1864, and No. 236, Abstract B, Sept., 1864.

To which charge and specifications the accused pleaded as follows :

To the 1st specification of the charge, "Not Guilty."

To the 2d specification of the charge, "Not Guilty."

To the 3d specification of the charge, "Not Guilty."

To the 4th specification of the charge, "Not Guilty."

To the charge, "Not Guilty."

FINDING :

The Court having maturely considered the evidence adduced find the accused as follows :

Of the 1st specification of the charge, "Not Guilty."

Of the 2d specification of the charge, "Not Guilty."

Of the 3d specification of the charge, "Not Guilty."

Of the 4th specification of the charge, "Not Guilty."

Of the charge, "Not Guilty."

And the Court do therefore acquit him, *Peter Dausch*, a contractor as stevedore.

HEAD-QUARTERS MIDDLE DEPARTMENT, 8TH ARMY CORPS,
BALTIMORE, *March 18th*, 1865.

II. The proceedings, findings and sentences in the above cases of *William H. Waltemyer*, private of Cole's Cavalry, Md. Vols., and *Thomas Kidd*, *Peter Dausch* and *Ara S. Littleton*, are approved and confirmed.

III. The sentences of *Waltemyer* and *Kidd* will be carried into

execution. The Commanding General designates Fort McHenry, Md., as the place of confinement of *Kidd* until the fine of one thousand dollars shall have been paid.

IV. *Littleton* and *Dausch* having been acquitted will be released from arrest.

V. The General Court Martial, of which Capt. L. M. Marsh was President, is dissolved.

BY ORDER OF BT. BRIG. GEN. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

A. A. Gen'l.

OFFICIAL:

D. P. Houston
Capt &

A. D. C.

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HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 48.

Baltimore, Md., March 13th, 1865.

1. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, January 10, 1865, from these Head Quarters, of which Capt. G. W. Guss, 138th Pa. Vols., is President, were arraigned and tried

1. *George Cring*, private Co. "B," 139th N. Y. Vol. Infantry.

CHARGE:—*Stealing*.

Specification.—In this, that he, said private *George Cring*, Co. "B," 139th N. Y. Vol. Infantry, did steal and appropriate to his own use twenty dollars (\$20,) in money, the property of private THOMAS MORAN, Co. "G," 86th New York Vols. All this at Camp Parole, near Annapolis, Md., on or about the 21st day of February, 1865.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty."
To charge, "Guilty."

FINDING.

The Court having maturely considered the case, affirm the plea of the prisoner and find him as follows:

Of the specification, "Guilty."
Of the charge, "Guilty."

And the Court do therefore sentence him, private *George Cring*, Co. "B," 139th N. Y. Vol., to be placed at hard labor for the period of one year at the Rip Raps, or such other place as the Commanding General may direct, and forfeit to the United States Government his monthly pay for four consecutive months.

2. *Jesse T. Nichols*, Farrier Co. "M," 20th Pa. Vol. Cavalry.

CHARGE:

Conduct to the prejudice of good order and military discipline.

Specification 1st—In this, that *Jesse T. Nichols*, Farrier, Co. "M," 20th Pa. Vol. Cav., in the military service of the United States, did, on or about the 21st day of February, 1865, forge a furlough for the purpose of fraudulently and improperly using the same. This at or near Camp Parole, near Annapolis, Md.,

Specification 2d.—In this, that *Jesse T. Nichols*, Farrier Co. "M," 20th Pa. Vol. Cav., in the military service of the United States, did, on or about the 21st day of February, 1865, at Camp Parole, near Annapolis, Md. use improperly and fraudulently, a false and forged furlough, knowing the same to be false and forged.

To which charge and specifications the accused pleaded as follows:

To the 2d specification, "Not Guilty."
To the 1st specification, "Not Guilty."
To the charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the 2d specification, "Guilty."
Of the 1st specification, "Guilty."
Of the charge, "Guilty."

And the Court do therefore sentence him, *Jesse T. Nichols*, Farrier Co. "M" 20th Pa. Vol. Cavalry, to be placed at hard labor, for the period of three months, at the Rip Rap, or such other place as the Commanding General may direct, and forfeit to the United States Government twelve (12) dollars per month of his monthly pay for the same time.

II. The proceedings, findings and sentences in the foregoing cases of *Georg Cring* and *Jesse T. Nichols* are approved and confirmed and the sentences will be carried into execution. The Commanding General designates Fort Delaware, Del., as the place of confinement of the prisoners, to which place they will be conveyed under suitable guard.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

Official.

A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 49.

Baltimore, Md., March 14th, 1865.

I. Before a General Court Martial, convened at Baltimore, Md., by virtue of Par. 4, S. O. 42, Feb. 17th, 1865, current series from these Head-Quarters, of which Lieut. Col. W. E. W. Ross, 31st U. S. Colored Troops, was President, was arraigned and tried

1. *Thomas Ferguson*, Private of 95th Co. 2d Battalion V. R. C.

CHARGE :—*Desertion.*

Specification.—In this that he, Private *Thomas Ferguson*, of the 95th Co., 2d Battalion V. R. C., having been duly enlisted into the service of the United States, did desert the same at the U. S. A. General Hospital, Patterson Park, Baltimore, Md., on or about the 11th day of April, 1864 and did remain so absent until he was brought back under guard on or about the 25th day of November, 1864. This all at U. S. A. General Hospital, Patterson Park, Baltimore, Md., on or about the 25th day of November, 1864.

To which charge and specification the accused pleaded as follows :

To the specification,
To charge.

“Guilty.”
“Guilty.”

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification, “Guilty,” except the word “desert.”
Of the charge, “Not Guilty,” but “Guilty” of absence without leave.

And the Court do therefore sentence him, the said *Thomas Ferguson*, Private 95th Co. 2d Battalion, V. R. Corps to be imprisoned for and during the period of fourteen (14) days, on bread and water, and to stand on the head of a barrel in front of his command one hour of each and every day during the term of said confinement.

II. The proceedings finding and sentence in the foregoing case of *Thomas Ferguson*, are approved and confirmed, and the sentence will be carried into execution except that portion which orders him to stand on the head of a barrel in front of his command one hour each day during his imprisonment, which is remitted.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

Official.



HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 51. }

EIGHTH ARMY CORPS.

Baltimore, Md., March 15th, 1865.

I. Before a General Court Martial, convened at Baltimore, Md., by virtue of Par. 4, S. O. 42, Feb. 17th, 1865, current series from these Head-Quarters, of which Lieut. Col. W. E. W. Ross, 31st U. S. Colored Troops, was President, was arraigned and tried

1. *Frank Johnson*, (colored,) a substitute.

CHARGE.—*Desertion.*

Specification 1st.—In this, that *Frank Johnson*, (colored,) a substitute, enlisted in the military service of the United States, did, on or about the 22d day of December, 1864, desert the said service at or near Alexandria Va.

Specification 2d.—In this, that *Frank Johnson* (colored) a substitute, enlisted in the military service of the United States, having, on or about the 22d day of December, 1864, at or near Alexandria, Va. deserted said service, did again enlist in said service at Baltimore, Md., on or about the 30th day of December, 1864, and did at Baltimore, Md., on or about the 31st day of December, 1864, again desert said service and remain absent until arrested at Ellicott's Mills.

To which charge and specifications the accused pleaded as follows:

To the 1st specification,	"Not Guilty."
To the 2d specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the 1st specification,	"Guilty."
Of the 2d specification,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him, the said *Frank Johnson*, to serve one year of his term of service at hard labor, at such place as the Commanding General may designate, and to forfeit all pay and emoluments during the time of confinement.

II. The proceedings in this case are not entirely approved as there seems to have been irregularity in the admission of testimony. It appears the accused had made a voluntary confession to Lieut. SMITH who was called as a witness, and who stated that such confession had been reduced to writing. It is not clear from the record whether this written confession was read in evidence, or Lieut. SMITH only referred to it and recited its substance from memory. The writing itself ought not to have been made evidence, and does not certainly appear to have been. Lieut. SMITH had a right to refer to it as a contemporaneous record made by himself to refresh his memory as to what occurred, but no evidence of the confession of *Johnson* was legal except the recollections of SMITH thus refreshed. It is not clear from the record whether there was error in this particular, and it must be presumed there is not. It is perfectly clear, however, that there was error in

the admission as evidence of the endorsements of Provost Marshals HOLLAND and CATHCART. The facts contained in these endorsements could only have been properly proved by these gentlemen themselves, examined on oath, their endorsements were evidence of nothing. The Commanding General makes these criticisms, hoping that Judge Advocates and Courts will be more strictly governed by rules of evidence to be found in all the text books especially in the cases of ignorant men, destitute of counsel. As the testimony thus improperly introduced did not affect directly the particular facts charged, which were proved by the confession of the accused, the finding and sentence in this case will not be set aside, but are confirmed and the sentence will be carried into execution.

By command of BYT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., March 16th, 1865.

GENERAL ORDERS }
}

No. 52.

I.—Before a General Court Martial, convened at Annapolis, Md., by virtue of Special Order No. 8, par. 1, January 10th, 1865, from these Head-quarters, of which Capt. G. W. Guss, 138th Pennsylvania Vols., is President, were arraigned and tried:

1. *Charles Reynolds*, private Co. B, 145 Pa. Vols.

CHARGE:

Highway Robbery.

Specification 1st.—In this, that said *Charles Reynolds*, on or about the 13th day of March, Anno Domini 1864, at Camp Sumpter, near Andersonville, Ga., did violently assault in the public highway of said camp, James Walker, Sergeant of Co. H, 108th N. Y. Vols., and take from and rob said Walker of the following valuable papers and sums of money, to wit: The sum of fifty dollars in United States Treasury Notes, usually known as "greenbacks;" also the sum of one hundred and eighty-seven dollars in Bank notes of the States of New York, Massachusetts, Connecticut and Pennsylvania; also a Bank check for twenty-five dollars, drawn by John Van Buren, Paymaster General of the State of New York, on the Commercial Bank of the City of New York, in favor of Joseph Wolf endorsed to said Walker and then his property.

Specification 2d.—In this, that said *Charles Reynolds*, with John Miller and George Denner, and others unknown, on or about the 13th day of March, Anno Domini 1864, at Camp Sumpter, near Andersonville, Ga., did violently assault in the public highway of said camp,

James Walker, Sergeant of Co. H, 108th N. Y. Vols., and take from and rob said Walker of the following valuable papers and sums of money, to wit: The sum of fifty dollars, in United States Treasury Notes, usually known as "greenbacks;" also the sum of one hundred and eighty-seven dollars, in Bank notes of the States of New York, Massachusetts, Connecticut and Pennsylvania; also a Bank check for twenty-five dollars, drawn by John Van Buren, Paymaster General of the State of New York, in favor of Joseph Wolf, on the Commercial Bank of the City of New York, and for a valuable consideration transferred by said Wolf to said Walker, and then his property.

Specification 3d.—In this, that said *Charles Reynolds*, on or about the 23d day of December, Anno Domini 1864, in the public highway, between Camp Parole and the city of Annapolis, in the State of Maryland, did violently assault John McGinnis, a private of Co. A, 69th Pa. Vols., and rob him of the following sums of money, to wit: Forty-five dollars in United States Treasury Notes, usually known as "greenbacks;" and also the sum of five dollars in Bank notes of the Bank of the British Provinces of Canada.

Specification 4th.—In this, that said *Charles Reynolds*, on or about the twenty-third day of December, Anno Domini 1864, in the public highway, between Camp Parole and the city of Annapolis, in the State of Maryland, did, in company with one other, name unknown, violently assault said McGinnis and rob him of the following sums of money, to wit: Forty-five dollars in United States Treasury Notes, usually known as "greenbacks," and also the sum of five dollars in Bank notes of the Bank of the British Provinces of Canada.

To which charge and specifications the accused pleaded as follows:

To the 4th specification, "Not Guilty."

To the 3d specification, "Not Guilty."

To the 2d specification, "Not Guilty."

To the 1st specification, "Not Guilty."

To the charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

To the 4th specification, "Guilty."

To the 3d specification, "Guilty."

To the 2d specification, "Guilty."

To the 1st specification, "Guilty."

To the charge, "Guilty."

And the Court do therefore sentence him, private *Charles Reynolds*, Co. B, 145th Pennsylvania Volunteers, "to be placed at hard labor for the period of three (3) years, at the Rip Raps, or such other place as the Commanding General may direct, and forfeit to the United States Government all pay that is now or may become due him."

2.—*Ira M. Linderman*, private Co. K, 8th N. Y. H. A.

CHARGE:

Desertion.

Specification.—In this, that he, the said private *Ira M. Linderman*, did desert from Camp Parole, Md., and did remain absent until brought to this Camp Parole, near Annapolis, Md., under guard, on or about the 21st day of February, 1865. All this at Camp Parole, near Annapolis, Md., on or about the 18th day of December, 1864.

To which charge and specification the accused pleaded as follows:

To the specification, "Not Guilty."

To the charge, "Not Guilty."

FINDING.

The Court, having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, private *Ira M. Linderman*, Co. K, 8th New York Heavy Artillery, "to be placed at hard labor during the continuance of the war, at Fort Delaware, Del., or such other place as the Commanding General may direct, and forfeit twelve (12) dollars per month of his monthly pay for the same time, to be appropriated for the benefit of the "Soldier's Home," if legal, and if not to be forfeited to the United States Government."

II.—The proceedings, findings and sentences in the foregoing cases of *Charles Reynolds* and *Ira M. Linderman* are approved and confirmed, and the sentences will be carried into execution. *Reynolds* will be conveyed under suitable guard to the Penitentiary at Albany, New York, the place designated by the Commanding General for his confinement. And *Linderman* will be taken to Fort Delaware, Del., and be there confined for the period of his sentence. The forfeiture of pay in *Linderman's* case shall be to the United States.

BY COMMAND OF BT. BRIG. GENL. WM. W. MORRIS, U. S. A.
SAMUEL B. LAWRENCE,
Assistant Adjutant General.

OFFICIAL:

S. B. Lawrence
Capt ✓ A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 53. }

EIGHTH ARMY CORPS.

Baltimore, Md., March 16th, 1865.

I. Before a General Court Martial, convened at Baltimore, Md., by virtue of Par. 4, S. O. 42, Feb. 17th, 1865, current series from these Head-Quarters, of which Lieut. Col. W. E. W. Ross, 31st U. S. Colored Troops, was President, was arraigned and tried

1. *Joseph W. Durling*, Corporal Co. "A," 22d Vet. Res. Corps.

CHARGE.

Conduct to the prejudice of good order and military discipline.

Specification.—In this, that *Joseph W. Durling*, Corporal Co. "A," 22d Vet. Res. Corps, on or about the 26th day of December, 1864, on the boat on its passage from Baltimore to Point Comfort, on the Chesapeake Bay, whilst on duty as one of the guards of substitutes who were being conveyed from Baltimore to Point Comfort and Fort Monroe, did take money from said substitutes under pretence of procuring food for them therewith, and other pretences, and took pistols and other property from said substitutes under pretence of taking care of them, and did not procure said food nor take care of said money and property for said substitutes but did keep the said money and sell and otherwise dispose of said pistols and other property, and fraudulently appropriate the same, and did otherwise improperly traffic and hold intercourse with said substitutes and permit and encourage private soldiers of the guard to do the same.

To which charge and specification the accused pleaded as follows :

To the specification,

"Not Guilty."

To the charge,

"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification,

"Not Guilty."

Of the charge,

"Not Guilty."

And the Court do therefore acquit the said Corporal *Joseph W. Durling*.

2. *Eugene Ellsworth*, Private Co. "A," 22d Veteran Reserve Corps.

CHARGE.

Conduct to the prejudice of good order and military discipline.

Specification—In this, that *Eugene Ellsworth*, Private Co. "A," 22d Veteran Reserve Corps, on or about the 26th day of December, 1864, on board of a boat passing from Baltimore, Md., to Point Comfort on the Chesapeake Bay, whilst on guard over certain substitutes who were being conveyed from Baltimore to Old Point and Fort Monroe, did take in conjunction with others, to wit, Corporals *KINCH* and *DURLING* of said Corps, money and pistols, and other property from said substitutes, under pretence of taking care of the same, and various other pretences, and sell said pistols and keep and appropriate said money and other property fraudulently and did otherwise improperly and without authority traffic and hold intercourse with said substitutes.

To which charge and specification the accused pleaded as follows :

To the specification,
To the charge,

"Not Guilty."
"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification,
Of the charge,

"Guilty."
"Guilty."

And the Court do therefore sentence him, the said *Eugene Ellsworth*, to be imprisoned for and during the period of two (2) calendar months at hard labor at such place as the Commanding General may designate, and to forfeit his pay pro-
per for four calendar months.

II. The proceedings, findings and sentence in the case of *Joseph W. Durling* and *Eugene Ellsworth* are approved and confirmed. The sentence in the case of *Ellsworth* will be carried into execution. He will be conveyed under proper guard to Fort Mellenry, Md., and there confined at hard labor for the period of his sentence. *Durling* will be released from arrest and restored to duty.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

Official.

A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }

EIGHTH ARMY CORPS.

No. 58. }

Baltimore, Md., March 24th, 1865.

1. Before a Military Commission convened at Baltimore, Md., by virtue of S. O. No. 57, Par. 1, March 7th, 1865, from these Head Quarters, of which Lieut Col. JOHN R. EDIE, 8th U. S. Infantry, is President, were arraigned and tried

1 William Glancey, a citizen.

CHARGE 1st.

Conspiracy to impose upon the officers of the United States, as a recruit, a man who was disabled, he, William Glancey, well knowing that he was physically unfit for service.

Specification—In this, that *William Glancey*, a citizen, on or about the 25th day of February, 1865, at Baltimore, Md., did wickedly and fraudulently contrive and conspire, with *BILLY HAFFEY* and *JOSEPH COSGROVE*, to induce one *MILY PEDRO*, colored, a discharged soldier from the 29th Conn. Vols., to enlist in the military service of the United States as a volunteer, and to impose the said *PEDRO* upon the mustering officers of the United States as an able-bodied soldier he and they well knowing then and there that the said *PEDRO* was disabled, and had just been discharged from the United States military service for disability.

CHARGE 2d.

Conspiracy to induce men to enlist in the military service of the United States and then to aid them in deserting said service.

Specification.—In this, that he, the said *William Glancey*, a citizen, on or about the 25th day of February, 1865 at or near Baltimore, Md., did conspire, and for a long time before in said year had been engaged in a conspiracy with *BILLY HAFFEY* and *JOSEPH COSGROVE* to induce men to enlist in the military service of the United States, and to entice, persuade and aid them after thus enlisting, to desert said service, and that he, the said *Glancey*, with the said *HAFFEY* and *COSGROVE*, did in prosecution of said conspiracy, on or about the 25th day of February at Baltimore, Md., aforesaid, more particularly endeavor to persuade one *MILY PEDRO* so to enlist with the purpose of deserting, he and they promising the said *PEDRO* that they would aid him in so deserting.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentencee him, the said *William Glancey*, citizen, to be confined at hard labor at such place as the Commanding General of the Middle Department may direct for the period of two ye:as.

2. *Billy Haffey*, a citizen.

CHARGE 1st.

Conspiracy to impose upon the officers of the United States, as a recruit, a man who was disabled, he knowing that the said man was physically unfit for the service.

Specification.—In this, that *Billy Haffey*, a citizen, on or about the 25th day of February, 1865, at Baltimore, Md., did wickedly and fraudulently

combine and conspire with JOSEPH COSGROVE and WILLIAM GLANCEY to induce one MILO PEDRO (colored,) a discharged soldier from the 29th Conn. Vols., to enlist in the military service of the United States as a volunteer and to impose the said PEDRO upon the mustering officers of the United States as an able-bodied soldier, he and they well knowing then and there that the said PEDRO was disabled, and had just been discharged from the United States military service for disability.

CHARGE 2d.

Conspiracy to induce men to enlist in the military service of the United States, and then to aid them in deserting said service.

Specification.—In this, that *Billy Haffey* a citizen, on or about the 25th day of February, 1865, at or near Baltimore, Md., did conspire, and for a long time before in the said year, had been engaged in a conspiracy with JOSEPH COSGROVE and WILLIAM GLANCEY to induce men to enlist into the military service of the United States, and to entice persuade and aid them, after thus enlisting, to desert said service, and that he, the said *Haffey*, together with the said COSGROVE and GLANCEY, did, in prosecution of said conspiracy on or about the 25th day of February, at Baltimore, aforesaid, more particularly endeavor to persuade one MILO PEDRO, so to enlist with the purpose of deserting, he and they promising said PEDRO that they would aid him in so deserting.

To which charge and specification the accused pleaded as follows :

To the specification of the 1st charge,	“Not Guilty.”
To the 1st charge,	“Not Guilty.”
To the specification of the 2d charge,	“Not Guilty.”
To the 2d charge,	“Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	“Guilty.”
Of the 1st charge,	“Guilty.”
Of the specification of the 2d charge,	“Guilty.”
Of the 2d charge,	“Guilty.”

And the Court do therefore sentence him, the said *Billy Haffey*, citizen, to be confined at hard labor at such place as the General Commanding the Middle Department may direct for the period of *two years*.

II. The proceedings, findings and sentences in the foregoing cases of *Billy Haffey* and *William Glancey* are approved and confirmed and the sentences will be carried into execution. The Commanding General designates Chuton Prison, New York, as the place of confinement of the prisoners.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,
Asst. Adjt. General.

Official.

DP Thurston
Capt & A. D.C.

HEAD QUARTERS MIDDLE DEPARTMENT,
 GENERAL ORDERS, } EIGHTH ARMY CORPS.
 No. 59. } *Baltimore, Md., March 25th, 1865.*

I. Before a Military Commission convened at Baltimore, Md., by virtue of S. O. No. 57, Par. 1, March 7th 1865, from these Head Quarters, of which Lieut Col. JOHN R. EDIE, 8th U. S. Infantry, is President, were arraigned and tried

1. *John Lynch*, a citizen.

CHARGE.

Harboring, concealing and employing a deserter from the military service of the United States knowing him to be such.

Specification.—In this that *John Lynch*, a citizen, on or about the 11th day of February, 1865, at or near Baltimore, Md., did harbor and conceal and employ, by endeavoring to enlist him in the service of the United States, as a substitute, one JOHN H. DAILY, a substitute in the military service of the United States.

To which charge and specification the accused pleaded as follows:

To the specification of the charge,	“Not Guilty.”
To the charge,	“Not Guilty.”

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge,	“Not Guilty.”
Of the charge,	“Not Guilty.”

And the Court do therefore acquit him, the said *John Lynch*.

2. *Joseph Cosgrove*, a citizen.

CHARGE 1st.

Conspiracy to impose upon the officers of the United States, as a recruit, a man who was disabled, the said Cosgrove well knowing that he was physically unfit for service.

Specification—In this, that *Joseph Cosgrove*, a citizen, on or about the 25th day of February, 1865, at Baltimore, Md., did wickedly and fraudulently combine and conspire, with BILLY HAFFEY and WILLIAM GLANCEY to induce one MILO PEDRO, colored, a discharged soldier from the 29th Conn. Vols., to enlist in the military service of the United States as a volunteer, and to impose the said PEDRO upon the mustering officer of the United States as an able-bodied soldier he and they well knowing then and there that the said PEDRO was disabled, and had just been discharged from the United States military service for disability.

CHARGE 2d.

Conspiracy to induce men to enlist in the military service of the United States and then to aid them in deserting said service.

Specification.—In this, that he, the said *Joseph Cosgrove*, a citizen, on or about the 25th day of February, 1865 at or near Baltimore, Md., did conspire, and for a long time before in said year had been engaged in a conspiracy with BILLY HAFFEY and WILLIAM GLANCEY to induce men to

enlist in the military service of the United States, and to entice, persuade and aid them, after thus enlisting, to desert said service, and the said Cosgrove, in conjunction with the said HAFFEY and GLANCEY did, in prosecution of said conspiracy, on or about the said 25th day of February at Baltimore, Md., aforesaid, more particularly endeavor to persuade one MILO PEDRO so to enlist with the purpose of deserting, he and they promising the said PEDRO that they would aid him in so deserting.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, the said *Joseph Cosgrove* citizen, to be confined at hard labor at such place as the General Commanding the Middle Department may direct for the period of *two years*.

II. The proceedings, findings and sentences in the foregoing cases of *John Lynch* and *Joseph Cosgrove* are approved and confirmed. *Lynch* will be released from arrest. The sentence against *Joseph Cosgrove* will be carried into execution, "the Commanding General designates Clinton Prison, New York, as the place of confinement of the prisoner." To which place he will be conveyed under suitable guard.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

A. D. C.

H E A D - Q U A R T E R S ,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, Md., March 27th, 1865.

GENERAL ORDERS }
}

No. 60.

I—Before a General Court Martial convened at Baltimore, Md., by virtue of Special Order No. 42, par. 4. February 17, 1865, from these Head-Quarters, of which Lieut. Col. W. E. W. Ross, 31st U. S. C. T. is President, were arraigned and tried:

1. S. K. Furley, private Co. A, 22d V. R. C.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that S. K. Furley, private Co. A, 22d V. R. C., on or about the 26th day of December, 1864, on board a boat in Chesapeake Bay, passing from Baltimore to Point Comfort, and at Fort Monroe, while on duty as guard over certain substitutes which were conveyed from Baltimore to Point Comfort and Fort Monroe, did without authority, and improperly traffic with said substitutes, and sell whiskey and watches and gloves to the same, and take money from them under pretence of procuring them tickets to meals on board said boat.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him the said *Samuel R. Furley*, Co. A, 22d V. R. C., "to be imprisoned for and during the period of four (4) calendar months at hard labor, at such place as the Commanding General may designate."

2. *Jacob W. Bay*, private Co. A, 22d V. R. C.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that *Jacob W. Bay*, private Co. A, 22d V. R. C., on or about the 26th day of December, 1864, on board a boat in the Chesapeake Bay, passing from Baltimore to Point Comfort, and at Fort Monroe, whilst on duty as a guard over certain substitutes, which were conveyed from Baltimore to Point Comfort and Fort Monroe, did improperly and without authority therefor, traffic and hold other illegal intercourse with said substitutes, selling to them whiskey and watches, and taking money from them as a condition for permitting them to get supper on board of said boat.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, the said *Jacob W. Bay*, private Co. A, 22d V. R. C., "to forfeit two months of his pay proper, and be returned to his command."

3. *George Kinch*, Corporal Co. K, V. R. C.

CHARGE:

Conduct Prejudicial to Good Order and Military Discipline.

Specification.—In this, that *George Kinch*, Corporal Co. K, 22d V. R. C., on or about the 26th day of December, 1864, on board of a boat on the Chesapeake Bay, passing from Baltimore, Md., to Point Comfort, whilst acting as one of a guard over certain substitutes which were then being conveyed from Baltimore, Md., to Point Comfort and Fort Monroe, did obtain from said substitutes money under various pretences, and pistols and other property under pretence of taking care of the same, and did fraudulently sell said pistols and appropriate the proceeds, as also the other property and said money, and did without authority trade and otherwise hold improper intercourse with said substitutes, and permit private soldiers of the same guard to do the same.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty," except the words "under various pretences and pistols and other property under the pretence of taking care of the same, and fraudulently sell said pistols and other property and appropriate the proceeds, as also the other property and said money."

Of the charge, "Guilty."

And the Court do therefore sentence him, the said *George Kinch*, Corporal Co. K, 22d V. R. C., "to be reduced to the ranks, to be imprisoned for and during the period of two (2) calendar months at such place as the Commanding General may designate, and to forfeit his pay proper for two calendar months."

4. *Rodolphus Kent*, Captain and Commissary of Subsistence.

CHARGE 1ST.

Making false and fraudulent claims against the Government of the United States, knowing the same to be false and fraudulent.

Specification 1st.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, did, in time of war, on or about the 1st day of February, 1863, at the Treasury Department in Washington,, District of Columbia, make a false and fraudulent claim against the Government of the United States, for the purchase on account of the said Government, of 8920 pounds of fresh beef at 7 cents per pound, and of one hundred and one bushels of potatoes at 65 cents per bushel, he, the said *Kent*, well knowing that the said claim was false and fraudulent, and that he had not paid for said beef more than 6 cents per pound, nor for the said potatoes more than 60 cents per bushel.

Specification 2d.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, did on or about the 1st day of March, 1863, at the Treasury Department in Washington, District of Columbia, in time of war, make a false and fraudulent claim against the Government of the United States, for the purchase on account of said Government of 4355 pounds of fresh

beef at 7 cents per pound, and 2107 pounds of fresh beef at 6½ cents per pound, and 57½ bushels of potatoes at 60 cents per bushel, he, the said *Kent*, then and there well knowing that the said claim was false and fraudulent.

Specification 3d.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, did, at the Treasury Department at Washington, District of Columbia, in time of war, on or about the 1st day of April, 1863, and on or about the 1st day of May, 1863, and also on or about the 6th day of November, 1863, make false and fraudulent claims against the Government of the United States, and that the said *Kent*, did at the several times aforesaid, then charge in said claims, the said Government with large amounts of beef and potatoes, which he had not purchased on account of said Government, and did also claim to have paid for such beef and potatoes as he actually purchased, much larger sums than he actually paid, he, the said *Kent*, well knowing when he made said claims, that the same were false and fraudulent.

CHARGE 2D:

Using false vouchers for the purpose of obtaining the approval of false and fraudulent claims against the Government of the United States, knowing that said vouchers contained false and fraudulent entries.

Specification 1st.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, did, in time of war, on or about the 1st day of April, 1863, at the Treasury Department in Washington, District of Columbia, make a false and fraudulent claim against the Government of the United States, and did then and there use

for the purpose of obtaining the approval of said claim, a false voucher purporting to be a receipt from one Revil Parker, dated 25th day of March, 1863, for two hundred and four dollars and thirty-one cents from said *Kent*, in payment of 2213 pounds of fresh beef at 7 cents per pound, and 76 bushels of potatoes at 65 cents per bushel, he, the said *Kent*, well knowing that the said voucher contained false and fraudulent entries.

Specification 2d.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, on or about the 1st day of May, 1863, at the Treasury Department at Washington, District of Columbia, did, in the time of war, make a claim against the Government of the United States, and did then and there use a false voucher with the purpose of obtaining approval and payment of the said claim, that is to say, a voucher purporting to be a receipt signed by one William Nock, for fifty-five dollars and thirty-six cents, upon an account of said Nock against the United States for 482½ pounds of fresh beef, at 7½ cents per pound, and 29½ bushels of potatoes, at 65 cents per bushel, the said *Kent* then and there well knowing that the said voucher contained false and fraudulent entries.

Specification 3d.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, on or about the 5th day of November, 1863, at the Treasury Department at Washington, District of Columbia, did, in time of war, make a claim against the Government of the United States, and did then and there use a false voucher for the purpose of obtaining approval and payment of the said claim, that is to say a receipt for money from one Thomas R. Jones, for an account of said Jones against the United States, for 966¼ pounds of fresh

beef, at 8 cents per pound, he, the said *Kent*, well knowing there and then that the said voucher contained false and fraudulent entries.

Specification 4th.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, did, on or about the 1st day of February, 1863, and on or about the 1st day of March, 1863, and on or about the 1st day of April, 1863, and on or about the 1st day of May, 1863, and on or about the 5th day of November, 1863, in time of war, at the Treasury Department at Washington, District of Columbia, make several claims against the Government of the United States, and did then and there at the said several times use false vouchers, for the purpose of obtaining payment and approval of the respective claims so made, which said several vouchers the said *Kent* well knew contained false and fraudulent entries.

CHARGE 3d :

Conduct to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, was on or about the 15th day of May, 1863, at or near Drummondtown, Va., concerned directly in the purchase and sale of whiskey for commercial purposes, an article appertaining to the department of the public service in which he is engaged, (in violation of Article 1000, of Revised Army Regulations,) and did then and there sell, at a large profit, two hundred and fifty-eight gallons of whiskey to Wm. C. Colburn and Co., which whiskey, he, the said *Kent*, had a short time previously bought at a sale on Government account of goods seized and confiscated.

Specification 2d.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, was at or near Newtown, Md., and at or near Drummondtown, Va., during the months of May and June of 1863, and during the month of December, 1864, concerned in the purchase and sale of whiskey for commercial purposes an article appertaining to the department of the public service in which he is engaged, and did at the said times and places, and at various other times during said years, buy and sell at large profits, large amounts of whiskey which he bought at sales upon Government account.

Specification 3d.—In this, that *Rodolphus Kent*, Captain and Commissary of Subsistence of Volunteers, in the military service of the United States, on or about the 18th day of December, 1864, at or near Newtown, Md., did take possession of, and appropriate to his own use, a large amount of whiskey, to wit: seven barrels of whiskey which had been seized by military authority under orders from the Government of the United States, and in which the United States was interested.

To which charges and specifications the accused pleaded as follows:

- To the 1st specification of the 1st charge, "Not guilty."
- To the 2d specification of the 1st charge, "Not guilty."
- To the 3d specification of the 1st charge, "Not guilty."
- To the 1st charge, "Not guilty."
- To the 1st specification of the 2d charge, "Not guilty."
- To the 2d specification of the 2d charge, "Not guilty."
- To the 3d specification of the 2d charge, "Not guilty."
- To the 4th specification of the 2d charge, "Not guilty."
- To the 2d charge, "Not guilty."
- To the 1st specification of the 3d charge, "Not guilty."
- To the 2d specification of the 3d charge, "Not guilty."
- To the 3d specification of the 3d charge, "Not guilty."
- To the 3d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Not guilty."

Of the 2d specification of the 1st charge, "Not guilty."

Of the 3d specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the 1st specification of the 2d charge, "Not guilty."

Of the 2d specification of the 2d charge, "Not guilty."

Of the 3d specification of the 2d charge, "Not guilty."

Of the 4th specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

Of the 1st specification of the 3d charge, "Not guilty."

Of the 2d specification of the 3d charge, "Not guilty."

Of the 3d specification of the 3d charge, "Not guilty."

Of the 3d charge, "Not guilty."

And the Court do therefore most honorably acquit him, the said Captain *Rodolphus Kent*.

5. *George Dean*, Corporal Co. H, 1st New York Dragoons.

CHARGE 1ST:

Drunkenness to the prejudice of good Order and military discipline.

Specification.—In this, that he, Corporal *George Dean*, of Co. H, 1st New York Dragoons, did enter the grounds of U. S. A. General Hospital, Patterson Park, Baltimore, Md., in a drunken condition, to the prejudice of good order and military discipline. This at U. S. A. General Hospital, Patterson Park, Baltimore, Md., on or about the 8th day of March, 1865.

CHARGE 2D:

Absence Without Leave.

Specification — In this, that the said Corporal *George Dean*, of Co. H, 1st New York Dragoons, did absent himself from

U. S. A. Hospital, Patterson Park, Baltimore, Md., without proper authority, by running past the guard at night, and returning to said Hospital in same manner. This at U. S. A. General Hospital, Patterson Park, Baltimore, Md., on or about the 8th day of March, 1865.

CHARGE 3D :

Conduct to the prejudice of good order and military discipline.

Specification 1st.—In this, that the said Corporal *George Dean*, of Co H, 1st New York Dragoons, did absent himself from U. S. A. General Hospital, Patterson Park, Baltimore, Md., without proper authority, by running the guard at night, returning to said Hospital in same manner, and in a drunken condition. This at U. S. A. General Hospital, Patterson Park, Baltimore, Md., on or about the 8th day of March, 1865.

Specification 2d.—In this, that the said Corporal *George Dean*, of Co, H 1st New York Dragoons, did offer violence to John M. Burk, private of 95th Co. 2d Battalion of Veteran Reserve Corps, (acting Corporal of the Guard) by striking at him with a stick of wood, and knocking his sabre from his hands, he, the said private Burk being at that time in the discharge of his duty. This at U. S. A. General Hospital, Patterson Park, Baltimore, Md., on or about the 8th day of March, 1865.

To, which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the 1st specification of the 3d charge, "Not guilty."

To the 2d specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty," except the words "running past guard at night and returning in said manner."

Of the 2d charge, "Guilty."

Of the 1st specification of the 3d charge, "Guilty," except the words "running past guard at night and returning in said manner."

Of the 2d specification of 3d charge, "Not Guilty."

Of the 3d charge, "Not guilty."

And the Court do, therefore, sentence him, the said *George Dean*, Corporal Co. H, 1st New York Dragoons, "to be reduced to the ranks and returned to the Regiment to duty."

6. *Homer M Dodge*, 2d Lieut. 7th N. Y. V. Artillery.

CHARGE 1ST:

Drunkenness on Duty.

Specification.—In this, that he, the said *Homer M. Dodge*, 2d Lieut. 7th N. Y. V. Artillery, while in command of Co. B, 7th N. Y. V. Artillery, did become so intoxicated as to render him incapable of commanding his company. All this while under marching orders, at or near Camp in the Field before Petersburg, Va., on or about the 9th day of February, 1865.

CHARGE 2D:

Conduct highly prejudicial to Good Order and Military Discipline.

Specification.—In this, that he, the said *Homer M. Dodge*, 2d Lieut. 7th N. Y. V. Artillery, did while in command of Co. B, 7th N. Y. V. Artillery, on the march from

Camp near Fort Welsch, to near Camp in the Field, on the 9th day of February, 1865, become beastly drunk in the presence of the enlisted men of his command. All this to the manifest prejudice of good order and military discipline.

CHARGE 3D:

Breach of Arrest.

Specification 1st.—In this, that he, the said *Homer M. Dodge*, 2d Lieut. 7th N. Y. V. Art'y, did break his arrest, while on board of the transport "Northerner," by going ashore at Fort Monroe, Va. This on or about the 23d of February, 1865.

Specification 2d.—In this, that he, the said *Homer M. Dodge*, 2d Lieut. 7th N. Y. V. Art'y, while under arrest, did leave the boat while en route to Baltimore, Md., and become beastly drunk, and exhibited himself in that state, before the officers and enlisted men of his command, on or about the 23d day of February, 1865.

CHARGE 4TH:

Conduct Unbecoming an Officer and Gentleman.

Specification.—In this, that he, the said *Homer M. Dodge*, 2d Lieut. 7th N. Y. V. Art'y, did, while under arrest, on board the transport "Northerner," become beastly intoxicated, and exhibited himself in that state in the presence of the officers and enlisted men of his command. All this on or about the 23d day of February, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty"

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the 1st specification of the 3d charge, "Not guilty."

To the 2d specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

To the specification of the 4th charge, "Not guilty."

To the 4th charge, "Not guilty."

FINDING

The Court, after having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the 1st specification of the 3d charge, "Guilty."

Of the 2d specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

Of the specification of the 4th charge, "Guilty."

Of the 4th charge, "Guilty."

And the Court do therefore sentence him, the said *Homer M. Dodge*, 2d Lieut. 7th N. Y. V. Art'y,—“ To be cashiered the service of the United States.”

7. *Charles G. Edwards*, private Co. F, 18th Regt. V. R. C.

CHARGE 1ST :

Conduct Prejudicial to Good Order and Military Discipline.

Specification 1st.—In this, that the said *Charles G. Edwards*, private of Co. F, 18th Regt. V. R. C., while having charge of the Dispensary of the Newton U. S. A. General Hospital, and entrusted with the care of Government property therein contained, did issue and furnish to one Nathaniel Mutimer, private 96th Co., 2d Batt. V. R. C., an attendant at the said Hospital, certain stimulants, which were the property of the United States, and intended for the use of sick and wounded soldiers, without authority from any of the medical officers of the said Hospital. All this at Newton U. S. A. General Hospital, Baltimore, Md., on or about the 28th day of February, 1865.

Specification 2d.—In this, that the said *Charles G. Edwards*, private of Co. F, 18th Regt. V. R. C., while having charge of the Dispensary of the Newton U. S. A. General Hospital, and entrusted with the care of Government property therein contained, did issue and furnish to one George M. Carmichael, private Co. D, 22d Regt. N. Y. Cavalry, an attendant at said Hospital, certain stimulants, which were the property of the United States, and intended for the use of sick and wounded soldiers, without authority from any of the medical officers of the said Hospital. All this at Newton U. S. A. General Hospital, Baltimore, Md., on or about the 23d day of February, 1865.

CHARGE 2D:

Wilful Misappropriation of Property of the United States, furnished for the use of the Military Service.

Specification 1st.—In this, that the said *Charles G. Edwards*, private of Co. F, 18th Regt. V. R. C., while having charge of the Dispensary of the Newton U. S. A. General Hospital, and entrusted with the care of Government property therein contained, did issue and furnish to one Nathaniel Mutimer, private 96th Co., 2d Batt. V. R. Corps, an attendant at said Hospital, certain stimulants, which were the property of the United States, and intended for the use of sick and wounded soldiers, without authority from any of the medical officers of said Hospital. All this at Newton U. S. A. General Hospital, Baltimore, Md., on or about the 28th day of February, 1865.

Specification 2d.—In this, that the said *Charles G. Edwards*, private Co. F, 18th Regt. V. R. C., while having charge of the Dispensary of the Newton U. S. A. General Hospital, and entrusted with the care of Government property therein contained, did issue and furnish to one George M. Carmichael, private Co. D, 22d Regt.

N. Y. Cavalry, an attendant at the said Hospital, certain stimulants, which were the property of the United States, and intended for the use of sick and wounded soldiers, without any authority from any of the medical officers of the said Hospital. All this at Newton U. S. A. General Hospital, Baltimore, Md. on or about the 23d day of February, 1865.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not Guilty."

To the 2d specification of the 1st charge, "Not Guilty."

To the 1st charge, "Not Guilty."

To the 1st specification of 2d charge, "Not Guilty."

To the 2d specification of 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDING.

The Court, having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Guilty."

Of the 2d specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty," but attach no criminality thereto.

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty," but attach no criminality thereto.

And the Court do, therefore, acquit him, the said *Charles G. Edwards*.

II.—The proceedings, findings and sentences in the foregoing cases of *S. K. Furley*, *Jacob W. Bay*, *George Kinch*, *Rodolphus Kent*, *Geo. Dean* and *Homer M. Dodge*, are approved and confirmed.

III.—Capt. *Rodolphus Kent* having been honorably acquitted, will be released from arrest.

IV.—The sentences in the cases of *S. K. Furley*, *Jacob W. Bay*, *George Kinch*, *George Dean* and *Homer M. Dodge*, will be carried

into execution. The Commanding General designates Fort McHenry, Md., as the place of confinement of *Furley* and *Kinch*.

V.—The proceedings and finding are disapproved in the case of *Charles G. Edwards*, and are annulled. The Court find the accused guilty of the facts charged against him, but without criminality. These facts constitute direct, deliberate and repeated violations of Hospital rules. A strict observance of those rules is necessary to the security of Hospital stores, and the morals and health of the inmates of Hospitals. Every intended deviation from them must be criminal. The decree of punishment merited may be affected by the circumstances of each case. The Commanding General cannot approve the finding of a Court which sanctions and makes a precedent of such a case as is here disclosed in the evidence. *Edwards* must, of course, be released from arrest, notwithstanding this disapproval of the proceedings in his case.

BY COMMAND OF BT. BRIG. GENL. WM. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Assistant Adjutant General.

OFFICIAL:

D. P. Shustrow
Capt. & A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }

EIGHTH ARMY CORPS.

No. 61. }

Baltimore, Md., March 27th, 1865.

I. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, January 10, 1865, from these Head Quarters, of which Capt. G. W. Guss, 138th Pa. Vols., is President, were arraigned and tried

1. *M. Quigley*, 1st Lieut. 170th N. Y. V.,

CHARGE 1st. *Disobedience of orders.*

Specification.—In this, that he, the said 1st Lieut. *M. Quigley*, 170th N. Y. Vols., a paroled prisoner of war, did, on the 25th day of February, 1865, leave Annapolis, Md., in citizen's clothes and visit Washington, D. C. in direct violation of General Orders No. 114, of August 21st, 1862, War Department, A. G. O. Washington, D. C. All this at Annapolis, Md., February 25th, 1865.

CHARGE 2d. *Absence without leave.*

Specification.—In this, that he, the said 1st Lieut. *M. Quigley*, 170th N. Y. Vols., a paroled prisoner of war, did, on the 25th day of February, 1865, absent himself from Annapolis, Md., without permission from the Commanding Officer Colonel F. D. SEWALL, 3d Regt. V. R. C., and visited Washington, D. C., in citizen's dress. All this at Annapolis, Md., February 25th 1865.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge,	"Guilty."
To the 1st charge,	"Guilty."
To the specification of the 2d charge,	"Guilty."
To the 2d charge,	"Guilty."

FINDING.

The Court having maturely considered the case, in affirmance of the plea, find the accused as follows:

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, 1st Lieut. *M. Quigley*, 170th New York Vols., to forfeit to the United States Government his pay proper for one (1,) month and to be reprimanded in General Orders by the Commanding General, and that the same shall be read in the presence of the Brigade to which the Regiment of the accused is attached, and that it shall also be published by one insertion in the "Army and Navy Journal."

II. The proceedings, finding and sentence in the foregoing case of 1st Lieut. *M. Quigley*, 170th N. Y. Vols., are approved and confirmed and the sentence will be carried into execution. The Commanding General feels great regret and surprise that the Court should have punished so slightly an offence of so serious a character in an officer. It is hoped that Lieut. *Quigley*, in reflecting upon these transactions, will not feel the penalty imposed upon him as the measure of his fault.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Ast. Adjt. General.

Official.

D. P. Thurston
Capt. A. D. C.



HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 62.

Baltimore, Md., March 27th, 1865.

1. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, January 10, 1865, from these Head Quarters, of which Capt. G. W. Guss, 138th Pa. Vols., is President, were arraigned and tried

1. *W. N. Baker*, Private Co. "E," 1st N. Y. Vet. Cavalry.

CHARGE 1st.—*Running guard.*

Specification.—That the said private *W. N. Baker* Co "E," 1st N. Y. Vet. Cav., on or about the evening of the 15th of February, 1865, did attempt to run the guard at Camp Parole, near Annapolis, Md., and was only stopped by being fired on. All this at or near Camp Parole, Md., on or about the evening of February 15th, 1865.

CHARGE 2d.—*Stealing from a soldier.*

Specification.—In this, that the said private *W. N. Baker*, Co. "E," 1st N. Y. Vet. Cav., on or about the evening of the 15th of February, 1865, did steal and appropriate to his own use one black enamel cloth valise, the property of Sergeant SYLVESTER H. SLOVER, Co. "E," 22d N. Y. Cav. containing one (1) checkered shirt, woolen, one (1) pair drawers, two (2) pairs socks, one (1) portfolio, and one (1) small tin cup. All this at or near Camp Parole Md., on or about the evening of February 15th, 1865.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Guilty."
To the 1st charge,	"Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Not Guilty."
Of the 2d charge,	"Not Guilty."

And the Court do therefore sentence him, private *W. N. Baker*, Co. "E," 1st New York Vet. Cav., to forfeit to the United States Government twelve (\$12,) dollars per month of his monthly pay for two (2) calendar months.

2. *G. L. Snyder*, 104th N. Y. Vols.

CHARGE 1st. *Disobedience of orders.*

Specification.—In this, that he, the said 1st Lieut. *G. L. Snyder*, 104th N. Y. Vols., did, on the 25th day of February, 1865, leave Annapolis, Md., in citizen's dress, and visit Washington, D. C. in direct violation of General Orders No. 114, of August 21st, 1862, War Department, A. G. O., Washington, D. C. All this at Annapolis, Md., February 25th, 1865.

CHARGE 2d. *Absence without leave.*

Specification on.—In this, that he, the said Lieutenant *G. L. Snyder*, 104th N. Y. Vols., a paroled prisoner of war, did, on the 25th day of February, 1865, absent himself from Annapolis, Md., without permission from the Commanding Officer Colonel F. D. SEWALL, 3d Regt. V, R. C., and visited Washington, D. C., in citizen's clothes.

To which charge and specification the accused pleaded as follows :

To the specification of the 1st charge,	"Guilty."
To the 1st charge,	"Guilty."
To the specification of the 2d charge,	"Guilty."
To the 2d charge,	"Guilty."

FINDING.

The Court having maturely considered the case in affirmance of the plea, find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, 1st Lieut. *G. L. Snyder*, 104th New York Vols., to forfeit to the United States Government his pay proper for one (1,) month and to be reprimanded in General Orders by the Commanding General, and that the same shall be read in the presence of the Brigade to which the Regiment of the accused is attached, and that it shall also be published by one insertion in the "Army and Navy Journal."

II. The proceedings, findings and sentences in the foregoing cases of 1st Lieut. *G. L. Snyder*, 104th N. Y. Vols. and *W. N. Baker*, Co. "E," N. Y. Vol. Cav., are approved and confirmed and the sentences will be carried into execution.

III. The Commanding General cannot withhold the expression of his regret and surprise at the slight punishment the Court have affixed to so serious an offence as that of which Lieut. *Snyder* has been convicted. It is hoped that Lieut. *Snyder's* reflection will teach him that the penalty imposed upon him by the Court is no measure of his fault.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

D. P. Huston
Capt

A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }

EIGHTH ARMY CORPS.

No. 63. }

Baltimore, Md., March 28th, 1865.

1. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 4, Special Orders No. 42, February 17th, 1865, from these Head Quarters, of which Captain L. M. MARSH, 10th Va. Vols., is President, was arraigned and tried

1. *William P. Lowry*, a clerk.

CHARGE 1st.

Knowingly and wrongfully selling and disposing of property of the United States, furnished for the military service of the United States.

Specification 1st.—In this, that *Wm. P. Lowry*, a clerk in the employment of the Quarter-Master's Department of the United States Army, on or about the 29th day of August, 1864, and on or about the 26th day of September, 1864, and on several days between the said days, at or near Baltimore, Md., did knowingly and wrongfully dispose of hay, corn and oats, and other Quarter-Master's stores, and other property of the United States furnished for the military service of the United States.

Specification 2d.—In this, that *Wm. P. Lowry*, a clerk in the employment of the Quarter-Master's Department of the United States Army, on or about the first day of September, 1864, at Baltimore, Md., did knowingly and wrongfully sell and dispose of a large amount of grain, the property of the United States, furnished and to be used for the military service of the United States.

Specification 3d.—In this, that *Wm. P. Lowry*, a clerk employed in the Quarter-Master's Department of the United States Army in conjunction with one FRANK H. SCOTT, employed also in said Department, at Baltimore, Md., on or about the 1st day of September 1864 and on several days in said month before the 15th day of the same, and for a long time previously to said first day of September, during the said year, 1864, from day to day, did knowingly and wrongfully sell and dispose of large quantities of hay and grain and other property belonging to the United States, furnished and to be used for the military service of the United States.

CHARGE 2d.

Knowingly and wilfully misappropriating and applying to his own use, property of the United States, furnished and to be used for the military service of the United States

Specification.—In this, that *William P. Lowry*, a clerk employed in the Quarter-Master's Department of the United States Army, on or about the 7th day of September, 1864, at Baltimore Md., did misappropriate and apply to his own use a large amount of grain and other property of the United States furnished and to be used for the military service of the United States.

CHARGE 3d.

Conduct to the prejudice of good order and military discipline.

Specification.—In this, that the said *William P. Lowry*, a clerk employed in the Quarter-Master's Department of the United States Army, on or about the 3d and 4th and 6th and 7th and 10th and 13th days of August, 1864, and on diverse other days of the month of August, 1864, in reu-

dering the accounts of one PETER DAUSCH, a stevedore, in the employment of the said Quartermaster's Department did falsely and fraudulently charge the United States with the services of men who were not employed by said DAUSCH and charge the United States with work as having been done by men employed by said DAUSCH which had not been done, thereby defrauding the United States knowingly and wilfully of large sums of money.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge,	"Not Guilty."
To the 2d specification of the 1st charge,	"Not Guilty."
To the 3d specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."
To the specification of the 3d charge,	"Not Guilty."
To the 3d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge,	"Guilty."
Of the 2d specification of the 1st charge,	"Guilty."
Of the 3d specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."
To the specification of the 3d charge,	"Not Guilty."
To the 3d charge,	"Not Guilty."

And the Court do therefore sentence him, the said *William P. Lowry* to pay a fine of (\$200) two hundred dollars to the government of the United States, or in default of paying said fine to be imprisoned until the same shall have been paid.

II. The proceedings, finding and sentence in the case of *William P. Lowry* are approved and confirmed and the sentence will be carried into execution. The Commanding General designates Fort McHenry, Md., as the place of confinement of the prisoner until the fine of *two hundred dollars* shall have been paid.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

Official.

D. P. Houston
Capt. A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 65.

Baltimore, Md., March 30th, 1865.

I. Before a Military Commission convened at Baltimore, Md., by virtue of S. O. No. 57, Par. 1, March 7th 1865, from these Head Quarters, of which Lieut Col. JOHN R. EDIE, 8th U. S. Infantry, is President, was arraigned and tried

1. *William Mc Coy*, a citizen.

CHARGE 1st.

Harboring and concealing and carrying away a deserter from the United States Army, knowing him to be such.

Specification.—In this, that *William Mc Coy*, a citizen, on or about the 25th day of February, 1865, at or near Baltimore, Md., did harbor and conceal one JAMES W. JACKSON, a private in the 67th Reg't of Pennsylvania Volunteers, in the military service of the United States, he, the said *Mc Coy*, well knowing when he did so that the said JACKSON was then and there a deserter from the said service.

CHARGE 2d.

Purchasing from soldiers in the military service of the United States their uniforms, clothing and equipments.

Specification.—In this, that *William Mc Coy*, a citizen, on or about the 1st day of March, 1865, and in divers other days of said year prior to said 1st day of March, at or near Baltimore, Md., did purchase and procure by exchange and barter, from soldiers in the military service of the United States, large amounts of uniform, clothing and military equipments, including blankets and shoes, of the said United States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge,	"Not Guilty."
Of the 1st charge,	"Not Guilty."
Of the specification of the 2d charge,	"Not Guilty."
Of the 2d charge,	"Not Guilty."

And the Court do therefore acquit the said *William Mc Coy*, citizen.

II. The proceedings and finding in the above case of *William Mc Coy* are approved and confirmed and the accused will be released from arrest.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

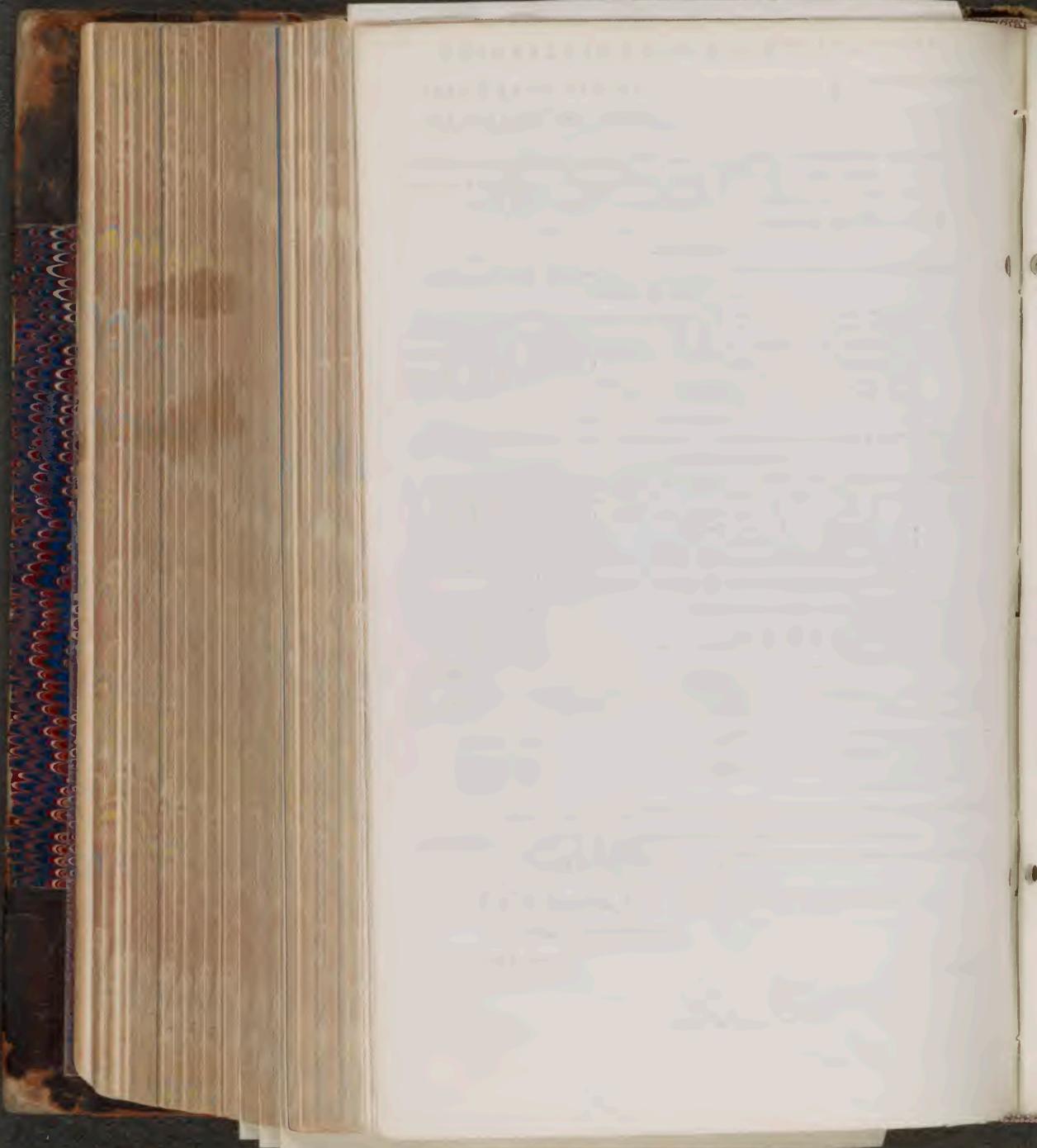
SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

W. W. Morris
Capt

A. D. C.



HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 66. }

EIGHTH ARMY CORPS.

Baltimore, Md., March 31st, 1865.

I. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, January 10th, 1865, from these Head Quarters, of which Capt. G. W. Guss, 138th Reg t Pa. Vols., is President, was arraigned and tried

1. *Elias J. Hetrick*, Co. "A," 14th Pa. Cavalry.

CHARGE.

Conduct prejudicial to good order and military discipline.

Specification.—In this, that he, the said *Elias J. Hetrick*, private Co. "A," 14th Pa Cavalry, having received a pass to visit the city of Annapolis, Md. did, while there, become slightly intoxicated, and in that condition did enter the house and commit an assault (with intent to rob,) on the person of Mr. E. C TAYLOR, (a citizen.) All this at the house of Mr. E. C. TAYLOR, (a citizen) on the road between Annapolis and Camp Parole, Md., on or about the 24th day of February, 1865.

To which charge and specification the accused pleaded as follows:

To the specification, "Not Guilty."
 To the charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty," except the words "with intent to rob."
 Of the charge, "Guilty."

And the Court do therefore sentence him, Private *Elias J. Hetrick* Co. "A" 14th Pa Vol. Cavalry, to forfeit to the United States Government ten dollars (\$10) per month of his monthly pay for four (4) months and to be placed at hard labor, with a ball attached to his left leg weighing twenty-four (24) pounds for the period of one month at Camp Parole, near Annapolis, Md., or such other place as the Commanding General may direct.

2. *John Eckert* private Co. "C," 50th Pa. Vols.

CHARGE.

Conduct prejudicial to good order and military discipline.

Specification.—In this that he, the said *John Eckert*, private Co. "C" 50th Pa. Vols., having received a pass to visit the city of Annapolis Md., did, while there, become slightly intoxicated and in that condition did enter the house and commit an assault, (with intent to rob) on the person of Mr. E. C. TAYLOR, (a citizen.) All this at the house of Mr. E. C. TAYLOR, on the road between Annapolis and Camp Parole. Md., on or about the 24th day of February, 1865.

To which charge and specification the accused pleaded as follows:

To the specification, "Not Guilty."
 To the charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification, "Guilty," except the words "with intent to rob."
 Of the charge, "Guilty."

And the Court do therefore sentence him Private *John Eckert*, Co. "C," 50th Pa. Vols., to forfeit to the United States Government ten dollars (\$10) per month of his monthly pay for four (4) months, and to be placed at hard labor with a twenty-four (24) pound ball attached to his left leg for the period of one (1.) month, at Camp Parole, near Annapolis, Md., or such other place as the Commanding General may direct.

- II. The proceedings, findings and sentences in the foregoing cases of *John Eckert* and *Elias J. Hetrick* are approved and confirmed and the sentences will be carried into execution. The Commanding General designates Camp Parole, near Annapolis, Md., as the place of confinement of the prisoners.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adj. General.

Official.

D. P. Houston
Capt. A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 67.

Baltimore, Md., April 1st, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 6, S. O. No. 42, February 17th, 1865, from these Head-Quarters, of which Lieut. Col. JOHN R. EDIE, 8th U. S. Infantry, is President, was arraigned and tried

1. *James French*, private Co. "H," 2d U. S. Artillery.

CHARGE:—*Desertion.*

Specification.—In this, that he, *James French*, an enlisted man in the service of the United States, private of Company "H," 2d U. S. Artillery, did desert the said service from Fort McHenry, Baltimore Md., on or about the 30th day of November, 1864, and did remain absent from said service until delivered up as a prisoner at Fort McHenry, Baltimore, Md., on or about the 7th day of December, 1864.

To which charge and specification the accused pleaded as follows:

To the specification of the charge,	"Not Guilty."
To the charge.	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification of the charge,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him, the said Private *JAMES FRENCH*, Co. "H," 3d United States Artillery, to forfeit all pay and allowances due him at the time of desertion, to make good the time lost by desertion and to be confined at Fort McHenry for one month from date of sentence.

The proceedings in this case are regular, and the finding sustained by the evidence. The sentence has not the approval of the Commanding General. The charge is desertion. The Court were convinced by the evidence that the prisoner was guilty or they should have acquitted him. The sentence is, that he make good some eight days of time lost, that he forfeit the pay due at the time of desertion and to be imprisoned one month at Fort McHenry. The Commanding General respectfully returns this record to the Court for their revision of this sentence with the hope that the grave crime of desertion, especially at such a time as this will not be thus lightly dealt with.

The Court proceeded to reconsider the sentence in the case of Private *James French*, Co. "H," 2d U. S. Artillery, which had been remanded by the General Commanding for their revision, and directed the Judge Advocate to make the following statement:

It appears from the evidence that private *French*, although technically guilty of desertion by being absent from his company for the period required by law, had no intention of abandoning the service. The Court therefore found itself in the dilemma not unusual with Courts Martial, while the present law on desertion exists, either of punishing a man beyond his deserts, or of seeming, by the lightness of their sentence, to think but little of the gravity of the crime itself.

The Court considered both these points in their former sentence, and now state their reasons for their decision for the information of the General Commanding.

The Court, after mature deliberation, confirmed their former sentence in the case of Private *French*, Co. "H," 2d U. S. Artillery.

II. The revised proceedings, finding and sentence in this case of private *James French* are disapproved and annulled. The Court had the power to find the accused guilty of absence without leave although charged with desertion if they did not believe from the evidence that he was a deserter. The broad distinction between 'absence without leave' and 'desertion' is that in the former case there is a purpose of returning to duty, in the latter a design to leave the service altogether. The Court should have borne this in mind and rendered their finding accordingly. The prisoner will be released from arrest and returned to duty.

III. The General Court Martial convened by the above recited Special Order is hereby dissolved.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

D. P. French
Capt & A. D. G.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 68. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 5th, 1865.

I. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, January 10th, 1865, from these Head Quarters, of which Capt. G. W. Guss, 138th Reg't Pa. Vols., was President was arraigned and tried

1. *George B. Love*, Hospital Steward, U. S. A.

CHARGE 1st.

Conduct prejudicial to good order and military discipline.

Specification.—In this, that he, said Hospital Steward *George B. Love* U. S. A., did demand for his own benefit from the sutler of Camp Parole, near Annapolis, Md., a private fee or percentage upon the amount of the purchases of articles from the sutler of Camp Parole, saying, "I can starve the patients or overfeed them" as I think proper, and I can make up to you in a month or even a week, what you would give me. I have been accustomed to receive a percentage from those of whom I purchased articles for the Hospital," or words to that effect. All this at the Sutler's establishment, at Camp Parole, near Annapolis, Md., on or about December 15th, 1864.

CHARGE 2d.—*Breach of Arrest.*

Specification 1st.—In this, that he the said Hospital Steward *George B. Love*, U. S. A., after having been placed in arrest at the Hospital at Camp Parole, near Annapolis, Md., by order of Colonel A. R. Root 94th New York Veteran Volunteers, commanding Camp Parole, did absent himself from the Hospital of Camp Parole, without proper permission or authority, and did proceed to the city of Annapolis, Md. All this at the Hospital of Camp Parole, near Annapolis, Md., on or about February 13th 1865.

Specification 2d.—In this, that he, the said Hospital Steward *George B. Love*, U. S. A., after having been placed in arrest at the Hospital of Camp Parole, near Annapolis, Md., by order of Colonel A. R. Root, 94th N. Y. Vet. Vols., commanding Camp Parole, did absent himself from the Hospital of Camp Parole without proper permission or authority and did proceed to the city of Annapolis, Md. All this at the Hospital of Camp Parole, near Annapolis, Md., on or about February 15th, 1865.

Specification 3d.—In this, that he, the said Hospital Steward *George B. Love*, U. S. A., after having been placed in arrest at the Hospital of Camp Parole, near Annapolis, Md., by order of Colonel A. R. Root, 94th N. Y. Vet. Vols., commanding Camp Parole, did absent himself from the Hospital of Camp Parole without proper permission or authority, and did proceed to the city of Annapolis, Md. All this at the Hospital of Camp Parole, near Annapolis, Md., on or about February 16th, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the 3d specification of the 2d charge,	"Not Guilty."
To the 2d specification of the 2d charge,	"Not Guilty."
To the 1st specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the 3d specification of the 2d charge	"Guilty."
Of the 2d specification of the 2d charge,	"Guilty."
Of the 1st specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him. *George B Love*, Hospital Steward U. S. A., to be dishonorably discharged the service of the United States, and forfeit to the United States Government all pay that is now or may become due him, and that the crime of which the accused is convicted and sentenced shall be published by two (2) insertions in one or more of the local newspapers of the county wherein the accused resides.

II The revised proceedings, finding and sentence in the foregoing case of Hospital Steward *George B. Love*, are approved and confirmed and the sentence will be carried into execution.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

D. D. Linslow
Capt. A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 69.

Baltimore, Md., April 6th, 1865.

I. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, January 10th, 1865, from these Head Quarters, of which Capt. G. W. Guss, 138th Reg't Pa. Vols., was President was arraigned and tried

1. *Patrick H. Canning*, private 118th Co. 2d Battalion V. R. C.

CHARGE 1st.—*Drunkenness on duty.*

Specification.—In this, that he, the said Private *Patrick H. Canning*, 118th Co. 2d Battalion, Veteran Reserve Corps, while duly posted as sentinel on Government stores, was drunk at his post on the night of the 10th of March, 1865, between the hours of 9 and 11 o'clock, P. M. All this at U. S. General Hospital, Division No. 1, Annapolis, Md., on or about the 10th of March, 1865.

CHARGE 2d.—*Disobedience of Orders.*

Specification.—In this, that he, the said *Patrick H. Canning*, 118th Co. 2d Battalion, V. R. C., when ordered by his commanding officer, (when in the official discharge of his duty) to deliver to the Corporal of the guard a vessel containing liquor which he carried secreted under his clothing, he refused and resisted, and when obliged to submit, threw the canteen to a distance instead of delivering it to the Corporal of the guard. All this at U. S. General Hospital, Division No. 1, Annapolis, Md., on or about the 10th of March, 1865.

CHARGE 3d.—*Disrespect to his superior officer.*

Specification.—In this, that he, the aforesaid Private *Patrick H. Canning*, 118th Co. 2d Battalion V. R. C., when ordered in confinement for the offence above stated, did reply in the following abusive language, to wit: "You damned drunken puppy, you are drunk every day in the week and you are a damned drunken son of a bitch," adding other words of a similar character. All this at U. S. General Hospital, Division No. 1, Annapolis, Md., on or about the 10th of March 1865.

CHARGE 4th.—*Attempting to strike his superior officer.*

Specification.—In this, that he, the aforesaid Private *Patrick H. Canning*, 118th Co. 2d Battalion V. R. C., when ordered by his commanding officer, in discharge of his duty to deliver to the Corporal of the guard, the canteen containing whiskey which he had secreted about his person, assuming a menacing attitude, and raising the canteen he said, "I will hand it over to you," meaning he would strike him with it, but the movement being anticipated both by the Corporal and himself, he then threw it to some distance. All this at U. S. General Hospital, Division No. 1, Annapolis, Md. on or about the 10th of March, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."
To the specification of the 3d charge,	"Not Guilty."
To the 3d charge,	"Not Guilty."
To the specification of the 4th charge,	"Not Guilty."
To the 4th charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification of the 1st charge,	"Not Guilty."
Of the 1st charge,	"Not Guilty."
Of the specification of the 2d charge	"Guilty."
Of the 2d charge,	"Guilty."
Of the specification of the 3d charge,	"Guilty."
Of the 3d charge,	"Guilty."
Of the specification of the 4th charge,	"Not Guilty."
Of the 4th charge,	"Not Guilty."

And the Court do therefore sentence him, private *Patrick H. Cuming*, 118, Co. 2d Battalion Veteran Reserve Corps. to be placed at hard labor at Fort Delaware Del., or such other place as the Commanding General may direct, during the continuance of the war.

2. *George Nelson*, Private 118, Co. 2d Battalion, V. R. C.

CHARGE:—*Disorderly Conduct.*

Specification.—In this, that he, the said Private *George Nelson*, 118, Co. 2d Battalion, V. R. C., did, on the 7th day of March, 1865, in dispute with Private *Hiram K. Ballou*, draw his sword and strike the said Private *Hiram K. Ballou* several times, taking effect in his hand and arm, and causing a severe wound near the temple. All this at U. S. General Hospital, Division No. 1, Annapolis, Md., on or about the 7th day of March, 1865.

To which charge and specification the accused pleaded as follows:

To the specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him, Private *George Nelson*, 118, Co. 2d Battalion, Veteran Reserve Corps, to forfeit to the United States Government ten (10) dollars per month of his monthly pay for three (3) successive months and to be placed at hard labor, in and about the camp where his company is stationed, for the period of two (2) calendar months.

11. The proceedings, findings and sentences in the foregoing cases of *Patrick Cuming*, and *George Nelson* are approved and confirmed and the sentences will be carried into execution. The Commanding General designates Fort Delaware, Del., as the place of confinement of *Patrick Cuming*, to which place he will be conveyed under suitable guard.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

S. P. Huslow
Capt. A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 70.

Baltimore, Md., April 10th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 4. S. O. No. 42, February 17, 1865, from these Head Quarters, of which Capt. L. M. MARSH, 10th Va. Vols., is President, was arraigned and tried :

1. *Ira Ames*, Private Co. "D," 8th U. S. Infantry.

CHARGE 1st.—*Theft.*

Specification.—In this, that *Ira Ames*, private Co. "D," 8th U. S. Infantry, did, on or about the 5th day of November, 1864, at or near Wilmington, Delaware, feloniously take, steal, and carry away and sell and dispose of a knapsack and clothing of great value, belonging to private *Robert Wright* Co. "D," 8th U. S. Infantry.

CHARGE 2d

Conduct to the prejudice of good order and military discipline.

Specification.—In this, that *Ira Ames*, Private Co. D," 8th U. S. Infantry, did, on or about the 5th day of November, 1864, at or near Wilmington, Del., take unauthorized and unlawful possession of a knapsack and clothing of great value, belonging to *ROBERT WRIGHT*, private of Co. "D," 8th U. S. Infantry, and when requested by said *WRIGHT* and ordered by 1st Sergeant *BERNARD O'CONNOR*, Co. "D," 8th U. S. Infantry, to restore said property, refused to do so, but sold and disposed of the same.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him the said Private *Ira Ames*, Co. "D," 8th U. S. Infantry, to forfeit to the United States all pay that is now due, or that may become due him, and to be confined at hard labor at such place as the General Commanding may direct, for the period of three months.

2. *Frank Biloil*, private Co. "K," 22d Regt., V. R. C.

CHARGE.—*Murder.*

Specification.—In this, that he, private *Frank Biloil*, Co. "K," 22d Regt. V. R. C. did willfully shoot and kill Private *Peter Van Dale*, Co. "K," 22d Regt. V. R. C. All this at or near Camp Bradford, Baltimore, Md., on or about the 7th day of March, 1865.

To which charge and specification the accused pleaded as follows :

To the specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification,

"Not Guilty."

Of the charge,

"Not Guilty."

And the Court do therefore acquit him, the said Private *Frank Biloil*, Co. 'K', 22d Regt. V. R. C.

II. The proceedings, findings and sentence in the foregoing cases of *Frank Biloil* and *Ira Ames* are approved and confirmed. The sentence against *Ames* will be carried into execution. The Commanding General designates Fort Delaware, Del., as the place of confinement of the prisoner *Ames* to which place he will be conveyed under suitable guard. *Biloil* will be released from arrest.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

W. W. Morris
Capt. A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 71.

Baltimore, Md., April 11th, 1865.

I. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, January 10th, 1865, from these Head Quarters, of which Capt. G. W. Guss, 138th Reg't Pa. Vols., was President, was arraigned and tried

1. 1st Lieut. *Julius S. Kloppenburg*, 4th N. Y. Cavalry.

CHARGE 1st.—*Disobedience of orders.*

Specification.—In this, that he, the said 1st Lieut. *Julius S. Kloppenburg*, 4th N. Y. Cavalry, a paroled prisoner of War, did, on the 25th day of February, 1865, leave Annapolis Md., in a citizen's dress, and visit Washington, D. C., in direct violation of General Orders No. 114, of August 21st, 1862. War Department A. G. O., Washington, D. C.—All this at Annapolis, Md., February 25th, 1865.

CHARGE 2d.—*Absence without leave*

Specification.—In this, that he, the said 1st Lieut. *Julius S. Kloppenburg*, 4th New York Cavalry, a paroled prisoner of War, did, on the 25th day of February, 1865, absent himself from Annapolis, Md., without permission from the Commanding Officer, Colonel F. D. SEWALL, 3d Reg. V. R. C., and visited Washington D. C. in citizen's dress. All this at Annapolis, Md., February 25th, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge,	"Guilty."
To the 1st charge,	"Guilty."
To the specification of the 2d charge,	"Guilty."
To the 2d charge,	"Guilty."

FINDING.

The Court having maturely considered the case, in affirmance of the plea, find the accused as follows:

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, 1st Lieut. *Julius S. Kloppenburg*, 4th New York Cavalry, to forfeit to the United States Government his pay proper for one (1) month, and to be reprimanded in General Orders by the Commanding General, the same to be read in the presence of the Brigade to which the regiment of the accused is attached and to be published by one insertion in the "Army and Naval Journal."

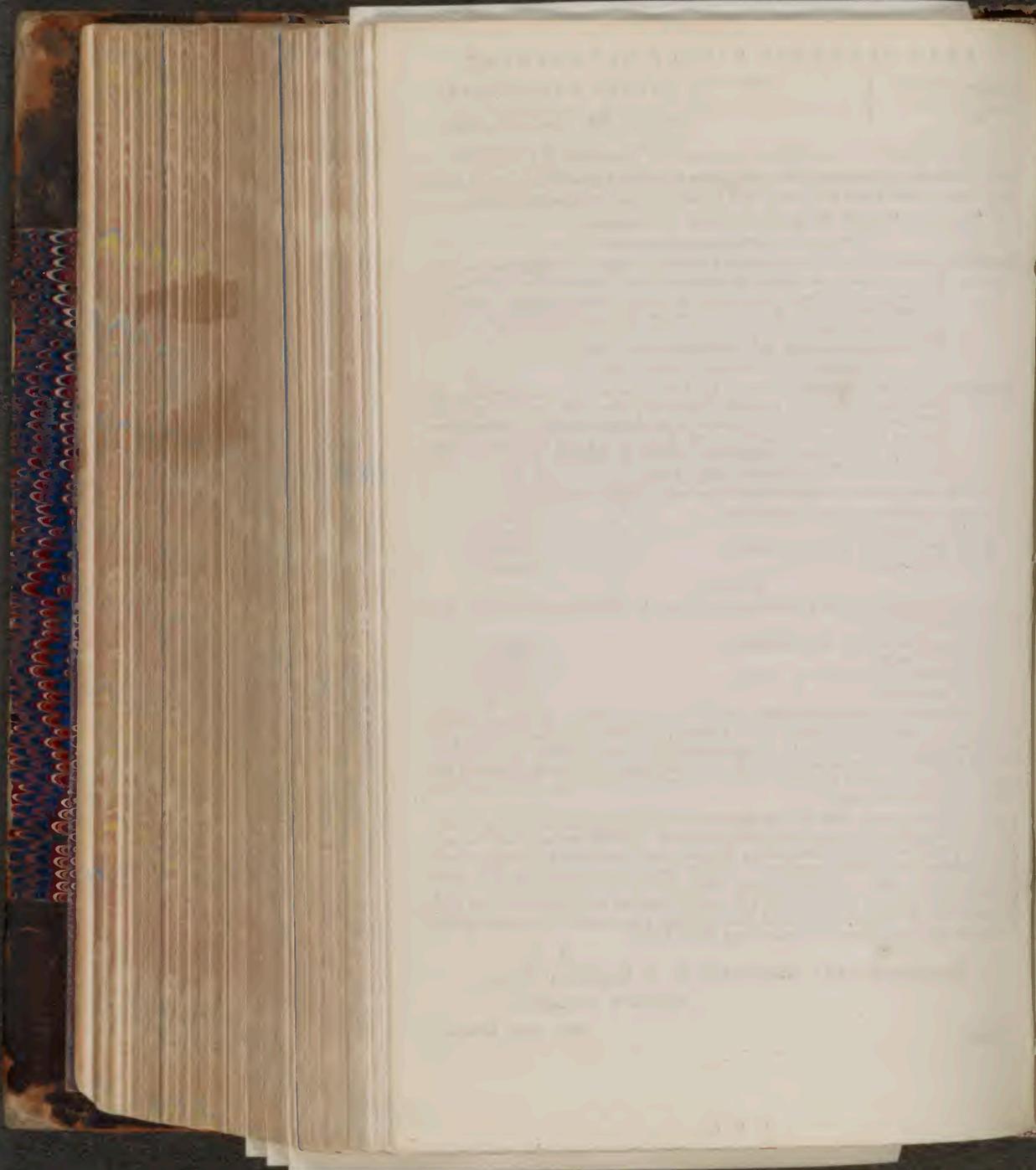
II. The proceedings, finding and sentence in the foregoing case of 1st Lieut. *Julius S. Kloppenburg* are approved and confirmed and the sentence will be carried into execution. The Commanding General feels constrained to express very great objection to the slight penalty the Court has thought proper to affix to so grave an offence as that of which Lieut. *Kloppenburg* has been convicted. It is hoped that this mistake of the Court will not be received as a precedent and that the officer himself will not be misled into the idea that because he is so slightly punished he has not offended seriously and discreditably.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.



HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 72. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 12th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of PAR. 4, S. O. No. 42, February 17, 1865, from these Head Quarters, of which Capt. L. M. MARSH, 10th Va. Vols., is President, was arraigned and tried :

H. M. Crocker, Sergeant Co. "E," 128th Regt Ohio Vol. Infantry.

CHARGE 1st.—

Conduct to the prejudice of good order and military discipline.

Specification 1st.—In this, that the said Sergeant *H. M. Crocker*, Co. "E," 128th Regt. Ohio Vol. Infantry, did on or about the 17th day of February, 1865 while in charge of a number of rebel officers, who were to be conveyed to Fortress Monroe to be exchanged permit said rebel officers to lodge at Barnum's Hotel, and did, in company with one of them visit the Holliday St. Theatre, and permitted them to converse with citizens who are rebel sympathizers. All this in the city of Baltimore, on or about the 17th day of February, 1865.

Specification, 2d.—In this, that said Sergeant *H. M. Crocker*, Co. "E," 128th Ohio Vol. Infantry, while at the Theatre, was accosted by Capt. WILLIAM R. JONES, commanding patrol, and being asked what his orders were replied, that he had written orders to permit them to go to a hotel, and was not directed to keep any special guard over them, that they were going for special exchange. All this in gross contradiction to the spirit and wording of his orders, received at Johnson's Island.— This at the Holliday St. Theatre, on or about the 17th day of February, 1865, in the City of Baltimore, Md.

CHARGE 2d.

Disobedience of orders and gross neglect of duty.

Specification.—In this, that Sergeant *H. M. Crocker*, Co. "E," 128th Regt. Ohio Vol. Infantry, having received specific orders and instructions to convey a number of rebel prisoners to Fort Monroe, and to permit no one to converse with them except the guard, and to report to the Provost Marshal at Baltimore on his arrival at that place, if detained, and, if possible, to turn over to him the prisoners for safe keeping while so detained did violate the said orders, and wilfully neglect to obey his written instructions by taking them to Barnum's Hotel and Holliday St. Theatre, and permitted them to converse with a citizen of Baltimore well known as a rebel sympathizer. All this at Barnum's Hotel and Holliday St. Theatre, in the city of Baltimore, on or about the 17th day of February, 1865

To which charges and specifications the accused pleaded as follows :

To the 1st specification of the 1st charge,	"Guilty."
To the 2d specification of the 2d charge,	"Guilty."
To the 1st charge,	"Guilty."
To the specification of the 2d charge	"Guilty."
To the 2d charge,	"Guilty."

FINDING.

The Court having maturely considered the evidence adduced, confirmed the plea of the accused on all the specifications and charges, and the Court do therefore sentence him, the said Sergeant *H. M. Crocker*, Co. "E," 128th Regt Ohio

Vol. Infantry, to forfeit to the United States *one month's pay*, and to be reduced to the rank of a private soldier.

II. The proceedings, finding and sentence in the foregoing case of Sergeant *H. M. Crocker* are approved and confirmed and the sentence will be carried into execution.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

W. W. Morris
Capt A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 73. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 12th, 1865.

I. Before a Military Commission convened at Baltimore Md., by virtue of Par. 1, S. O. 57, March 7th 1865, from these Head Quarters, of which Lieut. Col. JOHN R. EDIE, 8th U. S. Infantry is President was arraigned and tried

1. *Patrick Hagan*, a citizen.

CHARGE.

Selling Spirituous Liquors to enlisted men in the Military Service of the United States, in violation of G. O. No. 25, Feb. 10th 1865, from these Head-Quarters.

Specification.—In this, that *Patrick Hagan*, on or about the 7th day of March 1865, at or near Baltimore Md. did sell whiskey to William D. Calhoun, Samuel S. McMachan and Isaac Bishop enlisted men in the military service of the United States, he, the said *Hagan* well knowing that the said men were enlisted men as aforesaid, in violation of the G. O. No. 25, February 10th 1865, from the Head-Quarters Middle Department 8th Army Corps.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, "Guilty."
 To the charge, "Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification of the charge "Guilty" confirming the plea of the accused.
 Of the charge "Guilty" confirming the plea of the accused.

And the Commission do therefore sentence him the said *Patrick Hagan*, to pay a fine of five (5) dollars, and to be imprisoned for and during the period of one (1) calendar month.

2. *William Seabach*, a citizen.

CHARGE.

Aiding soldiers in the military service of the United States to desert.

Specification —In this, that *William Seabach*, on or about the 10th day of February, 1865, at or near Baltimore, Md., did aid WILLIAM FOX and JAMES WARD, privates in Co. 'D,' 91st N. Y. Vols., in the military service of the United States, to desert said service by furnishing them with citizens clothes, and otherwise, well knowing that the said FOX and WARD were soldiers in said service.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, "Not Guilty."
 To the charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification of the charge, "Guilty."
 Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *William Seabach* to be imprisoned at hard labor for and during the period of one year at such place as the Commanding General may designate.

3. *Sebastian Miller*, a citizen.

CHARGE.

Selling spirituous liquors to enlisted men in the Military service of the United States in violation of General Orders No. 25, February 10th, 1865, from the Head-Quarters of the Middle Department 8th A. C.

Specification.—In this, that *Sebastian Miller*, on or about the 7th day of March, 1865, at or near Baltimore Md., did sell spirituous liquors to ISAAC BISHOP and SAMUEL S. McMACHEN, enlisted men in the military service of the United States, well knowing that they were such, in violation of General Orders No. 25, February 10, 1865, from the Head Quarters Middle Department, 8th Army Corps.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,	"Not Guilty."
To the charge,	"No: Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification of the charge,	"Guilty."
Of the charge,	"Guilty."

And the Commission do therefore sentence him, the said *Sebastian Miller*, to be imprisoned for and during the period of *one month* at hard labor, and at the expiration of said time to pay a fine of *five dollars*.

H. The proceedings, findings and sentences in the foregoing cases of *Patrick Hagan*, *Sebastian Miller* and *William Seabach* are approved and confirmed and the sentences will be carried into execution. Fort McHenry, Md., is designated as the place of confinement of *Hagan* and *Miller*, and Clinton Prison, New York, as that of *Seabach*. The prisoners will be conveyed under suitable guard to their respective places of confinement.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

S. P. Thurston
Capt. - A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 74.

Baltimore, Md., April 13th, 1865.

I. Before a Military Commission convened at Baltimore Md., by virtue of Par. 1, S. O. 57, March 7th 1865, from these Head Quarters, of which Lieut. Col. JOHN R. EDIE, 8th U. S. Infantry is President was arraigned and tried

1. *James Henratty.*

CHARGE 1st.

Attempting to entice a soldier in the military service of the United States to desert said service.

Specification.—In this that *James Henratty*, on or about the 13th day of March 1865, at Baltimore, Md., did attempt to persuade and entice *Patrick Dalton*, Co. "K," 37th Massachusetts Vols., a soldier in the military service of the United States, to desert said service, he, said *Henratty*, well knowing said DALTON was a soldier in said service.

CHARGE 2d.

Conspiracy to make a false enlistment.

Specification.—In this, that *James Henratty*, on or about the 13th day of March, 1865 at Baltimore, Md., did conspire with PATRICK HENRATTY and FERRAN RYAN to enlist in the military service of the United States one *Patrick Dalton*, of Co. "K" 37th Massachusetts Vols., a soldier in the military service of the United States and did furnish him with citizen's clothes to disguise him, the said *James* and *Patrick Henratty* and *Ferran Ryan* well knowing that said DALTON was then and there a soldier as aforesaid.

To which charges and specifications the accused pleaded as follows :

To the 1st specification of the 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Commission do therefore sentence him, the said *James Henratty*, to be imprisoned at hard labor for and during the period of two (2) years at such place as the Commanding General may designate.

2. *Ferran Ryan.*

CHARGE 1st.

Attempting to entice a soldier in the military service of the United States to desert said service.

Specification.—In this, that *Ferran Ryan*, on or about the 13th day of March, 1865, at Baltimore, Maryland, did attempt to persuade and entice *Patrick Dalton*, Co. "K," 37th Massachusetts Vols., a soldier in the military service of the United States, to desert said service, he, *Ryan*, well knowing that DALTON was a soldier as aforesaid.

CHARGE 2d.

Conspiracy to make a false enlistment.

Specification.—In this, that *Ferran Ryan*, on or about the 13th day of March, 1865, at Baltimore, Maryland, did conspire with PATRICK HENRATTY and JAMES HENRATTY to enlist into the Military service of the United States one PATRICK DALTON, of Co. "K," 37th Massachusetts Vols., a soldier in the military service of the United States, and did furnish him with citizens' clothes to disguise him, they, the said *Ferran Ryan* and JAMES HENRATTY and PATRICK HENRATTY well knowing said DALTON was then and there a soldier in said service.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, .	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Guilty "
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, the said *Ferran Ryan* to be imprisoned for and during two (2,) years at hard labor at such place as the Commanding General, Middle Department, may designate

III. The proceedings, findings, and sentences in the foregoing cases of *James Henratty* and *Ferran Ryan* are approved and confirmed and the sentences will be carried into execution. The Commanding General designates Clinton Prison, New York, as the place of confinement of the prisoners, to which place they will be conveyed under suitable guard.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

D. P. Thurston
Cable A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 75. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 14th, 1865.

1. Before a General Court Martial convened at Annapolis, Md., by virtue of Par 1, S. O. No. 8. January 10th, 1865, from these Head Quarters, of which Capt. G. W. Guss, 138th Reg t Pa. Vols., was President. was arraigned and tried

1. Private *G. Bruner*, Co. "D," 14th Conn. Vols.

CHARGE.

Conduct prejudicial to good order and military discipline.

Specification 1st.—In this, that he, the said private *G. Bruner*, Co. "D," 14th Conn. Vols., contrary to all rules and orders of Camp Parole, did bring intoxicating liquors into Camp for the purpose of selling the same to soldiers. All this at Camp Parole, near Annapolis, Md, on or about the 20th day of March, 1865.

Specification, 2d.—In this, that he, the said private *G. Bruner*, Co. "D," 14th Conn. Vols., did, contrary to existing orders, wear imitation of officers' uniform and citizens' clothing, and did so to pass the guards without hindrance. All this at Camp Parole, near Annapolis, Md., on or about the 20th day of March, 1865.

To which charge and specifications the accused pleaded as follows :

To the 2d specification,	"Not Guilty."
To the 1st specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the 2d specification,	"Guilty."
Of the 1st specification,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him, Private *G. Bruner*, Co. "D," 14th Conn. Vols., to forfeit to the United States Government ten (10) dollars per month of his monthly pay for four (4) calendar months.

2. Private *Edward Belt*, Co "K," 20th Penn. Cavalry.

CHARGE 1st.

Conduct prejudicial to good order and military discipline.

Specification.—In this that he the said Private *Edward Belt*, Co. "K," 20th Penn. Cavalry, did forge the name of Colonel F. D. SEWALL, 3d Regt. V. R. C., commanding Post, &c. on a furlough, and did give the same to one CHARLES GRIFFITTES, Co. "C," 99th Pa. Vols. All this at Camp Parole on or about the 20th day of March, 1865.

CHARGE 2d.

Aiding and abetting Desertion.

Specification.—In this, that he, the said *Edward Belt*, private Co. "K," 20th Pa. Cavalry, having forged a furlough with the name of Colonel F. D. SEWALL, 3d Regt. V. R. C., Commanding Post, &c., did give the same to CHARLES GRIFFITTES, Co. "C," 99th Penn. Vols., thereby assisting him, the said Private GRIFFITTES, to desert from Camp Parole. All this at Camp Parole, near Annapolis, Md., on or about the 20th day of March, 1865.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge,	"Guilty."
To the 1st charge,	"Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Guilty "
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, Private *Edward Belt*, Co. "K," 20th Penn. Vol Cavalry, to forfeit to the United States Government *thirteen dollars* per month of his monthly pay for six (6) consecutive months, and to be placed at hard labor with ball and chain at Fort Delaware, Del., or such other place as the Commanding General may direct, for the period of four (4) months.

III. The proceedings, findings and sentences in the foregoing cases of *G. Burner* and *Edward Belt* are approved and confirmed and the sentences will be carried into execution. The Commanding General designates Fort Delaware, Del., as the place of confinement of the prisoner, *Edward Lett*, to which place he will be conveyed under a suitable guard.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

D. P. Shustler
Capt. A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 76. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 14th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 4, S. O. No. 42, February 17, 1865, from these Head Quarters, of which Captain L. M. MARSH, 10th Va. Vols., was President, was arraigned and tried

1. Private *Francis Harris*, Co. "F," 12th N. Y. Cavalry.

CHARGE.—*Theft.*

Specification.—In this, that *Francis Harris*, private Co. "F," 12th Regt. N Y. Cavalry, did, on or about the 8th day of March, 1865, steal from the person or bed of Private WILLIAM DOTY, Co. "E," 91st N. Y Vols., said Wm. DOTY being at the time in a moribund condition, one pocket-book containing at least fifty dollars, one chain with trinket attached and one pocket inkstand, said *Francis Harris* being at that time chief nurse in ward "3" National U. S. A. General Hospital, in which ward the alleged theft was committed. All this at National U. S. A. General Hospital, Baltimore, Md., on or about the 8th day of March, 1865.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,

"Not Guilty."

To the charge,

"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the charge "Guilty," except the words ' fifty dollars.'

Of the charge,

"Guilty."

And the Court do therefore sentence him, the said Private *Francis Harris*, Co. "F," 12th N. Y. Cavalry, to forfeit to the United States three months' pay, and to be confined at hard labor at such place as the General Commanding the Middle Department may direct, for the period of three months.

II. *Lieut. George W. Hawes*, 7th N. Y. Artillery.

CHARGE.—*Absence without leave.*

Specification.—In this, that the said *Lieut. George W. Hawes*, 7th N. Y. Art'y, did absent himself from Camp without permission, and did remain absent for the period of two days. This on or about the 23d and 24th of March, at Fort Federal Hill, Md.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,

"Not Guilty."

To the charge,

"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the charge,

"Guilty."

Of the charge,

"Guilty."

And the Court do therefore sentence him, the said *Lieut. George W. Hawes*, 7th N. Y. Artillery, to be privately reprimanded by the General commanding Middle Department, 8th A. C.

III. The proceedings, finding and sentence in the foregoing case of *Francis Harris* are approved and confirmed and the sentence will be carried into execution. The Commanding General designates Fort Delaware, Del., as the place of confinement of the prisoner, to which place he will be conveyed under suitable guard.

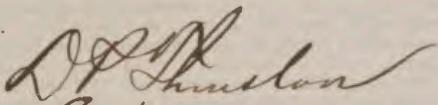
IV. The proceedings and finding in the foregoing case of Lieut. *George W. Hawes*, 7th N. Y. H. A. are approved and confirmed. The sentence is disapproved being wholly inadequate to the finding. The accused will be released from arrest and returned to duty.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.


D. P. Houston
Capt. A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS,

EIGHTH ARMY CORPS.

No. 77.

Baltimore, Md., April 14th, 1865.

I. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, current series, from these Head Quarters, of which Capt. G. W. Guss, 138th Pa. Vols., was President, was arraigned and tried

1. Private *Edward Wilcox*, Co. "C," 64th New York Volunteers.

CHARGE.

Conduct prejudicial to good order and military discipline.

Specification.—In this that he, the said private *Edward Wilcox*, Co. "C," 64th New York Volunteers, did make use of a furlough, knowing the same to be a forgery, with the intention of deserting, and did remain absent until arrested and returned under guard at Camp Parole, Md. All this at Camp Parole, near Annapolis, Md., on or about the 22d day of March, 1865.

To which charge and specification the accused pleaded as follows :

To the specification,
To the charge,

"Not Guilty."
"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification,
Of the charge,

"Guilty."
"Guilty."

And the Court do therefore sentence him, Private *Edward Wilcox*, Co. "C," 64th New York Vols., to be confined at hard labor with ball and chain attached to his left leg weighing twelve (12) pounds, at Fort Delaware, Del., or such other place as the Commanding General may direct, for the period of two (2) months, and forfeit to the United States Government ten (10) dollars per month of his monthly pay for four (4) months.

2. Private *Edward Tenney*, Co. "F," 8th N. Y. Heavy Artillery.

CHARGE.

Conduct prejudicial to good order and military discipline.

Specification.—In this, that he, the said Private *Edward Tenney*, Co. "F," 8th New York Heavy Artillery, did make use of a furlough, knowing the same to be a forgery, with the intention of deserting, and did remain absent until arrested, and returned under guard to Camp Parole, Md. All this at Camp Parole, near Annapolis, Md., on or about the 22d day of March, 1865.

To which charge and specification the accused pleaded as follows :

To the specification,
To the charge,

"Not Guilty."
"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification,
Of the charge,

"Guilty."
"Guilty."

And the Court do therefore sentence him, Private *Edward Tenney*, Co. 'F,' 8th New York Heavy Artillery, to be confined at hard labor, with ball and chain attached to his left leg, weighing twenty-four (24) pounds at Fort Delaware, Del., or such other place as the Commanding General may direct, for the period of two (2) months, and forfeit to the United States Government ten (10) dollars per month of his monthly pay for four (4) months.

II. The proceedings in the cases of Private *Edward Wilcox*, Co. 'C,' 64th New York Volunteers and Private *Edward Tenney*, Co. 'F,' 8th New York Heavy Artillery, are approved, and the findings and sentences confirmed.

The Commanding General designates Fort Delaware, Del., as the place of confinement of the prisoners, to which place they will be conveyed under suitable guard.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

D. P. Houston
Capt. A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, Md., April 15th, 1865.

GENERAL ORDERS }
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No. 78.

I.—Before a General Court Martial, convened at Annapolis, Md., by virtue of Par. I, Special Orders No. 8, January 10th, 1865, from these Head-quarters, of which Capt. G. W. Guss, 138th Regt. Pa. Vols., was President, were arraigned and tried:

1. Sergeant *Herman Miller*, Co. H. 6th U. S. Cavalry.

CHARGE 1ST:

Disobedience of Orders.

Specification.—In this, that he, Sergeant *Herman Miller*, Co. H, 6th U. S. Cavalry, did receive an order from Capt. C. W. Davis, 36th Mass. Vols., Commanding "College Green Barracks," relieving him from duty at that post, and directing him to report without delay to the commanding officer of Camp Parole, near Annapolis, Md., and failed to obey said order. This at College Green Barracks, near Annapolis, Md., on or about the 3d day of March, 1865.

CHARGE 2D:

Conduct Prejudicial to Good Order and Military Discipline.

Specification 1st.—In this, that he, Sergeant *Herman Miller*, Co. H, 6th U. S. Cavalry, did write, sign and use a paper in the name of A. R. Root, Col. 94th N. Y. Vet. Vols., Comd'g post, purporting to grant him a furlough under an assumed name, in the following words and figures:

"To all whom it may concern.

"The bearer hereof, Sergeant Patrick Willow, of Capt. Wm. Davis, (B) Company, of the 24th Massachusetts State Vols., aged 26 years, 5 feet 10 inches high, dark complexion, blue eyes, brown hair, and by profession a clerk, born in Ireland, and enlisted at Cambridge, in the State of Massachusetts, on the 2d day of October, eighteen hundred and sixty-two, to serve for the period of three years, is hereby permitted to go to Boston, in the County of Suffolk, State of Massachusetts, he having received a furlough from the 22d day of February to the 27th day of March, 1865, at which time he will rejoin his station, Camp Parole, Md., or wherever it then may be, or be considered a deserter.

"Subsistence has been furnished to said _____ to the _____ day of _____ and pay to the _____ day of _____, both inclusive.

"Given under my hand, at Camp Parole, this 22d day of February, 1865.

"By order of the Secretary of War.

"A. R. Root,

"94th N. Y. Vols., Comd'g Post."

All of which was a forgery. This at Camp Parole, near Annapolis, Md., on or about the 22d day of February, 1865.

Specification 2d.—In this, that he, Sergeant *Herman Miller*, Co. H, 6th U. S. Cavalry, did write, sign and use a paper in the name of H. P. Fox, Post Adjutant, Camp Parole, purporting to grant him leave of absence, in the following words and figures:

"HEAD-QUARTERS, CAMP PAROLE,

"Near Annapolis, Md., March 3d, 1865.

"[Extract]

"(8)

"Sergt. *Herman Miller*, of Co. H, 6th U. S. Cavalry, is hereby permitted leave of absence from Camp

Parole, until March 27, 1865, with permission to visit the city of Baltimore.

“By order of Col F. D. SEWALL,
“3d Regt. V. R. C., Comd'g Post.

“H. P. Fox,

“Post Adjutant, Camp Parole.”

All of which was a forgery. This at Annapolis, Md., on or about the 3d day of March, 1865.

Specification 3d.—In this, that he, Sergt. *Herman Miller*, Co. H, 6th U. S. Cavalry, when arrested by Capt. Geo. W. Curry, 4th Del. Vols., Provost Marshal of the District of Annapolis, Md., did attempt to escape by offering a new suit of clothes, and twenty dollars (\$20.00) in money, to be permitted to escape. This at Philadelphia, Pa., on or about the 21st day of March, 1865.

Specification 4th.—In this, that he, Sergt. *Herman Miller*, Co. H, 6th U. S. Cavalry, being an enlisted man in the service of the United States, did assume to be a commissioned officer in said service, and did register his name at a hotel in Philadelphia, as Capt. Miller, U. S. Army. This at Philadelphia, on or about the 21st day of March, 1865.

CHARGE 3D:

Disrespect to his Superior Officer.

Specification.—In this, that he, Sergt. *Herman Miller*, Co. H, 6th U. S. Cavalry, did write and mail a letter addressed to Capt. C. W. Davis, 36th Mass. Vols., Comd'g “College Green Barracks,” of a disrespectful and contemptuous character, in the following words and figures:

“PHILADELPHIA, *March 16th*, 1865.

“CAPT. C. W. DAVIS,

“Comd'g *C. G. Barracks, Annapolis, Md.,*

“Sir:—I am in Philadelphia at the present and in want of \$75, with you will have the Keinness to Send

me imedetly—if not you will see before 8 days have past—wat followeds—you must send this money imedetly—or expect to be wat you lick to be, you remember at your ordert me own day to save 2,600 lbs. of gut clothing, witches you sold not long ago—and Capt. Parker not Inspected and I will tell the rest—to somebody how will see at you are ;

“ I will not report at Annapolis, but at Baltimore, the reason at you send me away because I did not maicke nose monny for you, but you now I now a gut many tricks aboude College Green Barracks,— It apins on you—weather you send the monny,—or not,—if the \$75, ere not send to me in last than 7 days, I will have you come to the Middle Department at Baltimore.

‘ I remain yours truly

“ HERMAN. MILLER.

“ My Direc

“ Mr Herman. Miller.

“ 445 North Penn Hotel

“ North 3d Street Philadelphia.”

This at Annapolis, Md., on or about the 18th day of March, 1865.

CHARGE 4TH:

Desertion.

Specification.—In this, that he, Sergt. *Herman Miller*, Co. H, 6th U. S. Cavalry, being duly enlisted in the service of the United States, did desert the same at Annapolis, Md., and did remain absent until apprehended in Philadelphia, and returned under arrest. This at Annapolis, Md., on or about the 3d day of March, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, “Not Guilty.”

To the 1st charge, “Not Guilty.”

To the 4th specification of the 2d charge, "Not Guilty."

To the 3d specification of the 2d charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."

To the 1st specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

To the specification of the 4th charge, "Not guilty."

To the 4th charge, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused, Sergt. *Herman Miller*, Co. H, 6th U. S. Cavalry, as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the 4th specification of the 2d charge, "Not guilty."

Of the 3d specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Guilty," except the words, "write and sign."

Of the 1st specification of the 2d charge, "Guilty," except the words, "write and sign."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

Of the specification of the 4th charge, "Guilty."

Of the 4th charge, "Not guilty of desertion, but guilty of absence without leave."

And the Court do, therefore, sentence him, Sergt. *Herman Miller*, Co. H, 6th U. S. Cavalry—"To be reduced to the ranks; to be confined at hard labor for the period of two (2) years, with ball and chain, weighing twenty-four (24) pounds, six (6) months of the time at Fort Delaware, Del., or such other place as the Commanding General may direct, and forfeit to the United States Government five (5) dollars per month of his monthly pay, for the full period of two (2) years."

2. 2d Lieut. *Edward O'Hara*, 13th New York Cavalry.

CHARGE 1ST :

Violation of the 42d Article of War.

Specification.—In this, that he, the said 2d Lieut. *Edward O'Hara*, 13th New York Cavalry, did remain out of camp all night, without proper authority, on or about the nights of the 23d or 24th of March, 1865. All this at Camp Parole, near Annapolis, Md., on or about the 23d or 24th of March, 1865.

CHARGE 2D :

Conduct Unbecoming an Officer and a Gentleman.

Specification 1st.—In this, that he, the said 2d Lieut. *Edward O'Hara*, 13th New York Cavalry, did come into camp in a state of gross intoxication, so that he was arrested by the guard, much to the injury and disgrace of his profession. All this at Camp Parole, near Annapolis, Md., on or about the 24th day of March, 1865.

Specification 2d.—In this, that he, the said 2d Lieut. *Edward O'Hara*, 13th New York Cavalry, did absent himself from camp, without proper authority, for several days. All this at Camp Parole, near Annapolis, Md., on or about the 24th day of March, 1865.

CHARGE 3D :

Breaking his Arrest.

Specification.—In this, that he, the said 2d Lieut. *Edward O'Hara*, 13th New York Cavalry, did, while under arrest and confined to his quarters in Camp Parole, did leave camp and go to the house of one Welsh, in the vicinity of camp, to obtain whiskey. All this at Camp Parole, near Annapolis, Md., on or about the 26th day of March, 1865.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the 2d specification of the 2d charge, "Not guilty."
 To the 1st specification of the 2d charge, "Not guilty."
 To the 2d charge, "Not guilty."
 To the specification of the 3d charge, "Not guilty."
 To the 3d charge, "Not guilty."

FINDING.

The Court, having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the 2d specification of the 2d charge, "Guilty."

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty" except the words, "confined to his quarters in," and substitute, "confined to the limits of."

Of the 3d charge, "Guilty."

And the Court do, therefore, sentence him, 2d Lieut. *Edward O'Hara*, 13th New York Cavalry—"To be cashiered."

II.—The proceedings, finding and sentence in the case of Sergt. *Herman Miller*, Co H, 6th U. S. Cavalry, are approved and confirmed, and the sentence will be carried into execution. The place of confinement will be at Fort Delaware, Del., to which place he will be conveyed under suitable guard.

III.—The proceedings and findings in the case of 2d Lieut. *Edward O'Hara*, 13th New York Cavalry, are approved, except the finding on the 2d specification to the 2d charge, which specification should have been thrown out by the Court, as it is not applicable, in any way, to the grave charge of conduct unbecoming an

officer and a gentleman. The sentence is confirmed, and will be carried into execution. 2d Lieut. *Edward O'Hara*, 18th New York Cavalry, therefore, ceases to be an officer in the service of the United States from the date of this order.

BY COMMAND OF BVT. BRIG. GEN'L. WM. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Assistant Adjutant General.

OFFICIAL:

A handwritten signature in cursive script, appearing to read "D. P. Thurston".

A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS

EIGHTH ARMY CORPS.

No. 79.

Baltimore, Md., April 15th, 1865.

I. Before a Military Commission convened at Baltimore Md., by virtue of Par. 1, S. O. 57, March 7th 1865, from these Head Quarters, of which Lieut. Col. JOHN R. EDIE, 8th U. S. Infantry was President was arraigned and tried

1 John Henderson, citizen.

CHARGE.

Selling spirituous liquor to enlisted men in the military service of the United States in the Middle Department.

Specification 1st.—In this, that *John Henderson*, on or about the 9th day of March, 1865 at Baltimore, Maryland, sold spirituous and intoxicating liquor, to wit:—Whiskey to Sergeant ALFRED SHERMAN Co. "E," 91st N. Y. Vols., an enlisted man in the military service of the United States, contrary to General Order No. 25, February 10th, 1865, in the Middle Department.

Specification 2d.—In this, that *John Henderson* on or about March 9th, 1865 at Baltimore, Md., sold spirituous liquor, to wit: whiskey to *William Calhoun*, Private Co. "E," 91st N. Y. Vols., an enlisted man in the military service of the United States, contrary to General Order No. 25, February 10th, 1865, of the Middle Department.

Specification 3d.—In this, that *John Henderson*, on or about the 9th day of March, 1865, at Baltimore, Md., sold spirituous liquor, to wit: whiskey to *Samuel S. McMachan*, private Co. "E," 91st N. Y. Vols., an enlisted man in the military service of the United States contrary to General Order No. 25, of Middle Department.

To which charge and specifications the accused pleaded as follows :

To the 1st specification of the charge,	"Not Guilty."
To the 2d specification of the charge,	"Not Guilty."
To the 3d specification of the charge,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Commission after maturely deliberating on the testimony adduced find the accused as follows:

Of the 1st specification of the charge,	"Not Guilty."
Of the 2d specification of the charge,	"Not Guilty."
Of the 3d specification of the charge,	"Not Guilty."
Of the charge,	"Not Guilty."

And the Commission do therefore acquit him, the said *John Henderson*.

II. *Charles Reddchase*, citizen.

CHARGE

Selling spirituous liquor to enlisted men in the military service of the United States within the Middle Department.

Specification 1st.—In this, that *Charles Reddchase*, on or about the 9th day of March, 1865, at Baltimore, Md., sold spirituous liquor, to wit: whiskey to private *William Calhoun*, Co. "E," 91st N. Y. Vols., an enlisted man in the military service of the United States, contrary to General Order No. 25, February 10, 1865, of the Middle Department.

Specification 2d.—In this, that *Charles Reddchase*, on or about the 6th day of March 1865, at Baltimore, Md., sold spirituous and intoxicating liquor, to wit: whiskey to Sergeant *Alfred Sherman*, Co. "E," 91st N. Y. Vols., an enlisted man in the military service of the United States, contrary to General Order No. 25, February 10, 1865 of the Middle Department.

To which charge and specifications the accused pleaded as follows :

To the 1st specification of the charge,	"Not Guilty."
To the 2d specification of the charge,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Commission, after maturely deliberating upon the evidence adduced, find the accused as follows :

Of the 1st specification of the charge.	"Guilty."
Of the 2d specification of the charge,	"Guilty"
Of the charge,	"Guilty."

And the Commission do therefore sentence him, the said *Charles Reddchase*, to be imprisoned for one day and to pay a fine of one dollar, and in default of which to remain imprisoned until paid.

2. The proceedings, in the case of *John Henderson* are approved and the finding confirmed. The prisoner having been acquitted will be released from confinement.

3. The proceedings and finding in the case of *Charles Reddchase* are disapproved, being wholly inadequate to the finding. The prisoner will be released from confinement.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.



Captain & A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 80. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 15th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 4, S. O. No. 42, February 17, 1865, from these Head Quarters, of which Captain L. M. MARSH, 10th Va Vols., was President, was arraigned and tried

1. *L. M. Henderson*, Sergeant 3d Indiana Cavalry.

CHARGE 1st.—*Drunkenness on duty.*

Specification.—In this, that Sergeant *L. M. Henderson*, 3d Indiana Cavalry, in the military service of the United States, while on duty in command of a guard to conduct two Confederate prisoners, to wit: Major THEOPHILUS STEELE and Colonel JOHN D. MORRIS from Louisville, Kentucky, to Fort Monroe, Virginia, to be delivered to Colonel MULFORD for exchange, did, on or about the 17th day of February, 1865, at Baltimore, Maryland, become drunk by the use of intoxicating liquors.

CHARGE 2d.

Conduct to the prejudice of good order and military discipline.

Specification.—In this, that Sergeant *L. M. Henderson*, 3d Indiana Cavalry, in the military service of the United States, having been detailed in command of a guard to conduct two Confederate prisoners of war, to wit: Major THEOPHILUS STEELE and Colonel JOHN D. MORRIS, from Louisville, Kentucky to Fort Monroe, Va., to be delivered to Col JOHN J. MULFORD for exchange, did, on or about the 17th day of February, 1865, at Baltimore, Md., separate himself from his guard and permit his prisoners to be separated, he taking one of them to a boarding house and there getting drunk with him, whilst the guard remained at the City Hotel in charge of the other prisoner, to whom, in the absence of the said *Henderson*, they extended improper indulgences.

To which charges and specifications the accused pleaded as follows :

To the specification of the first charge,	"Guilty."
To the first charge,	"Guilty."
To the specification of the 2d charge,	"Guilty."
To the 2d charge,	"Guilty."

FINDING.

The Court after mature deliberation, confirmed the plea of the accused, and found him guilty of all the specifications and charges

And the Court do therefore sentence him the said Sergeant *L. M. Henderson*, 3d Indiana Cavalry, to be reduced to the rank of a private soldier, to forfeit to the United States, three months pay, and to be confined at hard labor at such place as the Commanding General may direct for the period of three months.

II. The proceedings in the case of Sergeant *L. M. Henderson*, 3d Indiana Cavalry, are approved, and finding and sentence confirmed.

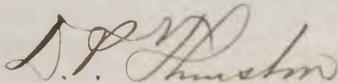
The General Commanding designates Fort Delaware, Del. as the place of confinement for the prisoner, to which place he will be conveyed under suitable guard.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.



Captain & A. D. C.



HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 81. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 16th, 1865.

I. Before a Military Commission convened at Baltimore Md., by virtue of Par. 1, S. O. 57, March 7th 1865, from these Head Quarters, of which Lieut. Col. JOHN R. EDIE, 8th U. S. Infantry was President was arraigned and tried

1. *James Wilkinson.*

CHARGE.

Selling spirituous liquor to enlisted men in the military service of the United States in the Middle Department.

Specification 1st.—In this, that *James Wilkinson*, on or about the 9th day of March 1865, at Baltimore, Md., sold spirituous liquor. to wit: whiskey to Private SAMUEL S. McMACHAN, Co. "E," 91st N. Y. Vols., an enlisted man in the military service of the United States, contrary to General Order No. 25, February 10, 1865, of the Middle Department.

Specification 2d.—In this, that *James Wilkinson*, on or about the 9th day of March, 1865, at Baltimore Md., sold spirituous liquor. to wit: whiskey to Private WILLIAM CALHOUN, Co. "E," 91st N. Y. Vols., an enlisted man in the military service of the United States, contrary to General Order No. 25, February 10, 1865, of the Middle Department.

Specification 3d.—In this, that *James Wilkinson*, on or about the 9th day of March, 1865, at Baltimore, Md., sold spirituous liquor to wit: whiskey to Sergeant ALFRED SHERMAN, Co. "E," 91st N. Y. Vols, an enlisted man in the military service of the United States, contrary to General Order No. 25, February 10th, 1865, of the Middle Department.

To which charge and specifications the accused pleaded as follows :

To the 1st specification of the charge,	"Not Guilty."
To the 2d specification of the charge,	"Not Guilty."
To the 3d specification of the charge,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Commission after maturely deliberating upon the testimony adduced find the accused as follows :

Of the 1st specification of the charge,	"Guilty."
Of the 2d specification of the charge,	"Guilty."
Of the 3d specification of the charge,	"Guilty."
Of the charge,	"Guilty."

And the Commission do therefore sentence him, the said *James Wilkinson*, to pay a fine of one hundred dollars (\$100) and in default of which to remain imprisoned until paid.

2. *Patrick Henratty*

CHARGE 1st.

Attempting to entice a soldier in the military service of the United States to desert said service

Specification.—In this, that *Patrick Henratty*, on or about the 13th day of March, 1865, at Baltimore, Md., did attempt to persuade and entice *Patrick Dalton*, Co. "K," 37th Mass. Vols., a soldier in the military service of the United States, to desert said service, well knowing that said DALTON was a soldier as aforesaid.

CHARGE 2d.

Conspiracy to make a false enlistment.

Specification.—In this that *Patrick Henratty*, did conspire with Ferran Ryan and James Henratty, to enlist into the Military Service of the United States, one Patrick Dalton, Co. "K" 37th Mass. Vols., a soldier in the Military Service of the United States and furnish him with citizen's clothes to disguise him, they said Patrick Henratty, Ferran Ryan and James Henratty, well knowing that said Dalton was then and their a soldier as aforesaid.

To which charges and specifications the accused pleaded as follows :

To the specification of the first charge,	"Not Guilty."
To the first charge,	"Not Guilty."
To the specification of the 2d charge,	"Not Guilty."
To the 2d charge,	"Not Guilty."

FINDING.

The Commission after maturely deliberating upon the testimony adduced find, the accused as follows :

Of the specification of the 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Commission do therefore sentence him, the said *Patrick Henratty*, to be imprisoned at hard labor for and during the period of two (2) years at such place as the Commanding General may designate.

II The proceedings in the case of *James Wilkinson* are approved and the finding and sentence confirmed. The prisoner will remain in confinement in the city jail until the fine is paid.

III. The proceedings in the case of *Patrick Henratty* are approved, and the finding find sentence confirmed. Although it appears from the report of a Board of Medical Officers, appointed to examine him, there is no present indication of an aberration of mind, yet in view of the fact that evidence has been furnished since the trial of the said *Henratty* that he was discharged the service of the United States as a soldier on Surgeons Certificate for insanity, the sentence is remitted and the prisoner will be released.

By command of BVT. BRIG. GENL. W. W. MORRIS, U. S. A.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.



Captain & A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT

GENERAL ORDERS. }
No. 88. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 26th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 1, S. O. No 81, April 3d, 1865, from these Head-Quarters, of which Captain L. M. MARSH, 10th Va. Vols., was President, was arraigned and tried

1. Private *Asa July*, Co. "A" 22d Regiment Veteran Reserve Corps.

CHARGE 1st.—*Neglect of duty.*

Specification.—In this, that Private *Asa July*, Co. "A," 22d Regiment Veteran Res. Corps, did, while doing duty as a sentry, allow Private WILLIAM CLOUD, Private JOSEPH STRAUP and Private JAMES HUNTER, three enlisted men, to escape from camp through the gate, which gate he, Private *July*, was guarding. All this at or near Camp Bradford, Baltimore, Md., on or about the 23d day of March, 1865

CHARGE 2d.

Conduct to the prejudice of good order and military discipline.

Specification—In this, that Private *Asa July*, Co. "A" 22d Regt. Vet. Reserve Corps did knowingly permit without proper authority three enlisted men to pass out of Camp against positive orders from his superior officers. All this at or near Camp Bradford Baltimore, Md., on or about the 23d day of March 1865.

To which charges and specifications the accused pleaded as follows :

To the specification of the first charge,	"Guilty."
To the first charge.	"Guilty."
To the specification of the 2d charge.	"Guilty."
To the 2d charge,	"Guilty."

FINDING.

The Court after mature deliberation confirmed the plea of the accused on all the specifications and charges.

And the Court do therefore sentence him, Private *Asa July*, Co. "A," 22d Regt. Vet. Res. Corps, to be confined at hard labor at such place as the General Commanding may direct for the period of *one month*, and to forfeit to the United States his monthly pay for the same period.

II. Private *Joseph Straup*, Co. "K," 22d Regt. Vet. Res. Corps.

CHARGE

Conduct prejudicial to good order and military discipline.

Specification 1st—In this, that Private *Joseph Straup*, Co. "K," 22d Regt. Vet. Reserve Corps did, for a certain sum of money, offer to assist Private WILLIAM CLOUD and Private JAMES HUNTER, two enlisted men, to escape from the guard. All this at or near Camp Bradford, Baltimore, Md., on or about the 23d day of March, 1865.

Specification 2d.—In this, that private *Joseph Straup*, Co. "K" 22d Regt. Vet. Res. Corps, did propose to two enlisted men, that for the sum of five dollars each he would pass them through the guards, which amount he did receive and did pass them through the line of guards, and was arrested while upon the way to the city of Baltimore Md. with aforesaid enlisted men. All this at or near Camp Bradford, Baltimore Md. on or about the 23d day of March 1865.

To which charge and specifications the accused pleaded as follows :

To the 1st specification of the charge,
To the 2d specification of the charge,
To the charge,

"Guilty."
"Guilty."
"Guilty."

FINDING.

The Court after mature deliberation confirmed the plea of the prisoner on both the specifications and the charge.

And the Court do therefore sentence him, the said Private *Joseph Straup*, Co. "K," 22d Regt. Vet. Res. Corps. to be confined at hard labor for *six months* at such place as the General Commanding may direct, and to forfeit his pay during the period of his confinement.

II. The proceedings in the foregoing case of Private *Asa July*, Co. "A," 22d Regt. Vet. Res. Corps. having been approved and the finding and sentence confirmed by Bvt. Brig. Genl. MORRIS, U. S. A., while in temporary command of the Department, and Fort McHenry designated as the place of confinement of the prisoner, it is now published and will be executed.

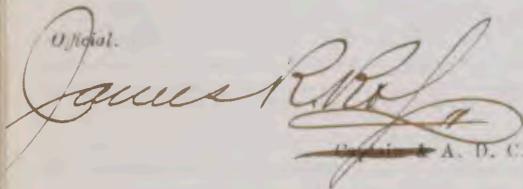
III. The proceedings in the foregoing case of Private *Joseph Straup*, Co. "K," 22d Regt. Vet. Res. Corps. having been approved and the finding and sentence confirmed by Bvt. Brig. Genl. MORRIS U. S. A., while in temporary command of the Department, and Fort Delaware Del. designated as the place of confinement, it is now published and will be executed.

By command of MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

Official.



James R. [unclear]
A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }

EIGHTH ARMY CORPS.

No. 89. }

Baltimore, Md., April 27th, 1865.

I. Before a military Commission convened at Baltimore, Md., by virtue of Par. 5. S. O. No. 81, April 3d, 1865, from these Head Quarters, of which Capt. E. W. H. READ, 8th U. S. Infantry was President, was arraigned and tried

1. *Edward Zinkand.*

CHARGE.

Selling spirituous liquors to enlisted men in the Military service of the United States, within the Middle Department.

Specification.—In this, that *Edward Zinkand*, on or about the 26th day of March, 1865, at Baltimore Md., sold spirituous liquor, to wit: Whiskey and gin and beer to SAMUEL S. McMACHAN and MICHAEL LYNCH and others, enlisted soldiers in the military service of the United States, knowing them to be such, contrary to General Orders No. 25, 1865, of the Middle Department.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, "Not Guilty."
To the charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification of the charge, "Guilty."
Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Edward Zinkand* to be imprisoned for and during the period of *ten days*, and to pay a fine of (\$200) two hundred dollars and in default of which to remain imprisoned until paid.

2. *William Zinkand.*

CHARGE.

Selling spirituous liquors to enlisted men in the Military service of the United States in the Middle Department.

Specification.—In this, that *William Zinkand*, on or about the 26th day of March, 1865, at Baltimore, Maryland, sold spirituous liquors to enlisted men in the military service of the United States to wit: SAMUEL S. McMACHAN, MICHAEL LYNCH and others knowing them to be soldiers in said service, contrary to General Orders No. 25, 1865, of the Middle Department.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, "Not Guilty."
To the charge, "Not Guilty."

FINDING.

The Commission having maturely considered the evidence adduced find the accused as follows :

Of the specification of the charge, "Guilty."
Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *William Zinkand*, to be imprisoned for and during the period of one (1) day, and to pay a fine of *one dollar*, and in default of which to remain imprisoned until paid.

II. The proceedings, findings and sentences in the foregoing cases having been approved by Bvt. Brig. Genl. W. W. MORRIS, U. S. A , while in temporary command of the Department, and the sentences confirmed, they are now published and will be carried into execution. The Baltimore City Jail is designated as the place of confinement.

By command of MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

Official
James R. Ross
Capt. & A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS }
 No. 90. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 27th, 1865.

1. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, current series, from these Head Quarters, of which Capt. G. W. Guss, 138th Pa. Vols., was President, was arraigned and tried

1. Capt. *Herman Reuter*, 39th New Jersey Vols.

CHARGE.

Conduct to the prejudice of good order and military discipline.

Specification 1st.—In this, that he, *Herman Reuter*, Captain 39th New Jersey Vols. did call, without any just provocation, his inferior officer, in the person of 2d Lieut. HORATIO MANGIAROT, of Co. "L," 25th N.Y. Cavalry, a "God damned fool" and a "God damned green-horn," or words to that effect.

Specification 2d—In this, that he, the aforesaid *Herman Reuter* did say to the aforesaid HORATIO MANGIAROT that he, Lieut. MANGIAROT, was an "organ grinder" before he entered the army and his mother, or some other vagrant, begged pennies or words to that effect. during these remarks he, *Herman Reuter* mimicked the operation of grinding an organ with a chair. All this on or about the 19th day of March, 1865, in Room No. 2, Ward "M," Officers Hospital, Annapolis, Md.

To which charge and specifications the accused pleaded as follows :

To the first specification,	"Not Guilty."
To the second specification,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the first specification,	"Guilty."
Of the second specification,	"Guilty."
Of the charge,	"Guilty."

And the Court do therefore sentence him Capt. *Herman Reuter*, 39th New Jersey Vols. to be reprimanded by the Commanding General of this Department, that the reprimand be read to his regiment, and published in the Army and Navy Journal.

2. Private *Charles P. Morton*, Co. "B," 213th Penn. Vols.

CHARGE 1st.—*Drunkenness on duty.*

Specification.—In this, that Private *Charles P. Morton* Co. "B," 213th Penn. Vols., did become so much intoxicated while on guard duty March 23d, 1865, as to make him unfit to stand on Post. All this at Camp Parole, near Annapolis, Md., on or about the 23d and 24th days of March, 1865.

CHARGE 2d.—*Absence without leave.*

Specification.—In this that Private *Charles P. Morton*, Co. "B," 213th Penn. Vols., did leave his company and regiment without permission from his Commanding Officer, and did remain absent from the 23d of March 1865, until the 25th of March, 1865, when he was returned to Camp Parole by the Provost Guard of Annapolis, Md. All this at Camp Parole, near Annapolis, Md., on or about the 23d and 24th days of March, 1865.

To which charges and specifications the accused pleaded as follows :

To the specification 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification 2d charge,	"Not Guilty."
Of the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows :

Of the specification of the 1st charge,	"Not Guilty."
Of the 1st charge	"Not Guilty."
Of the specification of the 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence him, *Charles P. Norton*, Private Co. "B," 213th Penn. Vols., to be confined at hard labor at Camp Parole for *one month* and forfeit eight (8) dollars of his pay.

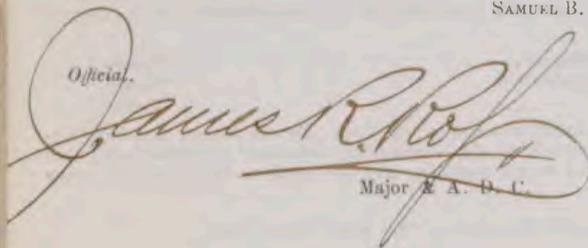
II. The proceedings in the foregoing case of Capt. *Herman Reuter* having been approved by Bvt. Brig. Genl. MORRIS, U. S. A., while in temporary command of the Department, and the finding and sentence confirmed, and the reprimand remitted, the accused, Capt. *Herman Reuter*, 39th New Jersey Vols., will be released from arrest and returned to his duties.

III. The proceedings in the foregoing case of Private *Charles P. Morton*, Co. "B" 213th Penn. Vols., having been approved by Bvt. Brig. Genl. MORRIS, U.S.A. while in temporary command of the Department and the finding and sentence confirmed, it is now published and will be executed

By command of MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

Official,

Major E. A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 91. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 28th, 1865.

1. Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, S. O. No. 8, current series, from these Head Quarters, of which Capt. G. W. Guss, 138th Pa. Vols., was President, was arraigned and tried

1. Private *John Frye*, Co. "C," 213th Pa. Vols.

CHARGE 1st — *Violation of the 46th Article of War.*

Specification.—In this that the said *John Frye*, private Co. "C," 213th Penn. Vols., did, on or about the 26th day of March, 1865, wilfully leave his post as guard on Camp Parole near Annapolis, Md. he having been duly detailed and placed on the same. All this at Camp Parole near Annapolis, Md., on or about the 26th day of March, 1865.

CHARGE 2d.—*Desertion.*

Specification.—In this, that he, the said *John Frye*, private Co. "C," 213th Penn. Vols., did, on or about the 26th day of March, 1865, desert the service of the United States and remain absent until the 31st day of March, 1865 when he was returned by the Provost Guard of the city of Annapolis, Md. he having been duly mustered into the service of the United States. All this at Camp Parole, near Annapolis Md. on or about the 26th day of March, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification 1st charge,	"Not Guilty."
To the 1st charge,	"Not Guilty."
To the specification 2d charge,	"Not Guilty."
Of the 2d charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification 1st charge,	"Guilty."
Of the 1st charge,	"Guilty."
Of the specification 2d charge,	"Guilty."
Of the 2d charge,	"Guilty."

And the Court do therefore sentence Private *John Frye*, Co. "C," 213th Penn. Vols., to be confined at hard labor, with ball and chain, on Government works for the period of two (2) years, and forfeit all pay for that time.

II. The proceedings in the foregoing case of Private *John Frye*, Co. "C," 213th Penn. Vols., are hereby approved and the finding and sentence confirmed. The General Commanding designates the Dry Tortugas as the place of confinement of the prisoner, to which place he will be conveyed under suitable guard.

By command of MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

Official.



HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS }
 No. 92. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 28th, 1865.

I. Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 7, S. O. No. 81, April 3d, 1865, from these Head-Quarters, of which Colonel AUGUSTUS FUNK, 39th N. Y. Vet. Vols., is President, was arraigned and tried

1. Private *Jacob Brezie*, Co. "K," 7th Regt. N. Y. Heavy Artillery.

CHARGE.

Conduct to the prejudice of good order and military discipline.

Specification 1st.—In this, that the said private *Jacob Brezie*, Co. "K," 7th N. Y. Heavy Artillery, whilst a Camp sentinel, duly posted, did, for a certain consideration in money, agree to let BRIAN O'LAUGHLIN and JOHN LOPPMAN, recruits for the 3d Regt. Maryland Potomac Home Brigade, and MARTIN POTTER, a recruit for the 11th Regiment Maryland Infantry, escape from Camp. All this at or near the U. S. Draft Rendezvous for Maryland and Delaware, Baltimore, Md., on or about the 28th day of March, 1865.

Specification 2d.—In this, that the said private *Jacob Brezie*, Co. "K," 7th New York Heavy Artillery whilst a Camp sentinel duly posted, did permit BRIAN O'LAUGHLIN and JOHN LOPPMAN, recruits for the 3d Maryland Potomac Home Brigade, and MARTIN POTTER, a recruit for the 11th Regiment Maryland Infantry come on his post and take from them money to permit them to leave Camp. All this at or near the U. S. Draft Rendezvous for Maryland and Delaware, on or about the 28th day of March, 1865.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge,	"Not Guilty."
To the 2d specification of the charge,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the 1st specification of the charge,	"Not Guilty."
Of the 2d specification of the charge,	"Not Guilty."
Of the charge,	"Not Guilty."

And the Court do therefore acquit private *Jacob Brezie*, Co. "K," 7th N. Y. Heavy Artillery.

II. The proceedings and finding in the foregoing case of private *Jacob Brezie*, Co. "K," 7th N. Y. Heavy Artillery, are hereby approved. The prisoner will be released from confinement and returned to duty.

By command of MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.



HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS }
No. 93. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 28th, 1865.

I. Before a military Commission convened at Baltimore, Md., by virtue of Par. 5 S. O. No. 81, April 3d, 1865, from these Head Quarters, of which Capt. E. W. H. READ, 8th U. S. Infantry was President, was arraigned and tried

1. *Ann Burns.* (or *Byrnes.*)

CHARGE.

Selling spirituous liquors to enlisted men in the Military service of the United States in the Middle Department.

Specification 1st.—In this, that *Ann Burns*, on or about the 25th day of February, 1865, at Baltimore, Md., sold spirituous and intoxicating liquor to private JOSEPH SHEPARD, Co. 'A,' 7th N. Y. Heavy Artillery, an enlisted man in the military service of the United States, in violation of General Order No. 25 of the Middle Department, February 10, 1865

Specification 2d.—In this, that *Ann Burns*, on or about the 21st day of March, 1865, at Baltimore, Md., sold spirituous and intoxicating liquor, to wit: Whiskey to private JOSEPH SHEPARD, Co. 'A,' 7th New York Heavy Artillery, an enlisted man in the military service of the United States, contrary to General Order No. 25, February, 10th, 1865.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge,	"Not Guilty."
To the 2d specification of the charge,	"Not Guilty."
To the charge,	"Not Guilty."

FINDING.

The Commission after maturely deliberating upon the testimony adduced find the accused, *Ann Burns*, as follows:

Of the 1st specification of the charge,	"Not Guilty."
Of the 2d specification of the charge,	"Not Guilty."
Of the charge,	"Not Guilty."

And the Commission do therefore acquit her, the said *Ann Burns*.

II. The proceedings and finding in the foregoing case of *Ann Burns*, are hereby approved. The accused will be released from confinement.

By command of MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General.

Official.

Major & A. D. C.

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HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
 No. 54. }

EIGHTH ARMY CORPS.

Baltimore, Md., April 29th, 1865.

1. Before a Military Commission convened at Baltimore, Md., by virtue of Par. 5, S. O. No. 81, April 3d 1865, from these Head Quarters, of which Colonel S. M. BOWMAN, 84th Penn. Vols, is President, was arraigned and tried

1. *H. P. Johnson*, a citizen.

CHARGE.

Creating disorder and interfering with the duties of the Military Patrol Guard under pretence of being a Government detective.

Specification.—In this, that *H. P. Johnson*, a citizen, on or about the 24th day of March, 1865, at Baltimore Md., pretended to be a Government detective, and under that pretence interfered with soldiers and citizens threatening them with hand cuffs and a pistol and more especially interfered with THOMAS MURRAY, one of the military Patrol Guard of Baltimore, in the execution of his duties, threatening and assaulting the said MURRAY with a pistol, when so on the discharge of his duties as Patrol Guard as aforesaid.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,	“Not Guilty.”
To the charge,	“Not Guilty.”

FINDING.

The Commission after maturely deliberating upon the testimony adduced find the accused, as follows :

Of the specification of the charge,	“Guilty.”
Of the charge,	“Guilty.”

And the Commission do therefore sentence him, the said *H. P. JOHNSON*, to be imprisoned at hard labor for and during the period of *six months*, and at the expiration of said term to pay a fine of *one hundred dollars* to the Government of the United States, and in default of which, remain imprisoned until paid.

2. *Freeman Davis*, a substitute.

CHARGE.—*Robbery.*

Specification.—In this, that *Freeman Davis*, a substitute in the military service of the United States, on or about the 10th day of March, 1865, at Baltimore, Md., together with EDWARD WYMAN and others, did rob forcibly a certain JOHN POWELL of a large sum of money.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,	“Not Guilty.”
To the charge,	“Not Guilty.”

FINDING.

The Commission after maturely deliberating upon the testimony adduced find the accused as follows :

Of the specification of the charge,	“Guilty.”
Of the charge,	“Guilty.”

And the Commission do therefore sentence him, the said *Freeman Davis*, to be imprisoned for and during the period of *four months* at hard labor at such place as the Commanding General may designate.

3. *Edward Wym n.* a substitute.

CHARGE.—*Robbery.*

Specification.—In this, that *Edward Wym n.*, a substitute in the military service of the United States, on or about the 10th day of March, 1865, at Baltimore Maryland, together with Freeman Davis and others, did forcibly rob one John Powell a soldier in the Military Service of the United States of a large amount of money.

To which charge and specification the accused pleaded as follows :

To the specification of the charge,
To the charge,

"Not Guilty."
"Not Guilty."

FINDING.

The Commission after maturely deliberating upon the testimony adduced find, the accused as follows :

Of the specification of the charge,
Of the charge,

"Guilty."
"Guilty."

And the Commission do therefore sentence him, the said *Edward Wym n.*, to be imprisoned at hard labor for and during the period of *six months*, at such place as the Commanding General may designate.

II. The proceedings in the foregoing cases of *H P. Johnson*, *Freeman Davis* and *Edward Wym n.* are hereby approved and the findings and sentences confirmed. The General Commanding designates Fort Mellenry as the place of confinement of the prisoners, to which place they will be conveyed under suitable guard.

By command of MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

Official.



Major & A. D. C.

HEAD QUARTERS MIDDLE DEPARTMENT,

GENERAL ORDERS, }
No. 96. }

EIGHTH ARMY CORPS.

Baltimore, Md., May 3d 1865.

I, Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 7, S. O. No. 81, April 3d, 1865, from these Head-Quarters, of which Colonel AUGUSTUS FUNK, 39th N. Y. Vet. Vols., is President, was arraigned and tried

1. Private *John D. Corbin*, unassigned recruit V. R. C.

CHARGE 1st.

Conduct to the prejudice of good order and military discipline.

Specification 1st.—In this, that the said *John D. Corbin*, unassigned recruit Vet. Res. Corps, did, for a consideration in money, sell forged passes to ALFRED WILHDE and CHARLES H. WOLFORD, recruits, by which means they were able to leave camp and be absent contrary to and in direct violation of Camp Regulations. This at U. S. Draft Rendezvous for Maryland and Delaware, Baltimore, Md., on or about the 4th day of March, 1865.

Specification 2d.—In this, that the said private *John D. Corbin*, unassigned recruit Vet. Res. Corps, did enter the Head-Quarter Office of the U. S. Draft Rendezvous for Maryland and Delaware, and take from the drawer of the desk of Lieut. JOHN G. MACCONNELL several blank passes. All this at U. S. Draft Rendezvous for Maryland and Delaware, Baltimore, Md., on or about the 1st day of March, 1865.

CHARGE 2.—*Forgery.*

Specification.—In this, that the said *John D. Corbin* unassigned recruit Vet. Res. Corps, did fill in names of volunteer recruits to four passes, and sign the name of Post Adjutant, to wit: WM. F. COXE, 2d Lieut. V. R. C. This at U. S. Draft Rendezvous for Maryland and Delaware, Baltimore, Md., on or about the 4th day of March, 1865.

CHARGE 3d.—*Aiding and abetting desertion.*

Specification—In this, that the said *John D. Corbin* unassigned recruit Vet. Res. Corps, did, for a consideration in money, sell forged passes to volunteer recruits, by which means they left camp and were enabled to desert from the service of the United States, and were afterwards arrested as deserters. This at U. S. Draft Rendezvous for Maryland and Delaware, Baltimore, Md., on or about the 4th day of March, 1865.

To which charges and specifications the accused pleaded as follows:

To the first specification of the first charge,	"Guilty."
To the second specification of the first charge,	"Guilty."
To the first charge,	"Guilty."
To the specification of the second charge,	"Guilty."
To the second charge,	"Guilty."
To the specification of the third charge,	"Guilty."
To the third charge,	"Guilty."

FINDING.

The Court after mature deliberation confirmed the pleas of the accused and find him guilty of all the charges and specifications.

And the Court do therefore sentence the said private *John D. Corbin*, unassigned recruit Veteran Reserve Corps, to forfeit to the United States all pay and allowances that are now due him, and that may become due him during the *six* months following the promulgation of this sentence, and to be confined at hard labor at such place as the General Commanding may direct for the period of *six months*

II. The proceedings, finding and sentence in the foregoing case of *John D. Corbin* are approved and confirmed, and the sentence will be carried into execution. The Commanding General designates Fort McHenry as the place of confinement of the prisoner to which place he will be conveyed under suitable guard

By command of MAJOR GENERAL WALLACE.

SAMUEL B. LAWRENCE,

Asst. Adjt. General

Official.

Major & A. D. C

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., May 23d, 1865.

GENERAL ORDERS }
 }

No. 98. }

1.—Before a General Court Martial, convened at Baltimore, Md., by virtue of par. 7, Special Orders No. 81, April 3, 1865, from these Head-Quarters, of which Col. A. FUNK, 39th N. Y. Vet. Vols., is President, were arraigned and tried:

1. Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery.

CHARGE 1ST:

Conduct Prejudicial to Good Order and Military Discipline.

Specification 1st.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard of the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., did accept money from Walter Wayman, James Johnson and Lorenzo Williams, colored recruits, to pass them out of camp. This at or near U. S. Draft Rendezvous, &c., Baltimore, Md., on or about the 11th day of April, 1865.

Specification 2d.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the Guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., did accept the sum of ten (\$10) dollars from Thomas Owens and John Norris, colored recruits, to pass them outside the gate of the camp. This at or near U. S. Draft Ren-

dezvous, &c., Baltimore, Md., on or about the 11th day of April, 1865.

Specification 3d.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., did accept the sum of ten (§10) dollars from James Edwards and James H. Thomas, colored recruits, to pass said recruits outside the gate of the camp. This at or near U. S. Draft Rendezvous, &c., Baltimore, Md., on or about the 11th day of April, 1865.

Specification 4th.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., did accept the sum of ten (§10) dollars from — Johnson, a colored substitute, to pass said substitute outside the gate of the camp. This at or near U. S. Draft Rendezvous, &c., Baltimore, Md., on or about the 11th day of April, 1865.

Specification 5th.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., while on duty as Corporal of the guard, left his post for the purpose of holding conversation with colored recruits and substitutes in camp. This at or near U. S. Draft Rendezvous, &c., Baltimore, Md., on or about the 11th day of April, 1865.

Specification 6th.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., when asked by the officer of the day if any colored men had passed out during the time of his relief, denied that any such persons had passed out. This at or near

U. S. Draft Rendezvous, &c., Baltimore, Md., on or about the 11th day of April, 1865.

CHARGE 2D:

Aiding and Abetting Desertion.

Specification 1st.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., and his post being at the gate of the camp, did approach Walter Wayman, James Johnson and Lorenzo Williams, and offer to pass them out of camp for a certain sum of money, and that he actually did pass the said colored recruits out of the gate during the time that his relief was on post, he well knowing their intention to desert the U. S. service. This at or near U. S. Draft Rendezvous, &c., Baltimore, Md., on or about the 11th day of April, 1865.

Specification 2d.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., and his post being at the gate of the camp, did approach Thomas Owens and John Norris, colored recruits, and offer to pass them outside of the camp gate for the sum of five (\$5) dollars each, and that he actually did pass out the said colored recruits during the time his relief was on post, he well knowing their intention to desert the U. S. service. This at or near U. S. Draft Rendezvous, &c., Baltimore, Md., on or about the 11th day of April, 1865.

Specification 3d.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., and his

post being at the gate of the camp, did approach James Edwards and James H. Thomas, colored recruits, and offer to pass them outside the camp gate for the sum of five (\$5) dollars each, and that he actually did pass the said colored recruits out of the gate during the time his relief was on post, he well knowing their intention to desert the U. S. service. This at or near the U. S. Draft Rendezvous, &c. Baltimore, Md., on or about the 11th day of April, 1865.

Specification 4th.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., and his post being at the gate of the camp, did approach — Johnson, a colored substitute, and offer to pass him outside the camp gate for a certain sum of money, and that he actually did pass the said — Johnson, a colored substitute, out of the gate during the time his relief was on post, he well knowing his intention to desert the U. S. service. This at or near U. S. Draft Rendezvous, &c., Baltimore, Md., on or about the 11th day of April, 1865.

CHARGE 3D:

Disobedience of Orders.

Specification.—In this, that the said Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery, being duly detailed as Corporal of the guard at the camp of the U. S. Draft Rendezvous, &c., Baltimore, Md., and instructed by the Sergeant of the guard to pass no person out without a pass, in violation of said order, did pass out at different times during his tour of duty, the following persons without passes or proper authority, to wit: Walter Wayman, James Johnson, Lorenzo Williams, Thomas Owens, John Norris, James Ed-

wards and James H. Thomas, colored recruits, and
 ——— Johnson, a colored substitute, and others. This
 at or near U. S. Draft Rendezvous, &c., Baltimore,
 Md., on or about the 11th day of April, 1865.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."
 To the 2d specification of the 1st charge, "Not guilty."
 To the 3d specification of the 1st charge, "Not guilty."
 To the 4th specification of the 1st charge, "Not guilty."
 To the 5th specification of the 1st charge, "Not guilty."
 To the 6th specification of the 1st charge, "Guilty."
 To the 1st charge, "Not guilty."
 To the 1st specification of the 2d charge, "Not guilty."
 To the 2d specification of the 2d charge, "Not guilty."
 To the 3d specification of the 2d charge, "Not guilty."
 To the 4th specification of the 2d charge, "Not guilty."
 To the 2d charge, "Not guilty."
 To the specification of the 3d charge, "Not guilty."
 To the 3d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Not guilty."
 Of the 2d specification of the 1st charge, "Not guilty."
 Of the 3d specification of the 1st charge, "Not guilty."
 Of the 4th specification of the 1st charge, "Not guilty."
 Of the 5th specification of the 1st charge, "Not guilty."
 Of the 6th specification of the 1st charge, "Guilty."
 Of the 1st charge, "Guilty."
 Of the 1st specification of the 2d charge, "Not guilty."
 Of the 2d specification of the 2d charge, "Not guilty."
 Of the 3d specification of the 2d charge, "Not guilty."

Of the 4th specification of the 2d charge, "Not guilty."

Of the 2d charge "Not guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

And the Court do therefore sentence Corporal *Joseph Fairbanks*, Batt. K, 7th N. Y. Heavy Artillery,—“To be reduced to the rank of a private soldier and to be confined at hard labor, at such place as the General commanding may direct for the period of six months.”

2. Private *Henry Warner*, Batt. K, 7th N. Y. Artillery.

CHARGE:

Desertion.

Specification.—In this, that he, private *Henry Warner*, Batt. K, 7th New York Artillery having been duly enlisted into the service of the United States, did desert the same and did remain absent until arrested and brought back to the Headquarters of his regiment by a guard. All this at or near Fort Reno, D. C. on or about the 16th day of April, 1864.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court after having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence private *Henry Warner*, Batt. K, 7th New York Heavy Artillery,—“To forfeit to the United States all pay and allowances that are now due him, to make good the time lost by desertion, to be confined at hard labor at such place as the General Commanding may direct, wearing a ball weighing forty pounds attached to his right leg by a chain of convenient length, during the period of six months, and to forfeit to the United States all pay and allowances during the period of his confinement.”

3. Private *Julius J. Helms*, Co. A, 22d Regt. Vet. Res. Corps.

CHARGE:

Desertion.

Specification.—In this, that the said private *Julius J. Helms*, Co. A, 22d Regt. V. R. C. did desert his company and regiment, and did remain absent therefrom until the 19th day of April, 1865. All this at Camp Bradford near Baltimore, Md., on or about the 11th day of April, 1865.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty"

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty," except the words "did desert" and substituting for them the words, "did absent himself without leave."

Of the charge, "Not guilty of desertion," but guilty of "absence without leave."

SENTENCE.

And the Court do therefore sentence private *Julius J. Helms*, Co. A, 22d Regt. V. R. C.—"To be confined at hard labor at such place as the General Comm'd. may direct, for the period of one month, and to forfeit to the United States his monthly pay for the same period."

Private *Patrick Weston*, Co. A, 8th U. S. Infantry.

CHARGE 1ST:

Desertion.

Specification.—In this, that private *Patrick Weston*, Co. A, 8th Infantry, being duly enlisted as a soldier in the service of the United States, did desert his company and reg-

iment, and did remain absent until arrested at Baltimore, Md., on or about the 3d day of February 1865. All this at Fort Richmond, New York Harbor, New York, on or about the 19th day of November, 1864.

CHARGE 2D:

Conduct to the Prejudice of Good Order and Military Discipline Specification.—In this, that private *Patrick Weston*, Co. A, 8th Infantry, being duly enlisted as a soldier in the service of the United States, did desert his company and regiment, and did again enter the service of the United States as a substitute under the name of *Patrick Monev*, his term of service in the 8th Infantry not having expired. All this at or near Fair Haven, Conn. on or about the 19th day of December 1864

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty," except the words, "as a substitute."

Of the 2d charge, "Guilty."

And the court do therefore sentence private *Patrick Weston*, Co. A, 8th U. S. Infantry,—“To forfeit to the United States all pay and allowances that are now due him, to make good the time lost by desertion, and to be confined at hard labor at such place as the General commanding may direct, for the period of eighteen months, wearing a ball weighing (40) forty pounds, attached to his right leg by a chain of convenient length.”

5. Private *David Layton*, Batt. K, 7th N. Y. Artillery.

CHARGE:

Disobedience of Orders.

Specification.—In this, that the said private *David Layton*, Batt. K, 7th N. Y. Artillery, being duly detailed as a member of the guard, at the U. S. Draft Rendezvous, Baltimore, Md., was while his relief was off post, ordered by the sergeant of the guard, to guard a squad of prisoners while at work policing the camp, and refused to guard said prisoners, saying, at the same time "I shall do no such thing." This at or near U. S. Draft Rendezvous, Baltimore Md., on or about the 11th day of April, 1865.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Guilty."

To the charge, "Guilty."

FINDING.

The Court after mature deliberation, confirmed the pleas of the accused, and found him guilty of the specification and charge.

SENTENCE.

And the Court do therefore sentence private *David Layton*, Batt. K, 7th N. Y. Heavy Artillery,—“To be confined at hard labor at such place as the commanding General may direct, for the period of three months.”

6. Sergeant *James Case*, Batt. K, 7th N. Y. Artillery.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that sergeant *James Case*, Batt. K, 7th N. Y. Artillery, while acting as 1st Sergeant of his company, did on or about the 6th day of April 1865.

keep the company of, and drink intoxicating liquor with private *Gustave Von Arnin*, Batt. K, 7th N. Y. Artillery, until the said *Gustave Von Arnin* became intoxicated. This at or near Baltimore, Md.

Specification 2d.—In this, that Sergt. *James Case*, Batt. K, 7th N. Y. Artillery, while acting as 1st Sergt. of his Company, did, on or about the night of the 6th day of April 1865, approach the bunk of the said *Gustave Von Arnin*, while the said private *Von Arnin* was asleep, and did abstract from the pocket of the said private *Von Arnin*, and appropriate to his own use, one silver hunting watch, and twenty dollars in Treasury notes. This at or near Baltimore, Md.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge, "Not guilty."

To the 2d specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the charge, "Guilty."

Of the 2d specification of the charge, "Guilty," except the words "did approach the bunk of the said private *Gustave Von Arnin*, while the said private *Von Arnin* was asleep," also the words "the pocket of" and the words "twenty dollars in Treasury notes."

Of the charge, "Guilty."

SENTENCE.

And the Court do sentence Sergt. *James Case*, Batt. K, 7th N. Y. Artillery,—“To be reduced to the rank of a private soldier, to be confined at hard labor, at such place as the commanding General may direct, for the period of two years, to forfeit his monthly pay for the same period, and to be dishonorably discharged the service at the expiration of his term of punishment.”

7. Private *Elisha Whitten*, 95th Co. 2d Batt. V. R. C.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that the said private *Elisha Whitten*, 95th Co. 2d Batt. V.R.C. addressed acting Corporal *Eugene Van Buskirk*, who had saluted 2d Lieut. *R. J. Sutherland*, commanding guard, while the latter passed him, in the following terms, "I would not salute that son-of-a-bitch." Acting Sergt. *Silas Meseroe*, standing near said private *Elisha Whitten* and acting Corporal *Eugene Van Buskirk*, inquired into the subject of their conversation, and was told by private *Elisha Whitten* that he had said to acting Corporal *Eugene Van Buskirk* that he, private *Elisha Whitten*, "would not salute that son-of-a-bitch, Lieut. *Sutherland*." This at Patterson Park, Baltimore, Md., on or about the 18th day of February, 1865.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Guilty."

To the charge, "Guilty."

FINDING.

The Court, after mature deliberation confirmed the pleas of the accused, and find him guilty of the specification and of the charge.

SENTENCE.

And the Court do sentence private *Elisha Whitten*, 95th Co. 2d Batt. V. R. C.—"To forfeit to the United States, his monthly pay for the period of three months."

8. Private *Frederick A. Bueleman*, Co. E, 49th Pennsylvania Vols.

CHARGE:

Desertion.

Specification.—In this, that the said *Frederick A. Bueleman* private, Co. E, 49th Penn. Vols. did, on or about the 6th day of November, 1864, receive from Jarvis U. S. A. Gen-

eral Hospital, a furlough for six days, to visit Somerset, Somerset County, Pennsylvania, or thereabouts, and exercise the privileges of an American citizen at the polls of election, and that the said *Frederick A. Bueleman*, did wilfully and without military authority, and without furnishing proper military evidence of his assumed inability to travel, desert the military service of the United States of America, in which he had been duly enlisted, or drafted, and did unlawfully and to the detriment of said service, and for his own advantage solely, remain absent from the post to which he should have reported November 12, 1864, and did not return thereto until brought by a force of arms, and under guard, by command of Lieut. *Anthony Ewing*, comm'd. detachment, Independent Co. mounted Penn. Vols. at Somerset, Somerset County, Pa. All this at Somerset, Somerset County, State of Pennsylvania, or vicinity, on or about November 12, 1864, and thereafter, until May 4, 1865.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING:

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

SENTENCE.

And the Court do sentence private *Frederick A. Bueleman*, Co. E, 49th Pennsylvania Vols. "to forfeit to the United States, all pay and allowances that are now due him, to make good the time lost by desertion, and to be confined at such place as the commanding General may direct, for the period of two years."

9. Private *John J. Thompson*, alias James J. Thompson, Co. B, 8th Md., Vols.

CHARGE 1ST:

Conduct Prejudicial to Good Order and Military Discipline.

Specification.—In this, that on or about the 3d day of May, 1865, the said *John J. Thompson*, alias James J. Thompson, private Co. B, 8th Md. Volunteers, did attempt to go outside the limits of the Hospital Grounds without proper authority, and when remonstrated with, on account thereof, by the Sergeant of the guard, became unruly, and declared that no son-of-a-bitch could keep him in if he wanted to go out, pass or no pass, in consideration of which he was confined in the guard house.

CHARGE 2D:

Contempt and disrespect of his Superior Officer, with threats of violence, (see Art. of War, No. 9.)

Specification.—In this, that on or about the 3d day of May, 1865, the said *John J. Thompson*, alias James J. Thompson, having been arrested and confined for an attempt to illegally "run" the guard, did noisily threaten to cut the lights out of the one that arrested him, (meaning Sergt. *Enea Brenna*, 72d Co. 2d Batt. V. R. C.) and did say that "all he wanted was ten minutes, and he would settle accounts with the parties who had arrested him," or words to that effect, and did display offensive and murderous weapons, at the same time or times, or intimate, that he had them in his possession. All this at Jarvis General (U. S. A.) Hospital, Baltimore, Md., on or about the 3d day of May 1865.

To which charges and specifications the accused pleaded as follows :

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

SENTENCE.

And the Court do therefore sentence private *John J. Thompson*, alias *James J. Thompson*, Co. B, 8th Md, Volunteers,—“To be imprisoned at hard labor at such place as the General Commanding may direct, for the period of six months, and to forfeit to the United States his monthly pay for the same period.”

II. The proceedings, findings and sentences in the foregoing cases of *Julius G. Helms*, *Henry Warner*, *Patrick Weston*, *Joseph Fairbanks*, *James Case*, *David Layton*, *Elisha Whitten*, *Frederick Buelman* and *John J. Thompson*, otherwise called *James J. Thompson*, are approved and confirmed, and the sentences will be carried into execution with a mitigation of the imprisonment in *Thompson's* and *Buelman's* cases, the Commanding General remits two months of *Thompson's* and one year of *Buelman's* imprisonment.

III. The Commanding General designates Fort McHenry, Md., as the place of imprisonment of *Helms*, *Warner*, *Fairbanks*, *Case*,

and Layton, and Fort Delaware, Del. as that of *Weston, Bucleman,*
and *Thompson.*

IV. The prisoners will be conveyed under a suitable guard to their
respective places of confinement.

BY COMMAND OF MAJ. GEN'L WALLACE.

SAMUEL B. LAWRENCE,

Assistant Adjutant General.

OFFICIAL:

James R. Wolf
A. D. G.

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *May 29th*, 1865.

GENERAL ORDERS }
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No. 100.

I.—Before a General Court Martial convened at Annapolis, Md., by virtue of Par. 1, Special Orders No. 8, January 10, 1865, from these Head Quarters, of which Capt. G. W. BLISS, 1st Rhode Island Cavalry, was President, were assigned and tried :

1. Private *Franklin Myers*, Co. C, 213th Pa. Vols.

CHARGE:

Desertion.

Specification—In this, that he, the said *Franklin Myers*, Co. C, 213th Pa. Vols. did desert the service of the United States, after having been duly mustered into the same, on or about the 11th day of March, 1865, at or near the city of Philadelphia Pa., and did remain absent until the 9th day of April, 1865, when he was returned to his regiment by the Captain of his Company from Alexandria Va. All this at or near the city of Philadelphia, Pa., on or about the 11th day of March 1865.

To which charge and specification the accused pleaded as follows :

To the specification, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, " Guilty," except the word " desert."

Of the charge, "Not guilty of desertion" but "Guilty of absence without leave."

And the Court do therefore sentence him, private *Franklin Myers*, Co. C, 213th Pa. Vols.—"To be confined at hard labor for one (1) calendar month, at Camp Parole, near Annapolis, Md., or such other place as the Commanding General may direct, and to forfeit to the United States Government his monthly pay for the same time."

2. Sergt. *Daniel McCoy*, Co. E, 213th Pa. Vols.

CHARGE:

Sleeping on Post.

Specification.—In this, that the said Sergeant *Daniel McCoy*, Co. E, 213th Pa. Vols. as Sergeant of the Guard while on duty, was found sleeping on his Post, between the hours of 9; and 11, P. M. All this at or near Camp Parole, near Annapolis, Md., on or about the 9th day of April, 1865.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Not guilty."

Of the charge, "Not guilty."

And the Court do therefore acquit him, the said Sergeant *Daniel McCoy*, Co. E 213th Pa. Vols. of the charge and specification against him.

3. Private *R. Neamond*, Co. C, 213th Pa. Vols.

CHARGE:

Sleeping on Post.

Specification.—In this, that he, Private *R. Neamond*, Co. C, 213th Pa. Vols. in the military service of the United States

was posted as a sentinel on the guard line of Camp Parole, near Annapolis Md., and was found asleep on his post, between the hours of 1, and 3, A. M., when visited by the Corporal of the guard. All this at or Camp Parole, near Annapolis, Md., on or about the 12th day of April 1865.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, private *R. Neamond*, Co. C, 213th Regt. Penna. Vols., "to be confined at hard labor for the period of one (1) year, at Fort Delaware, Del., or such other place as the Commanding General may direct, and forfeit to the United States Government ten (\$10) dollars per month of his monthly pay for the same time."

II.—The proceedings, findings and sentences in the foregoing cases of *Franklin Myers*, *R. Neamond*, and *Daniel McCoy*, are approved and confirmed, and the sentences against *Myers* and *Neamond* will be carried into execution. The Commanding General designates Camp Parole as the place of confinement of *Myers*, and Fort Delaware, Del., as that of *Neamond*.

III.—*Daniel McCoy* will be released from arrest and restored to duty.

BY COMMAND OF MAJ. GEN'L WALLACE.

SAMUEL B. LAWRENCE,

Assistant Adjutant General.

OFFICIAL :

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HEAD - Q U A R T E R S ,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *May 30th*, 1865.

GENERAL ORDERS }
}

No. 101.

I.—Before a General Court Martial convened at Annapolis Md., by virtue of Par. 1, Special Orders No. 8, January 10, 1865, from these Head Quarters, of which Capt. G. W. BLISS, 1st R. I. Cavalry, is President, were arraigned and tried:

1. *John Sloan*, Musician, Co. C, 213th Pa. Vols.

CHARGE:

Desertion.

Specification.—In this, that he, *John Sloan*, Musician, Co. C, 213th Regt. Pa. Vols, in the military service of the United States, having been mustered into the service of the United States, did desert the same on or about the 11th day of March, 1865, at or near Philadelphia, Penna., and did remain absent until the 9th day of April, 1865, when he was returned to his regiment by the Captain of his company, from Alexandria, Va. All this at or near the city of Philadelphia, Penna., on or about the 11th day of March, 1865.

To which charge and specification the accused pleaded as follows:

To the specification "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court, having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty," except the words "did desert the same," and the Court substitute "did leave the same without authority."

Of the charge, "Not guilty of desertion" but "Guilty of absence without leave."

And the Court do therefore sentence him, *John Sloan*, Musician, Co. C, 213th Regt. Pa Vols.—"To be confined at hard labor for the period of one (1) calendar month, at Camp Parole, near Annapolis, Md., or such other place as the Commanding General may direct, and to forfeit to the United States Government his pay for the same time."

2. Private *Zachariah Collins*, Co. C, 213th Regt. Pa. Vols.

CHARGE :

Desertion.

Specification.—In this, that he, *Zachariah Collins*, private, Co. C, 213th Regt. Pa. Vols. in the military service of the United States, having been duly mustered into the same, did desert the same, on or about the 11th day of March, 1865, at or near the city of Philadelphia, Penna., and did remain absent until the 9th day of April, 1865, when he was returned to his regiment by the Captain of his Company, from Alexandria, Va. All this at or near the city of Philadelphia, Penna., on or about the 11th day of March 1865.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING :

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the Specification, "Guilty," except the words "did desert the same," and the Court substitute "did leave the same without authority."

Of the charge, "Not guilty of desertion," but "guilty of absence without leave."

And the Court do therefore sentence him, private *Zachariah Collins*, Co. C, 213th Regt. Pa. Vols.—"To be confined at hard labor for the period of (1) one month at Camp Parole, near Annapolis, Md., or such other place as the Commanding General may direct, and forfeit to the United States Government his pay for the same time."

3. Private *Joseph A. Collins*, Co. C, 213th Pa. Vols.

CHARGE :

Desertion.

Specification.—In this, that he, *Joseph Collins*, private, Co. C, 213th Regt. Pa. Vols. in the military service of the United States, having been duly mustered into the same, did desert the same on or about the 11th day of March, 1865, and did remain absent until the 9th day of April, 1865, when he was returned to his regiment by the Captain of his Company, from Alexandria, Va. All this at or near the city of Philadelphia, Penna., on or about the 11th day of March 1865

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Guilty," except the words "did desert the same," and the Court substitute "did leave the same without authority."

Of the charge, "Not guilty," of desertion, "but guilty of absence without leave."

And the Court do therefore sentence him, *Joseph A. Collins*, private, Co. C, 213th Regt. Pa. Vols.—“To be confined at hard labor for the period of (1) one calendar month, at Camp Parole, near Annapolis, Md., or such other place as the Commanding General may direct, and forfeit to the United States Government his pay for the same time.”

4. Private *James McGrath*, Co. C, 213th Regt. Pa. Vols.

CHARGE :

Desertion.

Specification.—In this, that he, *James McGrath*, private, Co. C, 213th Regt. Pa. Vols. in the military service of the United States, having been duly mustered into the same, did desert the same on or about the 11th day of March, 1865, at or near the city of Philadelphia, Penna., and did remain wilfully absent until the 10th day of April, 1865, when he returned to his regiment. All this at or near the city of Philadelphia, Pa., on or about the 11th day of March, 1865.

To which charge and specification the accused pleaded as follows :

To the specification, “Not guilty.”

To the charge, “Not guilty.”

FINDING :

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, “Guilty,” except the words, “did desert the same,” and the Court substitute “did leave the same without authority.”

Of the charge, “Not guilty of desertion,” but guilty of “absence without leave.”

And the Court do therefore sentence him, *James McGrath*, private, Co. C, 213th Regiment Pennsylvania Volunteers,—“To be confined at hard labor for the period of (1) one month at Camp Parole, near

Annapolis, Md., or such other place as the Commanding General may direct, and forfeit to the United States Government his pay for the same time."

5. Sergeant *Edwin T. Tunis*, Co. G, 55th Pa. Vols.

CHARGE 1ST :

Robbery.

Specification.—In this, that he, Sergeant *Edwin T. Tunis*, Co. G, 55th Pa. Vols in the military service of the United States, did take with felonious intent from the person or clothing of 1st Lieut. Thomas E. Evans, 52d Pa. Vols, in the military service of the United States, a purse or pocket book containing United States Treasury notes to the value of five dollars, more or less, and a Paymaster's check drawn for two hundred and fifty-four dollars and eighty-five cents, (\$254 85) by A. G. Salisbury, Paymaster, U. S. A., on the United States Assistant Treasurer at New York, in favor of George R. Leonard, or order, dated Hilton Head, South Carolina, March 3d, Eighteen hundred and sixty-five, endorsed upon the back in the following words, to wit:

" Pay to Mrs. Mary Evans,
GEORGE R. LEONARD."

All this at or near Annapolis, Md., on or about the 28th day of April, 1865.

CHARGE 2D:

Conduct Prejudicial to Good Order and Military Discipline.

Specification.—In this, that he, Sergeant *Edwin T. Tunis*, Co. G, 55th Pa. Vols, in the military service of the United

States, having feloniously obtained a Paymaster's check in the following words and figures to wit:

"HILTON HEAD, S. C., March 3d, 1865.

No. 102.

ASSISTANT TREASURER U. S.

New York.

Pay to Geo. R. Leunard or order, two hundred and fifty-four dollars and eighty-five cents, (\$254.85.

A. G. SALISBURY,

Paymaster U. S. A.

did present the same for payment, to Mr. L. G. Gassoway, Teller of the Farmer's Bank of Maryland, and did falsely attempt to secure payment for the same by saying to the said L. G. Gassoway, "I am the proper man to receive the moncy," or words to that effect, he having no right or title to the said Paymaster's check or authority to receive payment therefor. All this at or near Annapolis, Md., on or about the 29th day of April, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Guilty."

To the 2d charge, "Guilty."

FINDING.

The Court having considered the evidence adduced in affirmation of the plea of the accused, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Court do therefore sentence him, Sergt. *Edwin T. Tunis* Co. G, 55th Pa. Vols.—"To be reduced to the ranks of a private

soldier, and to be confined at hard labor for the period of three (3) years, at the Penitentiary at Auburn, State of New York, or such other place as the Commanding General may direct."

II. The proceedings, findings and sentences in the foregoing cases of *Edwin T. Tunis*, *James McGrath*, *Joseph A. Collins*, *Zachariah Collins*, and *John Sloan*, are approved and confirmed. *Zachariah Collins*, *Joseph A. Collins*, *James McGrath* and *John Sloan*, will be confined at Camp Parole, near Annapolis, Md. In consideration of the prisoners military services, the Commanding General remits two years of *Edwin T. Tunis'* imprisonment and designates Fort McHenry, Md., as his place of confinement. The sentences thus modified will be carried into execution.

BY COMMAND OF MAJ. GEN'L WALLACE.

SAMUEL B. LAWRENCE,
Assistant Adjutant General.

OFFICIAL :

A. D. O.

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *May 30th, 1865.*

GENERAL ORDERS }
 }

No. 102. }

I.—Before a Military Commission convened at Baltimore, Maryland, by virtue of paragraph 5, Special Orders No. 81, April 3d, 1865, from these Head-Quarters, of which Colonel S. M. BOWMAN, 84th Pennsylvania Volunteers, was President, were arraigned and tried:

1. *Samuel White*, a citizen.

CHARGE:

The use of language tending to incite sedition and encourage rebellion.

Specification.—In this, that he, the said *Samuel White*, a citizen, did, on or about the 15th day of April, 1865, on board the schooner *R. H. Harper*, at or near Baltimore, State of Maryland, use seditious and disloyal language, saying (referring to the Hon. Abraham Lincoln, late President of United States) that “they were building another part in hell for Abe Lincoln, and that if they had killed him three or four years ago it would have been better for us all, but as long as they had put it off this long it looked a little bad.”

To which charge and specification the accused pleaded as follows:

To the specification of the charge, “Not guilty.”

To the charge, “Not guilty.”

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Samuel White*, "to be imprisoned at hard labor for and during the period of thirty days, and at the expiration of said term to pay a fine of (\$500) five hundred dollars to the Government of the United States, and in default of which to remain imprisoned until paid."

2. *Avery Taylor*, a citizen.

CHARGE:

Causing to be enlisted for profit as a substitute in the service of the United States, a person held to bail to answer for a felony.

Specification.—In this, that *Avery Taylor*, on or about the 8th day of March, 1865, at or near Baltimore, Maryland, did, for profit, cause to be enlisted as a substitute in the military service of the United States a person named William Toadwine, otherwise called William T. Grunby, who was held to bail to answer for a felony, he, said *Taylor*, well knowing the same.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, decided not to proceed further with this case.

And the Commission do therefore acquit him, the said *Avery Taylor*.

3. *Armand Wychgram*, a citizen.

CHARGE:

Violation of General Order 82, of the Middle Department, April 15, 1865, in keeping open his drinking-saloon and selling intoxicating liquors within the City of Baltimore.

Specification.—In this, that *Armand Wychgram* did, on or about the 17th day of April, 1865, at or near the corner of Canton and Wolf streets, Baltimore, Md., keep open his store for the sale of intoxicating liquor, and did then and there sell such liquors contrary to General Order 82, from the Head-Quarters, Middle Department, April 15, 1865.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Armand Wychgram*, "to pay a fine of twenty-five dollars, and to remain imprisoned until said fine shall be paid."

4. *James Hall*, a citizen.

CHARGE:

Language and conduct tending to incite and encourage treason, sedition and rebellion.

Specification.—In this, that *James Hall*, on or about the 29th day of April, 1865, at or near Baltimore, Md., said publicly in a drinking-saloon, before many persons, that Jef-

person Davis was fighting in a good cause, and that J. Wilkes Booth had done right, and was justifiable in the murdering of the late President of the United States.

To which charge and specification the accused pleaded as follows:
To the specification of the charge, "Not guilty."
To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty."
Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *James Hall*, "to be imprisoned for and during the period of two years at hard labor, at such place as the Commanding General may designate."

5. *John Dosh*, a citizen.

CHARGE:

Causing for profit a deserter from the military service of the United States to be enlisted as a substitute in said service.

Specification.—In this, that *John Dosh*, about the 20th day of March, 1865, did take one Christian Hormandorffer, a deserter from the military service of the United States, from Baltimore, Md., to Washington, D. C., and did there cause the said Hormandorffer for profit to be enlisted in the said service as a substitute, he, said *Dosh*, well knowing that he was a deserter from said service.

To which charge and specification the accused pleaded as follows:
To the specification of the charge, "Not guilty."
To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, decided to abandon the case.

And the Commission do therefore acquit him, the said *John Dosh*.

6. *Samuel Peacock*, a citizen.

CHARGE:

Language tending to incite sedition and encourage rebellion.

Specification.—In this, that *Samuel Peacock*, a citizen, did, on or about the 15th day of April, 1865, at Baltimore, Md., say publicly, in speaking of the death of Mr. Lincoln, the late President of the United States, "The damned old son of a bitch is dead at last. The damned old son of a bitch ought to have been killed long ago," and other language of similar import.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

Of the specification of the charge "Guilty," except the words "at last," and the words "The damned old son of a bitch ought to have been dead long ago."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Samuel Peacock*, "to be imprisoned at labor for and during the period of (30) thirty days, at such place as the Commanding General may designate."

7. *Henry S. Cresswell*.

CHARGE:

Violation of the Laws of War as laid down in paragraph 86 of General Order No. 100, from the War Department, April 24, 1863.

Specification.—In this, that *Henry S. Cresswell*, a citizen, on or about the 25th day of February, 1865, at or near Annamissix, Md., together with Frank Connor, Christopher Connor, and one — Hart, was engaged in the

shipment and transportation of a large amount of merchandize, without authority therefor, from said place within the lines of the army of the United States, into Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States.

To which charge and specification the accused pleaded as follows:
To the specification of the charge, "Not guilty."
To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Henry Cresswell*, "to be imprisoned for and during the period, at hard labor, of two years, at such place as the Commanding General may designate."

8. *Frank Connor*, a citizen.

CHARGE:

Violation of the Laws of War as laid down in paragraph 86 of General Orders No. 100, from the War Department, April 24, 1863.

Specification.—In this, that *Frank Connor*, a citizen, on or about the 25th day of February, 1863, together with *Christopher Connor*, *Henry S. Cresswell*, and one — *Hart*, at or near *Annamessix, Md.*, was engaged in the shipment and transportation, without authority therefor, of a large amount of merchandize from the said place, within the lines of the army of the United States, to Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States.

To which charge and specification the accused pleaded as follows :
 To the specification of the charge, " Not guilty."
 To the charge, " Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the charge, " Guilty."

Of the charge, " Guilty."

And the Commission do therefore sentence him, the said *Frank Connor*, "to be imprisoned at hard labor for and during the period of (2) two years, at such place as the Commanding General may designate."

9. *Philip Farley*, a citizen.

CHARGE:

Aiding and assisting the enemies of the United States.

Specification.—In this, that he, the said *Philip Farley*, a citizen, did, on or about the 4th day of April, 1865, at or near Fair Haven, State of Maryland, aid and assist the rebels who captured the steamer *Harriet Deford*, by presenting a loaded gun and ordering several of the crew, who endeavored to effect their escape, "to stay on board where you are."

To which charge and specification the accused pleaded as follows :
 To the specification of the charge, " Not guilty."
 To the charge, " Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the charge, " Not guilty."

Of the charge, " Not guilty."

And the Commission do therefore acquit him, the said *Philip Farley*.

10. *Christopher Connor*, a citizen.

CHARGE:

Violation of the Laws of War as laid down in paragraph 86 of General Order 100, from the War Department, April 24, 1863.

Specification.—In this, that *Christopher Connor*, a citizen, on or about the 25th day of February, 1865, at or near Annessix, Md., together with Frank Connor, Henry S. Cresswell and one — Hart, was engaged, without authority therefor, in the shipment and transportation of a large amount of merchandize from said place within the lines of the army of the United States, into Virginia, within the lines of the army of the so-called Confederate States, then at war with the United States.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Christopher Conner*,—"To be imprisoned for and during the period of six calender months, at hard labor, at such place as the Commanding General may designate." The Court are induced to be thus lenient with the accused in view of his extreme youth,"

11. *R. B. Hawley*, a citizen.

CHARGE:

Knowingly and wrongfully presenting false and forged papers for the purpose of obtaining an Office in the Military Service of the United States.

Specification.—In this, that he, the said *R. B. Hawley* a citizen, did on or about the 4th day of April, 1865, at or near the

city of Baltimore, State of Maryland, present false and forged papers, viz: a letter purporting to have been written by Capt. C. W. Lee, Provost Marshal, and Lieut. Gilbert, Co. C, U. S. Vols. to Colonel Wm. H. Brown, A. A. P. G for the purpose of obtaining an office in the military service of the United States, he the said *Robert B. Hawley*, knowing the said paper to be false and forged.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

The Commission do therefore sentence him, the said *R. B. Hawley*, to be confined for and during the period of (5) five days.

II. The proceedings, findings and sentences in the foregoing cases of *Samuel White*, *Avery Taylor*, *John Dosh*, *James Hall*, *Armand Wychgram*, *Samuel Peacock*, *Frank Conner*, *R. B. Hawley*, *Christopher Conner*, *Philip Farley*, and *Henry Cresswell*, are approved and confirmed, and the sentences will be carried into execution. *Taylor*, *Dosh* and *Farley*, will be released from arrest having been acquitted by the Commission.

III. *White*, *Hall*, *Wychgram*, *Peacock*, *Frank Conner* and *Cresswell*, will be confined at Fort McHenry, Md., *Christopher Conner* at Fort Delaware, and *Hawley* at Baltimore city jail, for the periods of their respective sentences. The several prisoners will be conveyed under a suitable guard to their respective places of confinement.

BY COMMAND OF MAJ. GEN. WALLACE.

SAMUEL B. LAWRENCE,

A. A. Genl.

OFFICIAL:

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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS.

BALTIMORE, MD., May 31st, 1865.

GENERAL ORDERS)

No. 103.)

1.—Before a General Court Martial convened at the Relay House, B. & O. R. R., by virtue of Par. 8, Special Orders No. 81, April 3d, 1865, from these Head-quarters, of which Colonel JACOB SHARP, 156th N. Y. Vols., was President, was arraigned and tried:

1. Lieut. Col. *Napoleon B. Knight*, 1st Del. Vol. Cav.

CHARGE 1ST:

Disobedience of Orders.

Specification 1st.—In this, that the said Lieut. Col. *Napoleon B. Knight*, 1st Del. Vol. Cav., in the service of the United States, after receiving a positive order from Brig. Gen. E. B. Tyler, his Commanding General, on the night of the 6th of November, 1864, at the Relay House, Md., to proceed at once with his command, then on the cars of the Baltimore and Ohio Railroad Company, to Wilmington, Del., and make such early disposition of the men as would insure them reaching their respective places of voting in time to exercise the elective franchise, did, on arriving in Baltimore, leave his command, and permit them to proceed to Delaware under command of one of his Captains, without giving him proper instructions therefor, or making arrangements for transportation for the men living on the line of the Delaware Railroad, thereby causing much inconvenience and confusion.

Specification 2d.—In this, that the said Lieut. Col. *Napoleon B. Knight*, 1st Del. Vol. Cav., after receiving the most positive and peremptory order from his commanding

officer, Brig. Gen. E. B. Tyler, to start his command back from Delaware immediately after voting, did wholly neglect to attend to, or give the necessary instructions to carry out said order, but did leave his command and proceed to Baltimore, Md., and there remain for some time. This on or about the 9th day of November, 1864.

CHARGE 2D:

Neglect of Duty.

Specification 1st.—In this, that the said Lieut. Col. *Napoleon B. Knight*, 1st Del. Vol. Cav., after having been ordered to proceed to Wilmington, Del., without delay, did, on reaching Baltimore, leave his command, and did not proceed with it as ordered. This on or about the 6th day of November, 1864.

Specification 2d.—In this, that the said Lieut. Col. *Napoleon B. Knight*, 1st Del. Vol. Cav., did, after receiving the most positive orders from his commanding officer to return with his command to the Monocacy, immediately after having voted on Tuesday, the 8th instant, or on Wednesday, the 9th instant, at the farthest, did wholly neglect to do so, as ordered, or give the necessary orders for the return of his command. This on or about the 9th of November, 1864.

Specification 3d.—In this, that the said Lieut. Col. *Napoleon B. Knight*, 1st Del. Vol. Cav., did wholly neglect to make the necessary arrangements, or give the requisite orders for the return of his command, at the time indicated in the order given him by his commanding officer, Brig. Gen. E. B. Tyler, and this, too, with the full knowledge of the important necessity of having his command promptly returned to duty.

CHARGE 3D:

Drunkenness on Duty.

Specification 1st.—In this, that the said Lieut. Col. *Napoleon B. Knight*, 1st Del. Vol. Cav., he then being in the service of the United States, and while in command of the Regiment, was so intoxicated from the effects of the use of spirituous liquors, as to incapacitate him from performing his duties in an officer-like manner. This on the march from the left of the line at Petersburg to City Point, Va., on or about the 9th day of July, 1864.

Specification 2d.—In this, that the said Lieut. Col. *Napoleon B. Knight*, 1st Del. Vol. Cav., he then being in the service of the United States, and while in command of the Regiment, was so intoxicated from the use of spirituous liquors, as to incapacitate him from performing his duty in an officer-like manner. This at Barnesville, Md., on or about the 13th day of August, 1864.

Specification 3d.—In this, that the said Lieut. Col. *N. B. Knight*, 1st Del. Vol. Cav., he then being in the service of the United States, and while in command of the Regiment, was so intoxicated from the effects of the use of spirituous liquors, as to incapacitate him from performing his duties in an officer-like manner. This at Barnesville, Md., on or about the 9th day of October, 1864.

Specification 4th.—In this, that the said Lieut. Col. *N. B. Knight*, 1st Del. Vol. Cav., he then being in the service of the United States, and while in command of the Regiment, was so intoxicated from the effects of the use of spirituous liquors, as to incapacitate him from per-

forming his duties in an officer-like manner. This on the march from Clarksburg, Md., to Rockville, Md., on or about the 11th day of October, 1864.

Specification 5th.—In this, that the said Lieut. Col. *N. B. Knight*, 1st Del. Vol. Cav., he then being in the service of the United States, and while in command of the Regiment, was so intoxicated from the effects of the use of spirituous liquors, as to incapacitate him from performing his duties in an officer-like manner. This at Monrovia, Baltimore and Ohio Railroad, Md., on or about the 24th day of October, 1864.

Specification 6th.—In this, that the said Lieut. Col. *N. B. Knight*, 1st Del. Vol. Cav., he then being in the service of the United States, and while in command of the Regiment, was so intoxicated from the use of spirituous liquors, as to incapacitate him from performing his duties in an officer-like manner. This at Barnesville, Md., on or about the night of the 24th day of October, 1864.

To which charges and specifications the accused pleaded as follows:

- To the 1st specification of the 1st charge, "Not guilty."
- To the 2d specification of the 1st charge, "Not guilty."
- To the 1st charge, "Not guilty."
- To the 1st specification of the 2d charge, "Not guilty."
- To the 2d specification of the 2d charge, "Not guilty."
- To the 3d specification of the 2d charge, "Not guilty."
- To the 2d charge, "Not guilty."
- To the 1st specification of the 3d charge, "Not guilty."
- To the 2d specification of the 3d charge, "Not guilty."
- To the 3d specification of the 3d charge, "Not guilty."
- To the 4th specification of the 3d charge, "Not guilty."
- To the 5th specification of the 3d charge, "Not guilty."
- To the 6th specification of the 3d charge, "Not guilty."
- To the 3d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Guilty," except the words, "without giving him proper instructions therefor, or making arrangements for transportation for the men living on the line of the Delaware Railroad, thereby causing much inconvenience and delay."

Of the 2d specification of the 1st charge, "Not guilty."

Of the 1st charge, "Guilty."

Of the 1st specification of the 2d charge, "Guilty."

Of the 2d specification of the 2d charge, "Not guilty."

Of the 3d specification of the 2d charge, "Not guilty."

Of the 2d charge, "Guilty."

Of the 1st specification of the 3d charge, "Not guilty."

Of the 2d specification of the 3d charge, "Not guilty."

Of the 3d specification of the 3d charge, "Not guilty."

Of the 4th specification of the 3d charge, "Guilty."

Of the 5th specification of the 3d charge, "Guilty."

Of the 6th specification of the 3d charge, "Not guilty."

Of the 3d charge, "Guilty."

And the Court do therefore sentence the said *Napoleon B. Knight*, Lieut. Colonel, 1st Delaware Cavalry,—“To be Cashiered.”

11. The proceedings, finding and sentence in the foregoing case of Lieut. Col. *N. B. Knight*, are approved and confirmed, and Lieut. Col. *N. B. Knight*, ceases to be an officer in the Military Service of the United States from this day.

BY COMMAND OF MAJ. GEN WALLACE.

SAMUEL B. LAWRENCE,

A. A. Genl.

OFFICIAL:

A. D. C.

THE UNIVERSITY OF CHICAGO
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HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., June 5, 1865.

GENERAL ORDERS }
No. 105. }

I.—Before a General Court-Martial convened at Baltimore, Md., by virtue of paragraph 7, Special Order, No. 81, April 3d, 1865, from these Head-Quarters, of which Major S. P. PURDY, 5th Michigan Cavalry, is President, were arraigned and tried:

1. Private *John Hughes*, Co. I, 11th Maryland Vols.

CHARGE 1ST:

Conduct to the prejudice of good order and military discipline.

Specification.—In this, that *John Hughes*, private of Co. I, 11th Regiment Maryland Vols., being duly detailed as a member of the guard at the West's Building Hospital, Baltimore, Md., did absent himself without proper authority, from his guard, on the 12th day of March, 1865, and did remain absent until brought back under guard from Lieut. W. J. Smith, Commissary of Prisoners, on the 12th day of March, 1865. This at or near the West's Building Hospital, Baltimore, Md.

CHARGE 2D:

Desertion.

Specification.—In this, that *John Hughes*, private of Co. I, 11th Regiment of Maryland Vols., did desert from Capt. H. C. Smyser, while a prisoner, on his route from

Fort Delaware to Baltimore, on or about the 25th day of March, 1865, and did remain absent until apprehended, on or about April the 4th, 1865. This at or near Baltimore, Md.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And the Court do sentence private *John Hughes*, Co. I, 11th Maryland Vols., "to be confined at hard labor at such place as the Commanding General may direct, for the period of four months."

2. Private *Hyland F. Connoly*, Co. I, 11th Maryland Vols.

CHARGE:

Desertion.

Specification.—In this, that *Hyland F. Connoly*, private of Co. I, 11th Maryland Vols., being duly enlisted as a soldier in the service of the United States, did desert his Company and Regiment on or about the 15th day of February, 1865, while on pass for twenty-four hours from West's Building Hospital, Baltimore, Md., and did remain absent until the 31st day of March, 1865, when he was returned under guard to Fort McHenry, Baltimore, Md. All this in or near Baltimore, Md., on or about the 15th day of February, 1865.

To which charge and specification the accused pleaded as follows :
 To the specification of the charge, "Not guilty."
 To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the charge, "Guilty," except the word "desert," and substituting for it the words "did absent himself without leave."

Of the charge, "Not guilty of desertion," but "Guilty of absence without leave."

And the Court do sentence *Hyland F. Connoly*, private Co. I, 11th Maryland Vols, to be imprisoned at hard labor at such place as the General Commanding may direct, for the period of two months, wearing a ball weighing forty pounds attached to his right leg, by a chain of convenient length."

II.—The proceedings, findings, and sentences in the foregoing cases of *Hyland F. Connoly* and *John Hughes* are approved and confirmed, and the sentences will be carried into execution. The Commanding General designates Fort Delaware, Del., as the place of confinement of *Hughes*, and Fort McHenry, Md., as that of *Connoly*. The prisoners will be conveyed to their respective places of confinement under suitable guard.

III.—The General Court-Martial convened by the above recited special order is dissolved.

BY COMMAND OF MAJ. GEN'L WALLACE.

SAMUEL B. LAWRENCE,
Assistant Adjutant General.

OFFICIAL :

A. D. O.

Received of the Hon. the Secretary of the Treasury
the sum of \$1000.00 for the year 1864

For the year 1864

By the Treasurer of the Treasury

Witness my hand and seal this 1st day of January 1864

James M. Smith, Treasurer

HEAD - QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *June 13th*, 1865.

GENERAL ORDERS }
No. 106. }

I.—Before a General Court Martial convened at Baltimore, Md., by virtue of Par. 3, Special Orders No. 119, May 18, 1865, from these Head Quarters, of which Col. JACOB SHARPE, 156th N. Y. Vols. is President, were arraigned and tried:

1. Private *Henry Singleton*, Co. E, 8th U. S. Infantry.

CHARGE:

Desertion.

Specification.—In this, that he, the said private *Henry Singleton*, Co. E, 8th Infantry, having been duly enlisted in the military service of the United States, did desert the same at or near Lafayette Barracks, Baltimore, Md., on or about the 1st day of March, 1865, and did remain absent from his company and regiment, until the 12th day of May, 1865, when he was brought back to his company under guard. All this at or near Lafayette Barracks, Md., on or about the 1st day of March, 1865.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence private *Henry Singleton*, Co. E, 8th Infantry,—“To forfeit to the United States all pay and emoluments that are now due him, to make good the time lost by desertion, and to be confined at hard labor at such place as the Commanding General may direct, for the period of six months, and to forfeit to the United States, five dollars per month of his monthly pay for the same period.”

2. Private *George W. Bambaugh*, Co. A, 101st Pa. Vols.

CHARGE:

Conduct Prejudicial to Good Order and Military Discipline.

Specification 1st.—In this, that the said private *George W. Bambaugh*, Co. A, 101st Regt. Pa. Infantry, while a convalescent in Ward 18, Jarvis U. S. A. General Hospital, Baltimore, Md., and acting as nurse and attendant therein, did feloniously take, appropriate and steal from John Dirr, private Co. A, 2d Regt. Hancock's Corps, a patient in that ward, the sum of three hundred dollars (\$300) in Government notes of fifty dollars (\$50) each, six (6) thereof covering the number and amount.

Specification 2d.—In this, that private *George W. Bambaugh*, Co. A, 101st Pa. Vols. did after having been appointed to protect and take care of patients in ward 18, Jarvis U. S. A. General Hospital, Baltimore, Md., and while acting as nurse and protector of John Dirr, Co. A, 2d Regt. Hancock's Corps, and under the pretence of helping the said private John Dirr to get out of his bed, steal and secrete money belonging to said Dirr, thereby bringing the officers under whom *George W. Bambaugh* and others herein mentioned were properly controlled by current Army Regulations into contempt and disrespect, they being responsible for the conduct of their subordinates. All this at Jarvis U. S. A. General Hospital, Baltimore, Md., on or about April 29, 1865.

To which charge and specifications the accused pleaded as follows :

To the 1st Specification of the charge, " Not guilty."

To the 2d specification of the charge, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification of the charge, " Not guilty."

Of the 2d specification of the charge, " Not guilty."

Of the charge, " Not guilty."

And the Court do acquit private *George W. Bambaugh, Co. A, 101st Pennsylvania Volunteers.*

3. Private *James Blake, Co. B, 90th Pa. Vols.*

CHARGE :

Conduct to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that private *James Blake, Co. B, 90th Pa.*

Vols. in the military service of the United States, on or about the 16th day of May, 1865, at or near Baltimore, Md., got drunk, and in that condition, near the Camden Street Hospital, to which he belonged, publicly hurrahed for Jefferson Davis, and said he was the best man in the United States, that the President and all the officers of the Federal Army were damned Yankee sons-of-bitches, and thieves, and that the Yankee soldiers were also, or words to that effect.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING :

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence private *James Blake*, Co. B, 90th Penna. Vols., "to be confined at hard labor at such place as the General Commanding may direct for the period of two months, and to forfeit to the United States five dollars per month of his monthly pay for the same period."

4. *James Jones*, private Co. E, 8th U. S. Infantry.

CHARGE:

Desertion.

Specification.—In this, that he, the said *James Jones*, private Co. E, 8th U. S. Infantry, having been duly enlisted in the service of the United States, did desert the same at Lafayette Barracks, Baltimore, Md., on or about the 13th day of March, 1865, and did remain absent from his Company and Regiment until May 10th, 1865, when he was brought back to his Company under guard. All this 'at or near Lafayette Barracks, Baltimore, Md., on or about the 13th day of March, 1865.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty," except the words "did desert" and substituting for them the words, "did absent himself without leave"

Of the charge, "Not guilty of desertion," but guilty of absence without leave.

In consideration of the slightness of the offence as shown by the testimony, and the long imprisonment (two months) to which the accused has already been subjected, the Court respectfully recom-

mend that private *James Jones*, Co. E, 8th U. S. Infantry, "be returned to duty without further punishment, and that an investigation be ordered to ascertain on what grounds thirty dollars were paid for his apprehension."

5. *Timothy Kelly*, private Co. E, 8th U. S. Infantry.

CHARGE:

Desertion.

Specification.—In this, that he, the said private *Timothy Kelly*, Co. E, 8th U. S. Infantry, having been duly enlisted in the service of the United States, did desert the same at Lafayette Barracks, Baltimore, Md., on or about the 13th day of March, 1865, and did remain absent until apprehended in Baltimore city, on or about the 13th day of May, 1865, when he was returned under guard. All this at Lafayette Barracks, Md., on or about the 13th day of March, 1865.

To which charge and specification the accused pleaded as follows:
To the specification of the charge, "Not guilty."
To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty," except the words, "did desert," and substituting for them the words, "did absent himself without leave "

Of the charge, "Not guilty of desertion," but "guilty of absence without leave."

In consideration of the slightness of the offence, as shown by the testimony, and the long imprisonment (two months) that the accused has already endured, the Court respectfully recommend that private *Timothy Kelly*, Co. E, 8th U. S. Infantry, "be returned to duty without further punishment, and that an investigation be ordered to ascertain on what grounds thirty dollars were paid for his apprehension."

II.—The proceedings, findings and sentences in the foregoing cases of *Henry Singleton*, *George W. Bambaugh*, *James Jones*, *James Blake* and *Timothy Kelly*, are approved and confirmed, and the sentences will be carried into execution against *Singleton* and *Blake*. The Commanding General designates Fort McHenry as the place of their confinement. *Kelly*, *Jones* and *Bambaugh*, will be released from arrest and restored to duty."

BY COMMAND OF MAJ. GEN. WALLACE.

SAMUEL B. LAWRENCE,

A. A. Genl.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *June 19th, 1865.*

GENERAL ORDERS }
No. 107. }

I.—Before a Military Commission convened at Baltimore, Md., by virtue of par. 4, Special Orders No 119, May 18th, 1865, from these Head-Quarters, of which Lieut Col. John R. Edie, 8th U. S. Infantry, is President, were arraigned and tried:

1. *Stephen Croughen*, a citizen.

CHARGE:

Violation of General Order No. 25. Head-Quarters, Middle Department, 8th Army Corps, dated Baltimore, Md., February 10, 1865.

Specification.—In this, that the said *Stephen Croughen*, a citizen of Annapolis, Md., did sell spirituous liquor to an enlisted man in the service of the United States. This at or near Annapolis, Md., on or about the 11th day of May, 1865.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Guilty."

To the charge, "Guilty."

FINDING.

The Commission having maturely considered the testimony adduced, find the accused as follows:

Of the specification of the charge, "Guilty," confirming the plea of the accused.

Of the charge, "Guilty," confirming the plea of the accused.

And the Commission do therefore sentence him, the said *Stephen Croughen*, "to be imprisoned for and during the period of thirty days; and at the expiration of said term, to pay a fine of fifty dol-

lars, and in default of which to remain imprisoned until the said fine is paid, and the liquor confiscated for such uses at hospitals as the Commanding General may direct."

2. *Richard Cleary*, otherwise called Richard Cleary Burke.

CHARGE:

Using statements with forged signatures thereto, for the purpose of obtaining payment of a false and fraudulent claim against the United States, from an officer thereof, knowing that the signatures to said statements were forged.

Specification.—In this, that *Richard Cleary*, otherwise called Richard Cleary Burke, on or about the 17th day of November, 1864, at the City of New York, did use certain false and forged statements, having thereto forged signatures, purporting to be the signatures of Ira W. Claffin, Captain 6th U. S. Cavalry, and C. B. McClellan, 1st Lieutenant 6th U. S. Cavalry, by presenting the same to a Paymaster of the United States Army, to wit: to Adam D. Stewart, for the purpose of obtaining the payment from said Paymaster of a false and fraudulent claim against the United States, to wit: A claim for pay, appearing in said statements as hereinafter set forth, he, the said *Cleary*, otherwise called Burke, well knowing, when he so used them, that the signatures to the said statements were false and forged, which said statements so used as aforesaid, were in the words and figures following:

“ARMY OF THE UNITED STATES—

To all whom it may concern: Know ye, that *Richard Cleary*, a private of Captain James S. Brisbin's Company L, of the Sixth Regiment of Cavalry, who was enlisted the eighth day of November, one thousand eight hundred and sixty-one, to serve three years, is hereby discharged from the Army of the United States, in consequence of expiration of term of enlistment.

Said *Richard Cleary* was born in England, in the State of ———, is 33 years of age, 5 feet 7 inches high, florid complexion, blue eyes, brown hair, and by occupation, when enlisted, a clerk.

Given under my hand at Middletown, Va., this eighth day of November, in the year of our Lord one thousand eight hundred and sixty-four.

IRA W. CLAFLIN,

Capt. 6th U. S. Cavalry, Comdg.

Character—very good.

C. B. McLELLAN,

1st Lt. 6th U. S. C., Comdg. Co. L.

I certify that private *Richard Cleary*, of Captain James S. Brisbin's Company L, of the Sixth Regiment of Cavalry, born in England, in the State of ———, aged 33 years, 5 feet 7 inches high, florid complexion, blue eyes, brown hair, and by profession a clerk, was enlisted by Captain Brisbin at New York on the eight day of November, eighteen hundred and sixty-one, to serve for three years, and is now entitled to a discharge by reason of expiration of term of enlistment. The said *Richard Cleary* was last paid by Paymaster Major Nichols, to include the 29th day of February, eighteen hundred and sixty-one, and has pay due from that time to this present date.

He has been drawing \$—— per month for enlistment, under Sec. 2, Act of Aug. 4, 1864.

There is due to him \$47 50, returned pay.

There is due to him one hundred dollars, retained bounty.

There is due to him \$87 45, on account of clothing not drawn in kind.

He is indebted to the United States —— dollars, on account of extra clothing.

He is indebted to the United States' ——.

He is indebted to — Laundress, at — dollars.
The cost of the ration at this post is 31 cents.
Given in duplicate at Middletown, Va., this eighth
day of November, 1864.

C. B. McLELLAN,
1st Lt. 6th U. S. C. Comdg. Co. L."

To which charge and specification the accused pleaded as follows:
To the specification of the charge, "Not guilty,"
To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence ad-
duced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Richard C. Burke*, "to be imprisoned for and during the period of one year, and at the expiration of said term to pay a fine of one thousand dollars. or remain in prison, in default of which, until paid."

3. *N. J. Watkins.*

CHARGE 1ST:

Violation of the Laws of War.

Specification 1st.—In this, that *N. J. Watkins*, on or about the 30th day of March, 1865, passed for the purpose of intercourse, and without lawful authority therefor, from Westmoreland County, Virginia, within the lines of the Army of the so-called Confederate States, then at war with the United States, into the State of Maryland, within the lines of the Army of the United States.

Specification 2d.—In this, that *N. J. Watkins*, on or about the 30th day of March, 1865, crossed the Potomac River from Westmoreland County, Virginia, within the lines of the so-called Confederate States, then at war with the United States, into Maryland, within the lines of the

Army of the United States, without lawful authority therefor, together with a number of persons, soldiers in the said Confederate Army, disguised and not in the uniform of the said army, for the purposes of robbing and murdering citizens of the said State of Maryland, and other loyal citizens of the United States, and that in the execution of the said conspiracy, soldiers of the Army of the United States, and other citizens of the same were murdered and robbed by the parties so combined for the said purposes of murder and robbery, and so coming into the lines of the Army of the United States.

Specification 3d.—In this, that *N. J. Watkins* did, on or about the 30th day of March, 1865, assist in bringing, by rowing the boat in which they came, a large number of rebel soldiers and others, in rebellion against the United States, from Westmoreland County, Va., within the lines of the Army of the so-called Confederate States, then at war with the United States, into Maryland, within the lines of the Army of the United States, without lawful authority therefor, which said rebel soldiers and others so came into the State of Maryland for the purpose of murdering and plundering the loyal citizens of the United States, he, the said *Watkins*, then and there well knowing the same.

CHARGE 2D :

Rendering aid and comfort to the enemies of the United States.

Specification —In this, that *N. J. Watkins*, a citizen of the United States, and owing allegiance thereto, did on or about the 30th day of March, 1865, row, and assist in rowing across the river Potomac, a boat from Westmoreland County, Va., into Maryland, in which boat there were a large number of rebel soldiers and others in rebellion against the United States, which said per-

sons then and there crossed as aforesaid from Virginia into Maryland, for the purpose of a raid, and to rob and kill loyal citizens of the United States, he, the said *Watkins*, well knowing the same, which said party did actually having so crossed into Maryland in pursuance of the said purpose, murder and rob loyal citizens of the said United States, within the said State.

CHARGE 3D:

Murder.

Specification.—In this, that *N. J. Watkins*, on or about the 3d day of April, 1865, at Prince George's County, Md., in conjunction with one John W. McCue, and others, maliciously shoot and murder one — Ryan, a peaceful citizen of the United States, and a detective employed in the service of the same.

CHARGE 4TH:

Shooting with intent to murder.

Specification.—In this, that *N. J. Watkins*, on or about the 3d day of April, 1865, at Prince George's County, Md., did maliciously shoot and wound, with the intent to kill, and murder, one — Coffron, a peaceful citizen of the United States, and a detective in the employment of the same.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 3d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

To the specification of the 4th charge, "Not guilty."

To the 4th charge, "Not guilty."

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FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Not guilty."

Of the 2d specification of the 1st charge, "Not guilty."

Of the 3d specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

Of the specification of the 3d charge, "Not guilty."

Of the 3d charge, "Not guilty."

Of the specification of the 4th charge, "Not guilty."

Of the 4th charge, "Not guilty."

And the Commission do therefore acquit him, the said *N. J. Watkins*.

4. *Joseph Williams*, a citizen.

CHARGE:

Conduct tending to incite sedition and encourage rebellion.

Specification — In this, that *Joseph Williams*, a citizen, on or about the 16th day of April, 1865, at or near Talbot County, Md., pulled down the flag of the United States, which a loyal citizen of said States had hoisted and kept flying on his premises, the said *Williams* intending thereby to express contempt and disrespect for the authority and government of the said States.

To which charge and specification the accused pleaded as follows:

To the specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the charge, "Guilty."

Of the charge, "Guilty."

And the Commission do therefore sentence him, the said *Joseph Williams*, "to pay a fine of twenty-five dollars, and in default of which to remain imprisoned until paid."

5. *George B. McCubbin*, a citizen.

CHARGE 1ST:

Riotously and feloniously seizing a vessel of a loyal citizen of the United States, within the lines of the armies of the United States, and carrying the same within the lines of the so-called Confederate States.

Specification.—In this, that *George B. McCubbin*, a citizen, did on or about the 28th day of January, 1862, at or near Queen Anne's County, Md., together with John Grass n and R. H. Embert, and a number of others, riotously, violently and feloniously seize and take from the owner thereof, a sloop called the "Sally," and did take without authority therefor, the same from the said place within the lines of the Army of the United States into the lines of the so-called Confederate States, then at war with the United States, and the said *McCubbin* has always since, until on or about the 28th of March, 1865, been within the said Confederate lines, and out of reach of the Courts of the United States.

CHARGE 2D:

Violation of the Laws of War as laid down in paragraph 86 of General Orders No. 100, from the War Department, April 24, 1863.

Specification.—In this, that *George B. McCubbin*, on or about the 28th day of January, 1862, did pass without authority therefor, from Queen Anne's County, Md., within the lines of the Army of the United States, into Virginia, within the lines of the Army of the so-called Confederate States, then at war with the United States, and that the said *McCubbin* has con-

tinuously since said date, until on or about the 28th day of March, 1865, been within said Confederate lines, and out of the reach of the authorities of the United States.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not Guilty."

And the Commission do therefore acquit him, the said *George B. McCubbin*.

II.—The proceedings, findings, and sentences in the foregoing cases of *Stephen Croughen*, *Richard C. Burke*, *Joseph Williams*, *N. J. Watkins*, and *George B. McCubbin*, are approved and confirmed, and the sentences will be carried into execution. The Commanding General designates Clinton Prison, New York, as the place of confinement of *Burke*, and Fort McHenry, Md., as that of *Croughen* and *Williams*. The prisoners will be conveyed, under guard, to their respective places of confinement.

III.—The Military Commission convened by the above recited special order is hereby dissolved.

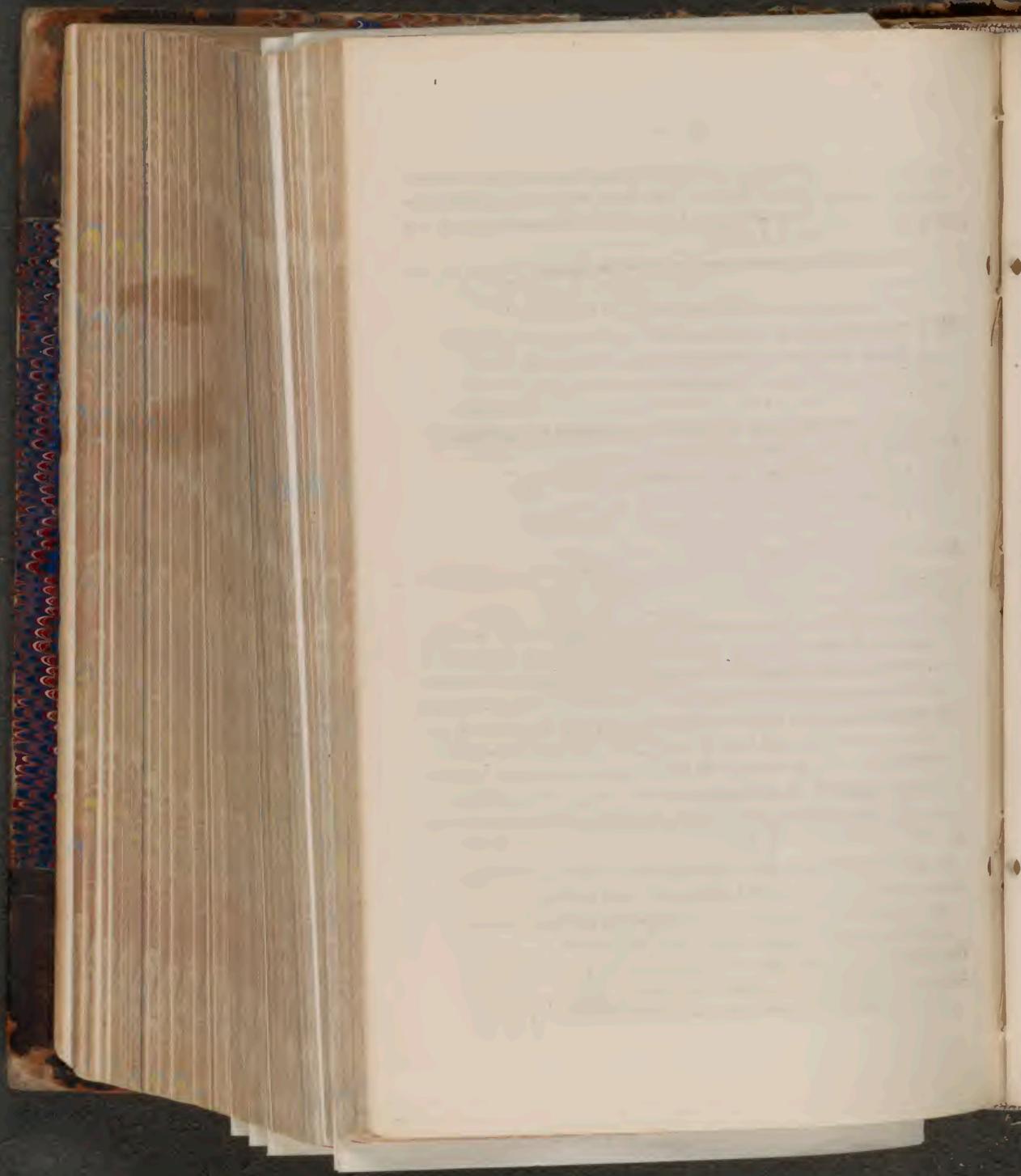
BY COMMAND OF MAJ. GEN'L WALLACE.

SAMUEL B. LAWRENCE,

Assistant Adjutant General.

OFFICIAL:

A. D. C.



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., June 22, 1865.

GENERAL ORDERS }
No. 108. }

I.—Before a General Court-Martial convened at Baltimore, Md., by virtue of paragraph 3, Special Orders, No. 119, May 18th, 1865, from these Head-Quarters, of which Col. SAMUEL SHARPE, 156th N. Y. Volunteers is President, were arraigned and tried:

1. *John Kelly*, private 17th Co., 2d Batt. V. R. C.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that said private *John Kelly*, 17th Co., 2d Batt. V. R. C., did absent himself from National U. S. A. General Hospital without proper authority, and did return in a state of intoxication. All this at or near National U. S. A. General Hospital, Baltimore, Md., on or about May 18, 1865.

Specification 2d.—In this, that said private *John Kelly*, 17th Co., 2d Batt. V. R. C., did approach Sergt. Richard J. Merrill, 89th Co., 2d Batt. V. R. C., flourishing at the same time a large knife, using the words "I will cut your damned heart out," or words to that effect, and did make several attempts to stab Richard J. Merrill, 89th Co., 2d Batt. V. R. C., said Sergeant being at that time in the discharge of his duty. All this at or near National U. S. A. General Hospital, Baltimore, Md., on or about May 18, 1865.

Specification 3d.—In this, that said private *John Kelly*, 17th Co., 2d Batt. V. R. C., did, while being placed in the guard-house, say to 1st Lieut. Nelson Bronson, 89th

Co., 2d Batt. V. R. C., "You can't put me in the guard-house, you damned son-of-a-bitch," or words that effect. All this at National U. S. A. General Hospital, Baltimore, Md., on or about May 18, 1865.

To which charge and specifications the accused pleaded as follows:

- To the 1st specification of the charge "Not guilty."
- To the 2d specification of the charge, "Not guilty."
- To the 3d specification of the charge, "Not guilty."
- To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the charge, "Not guilty."

Of the 2d specification of the charge, "Guilty," except the words, "Did approach Sergt. Richard J. Merrill, 89th Co., 2d Batt. V. R. C., flourishing at the same time a large knife, using at the same time the words, 'I will cut your damned heart out,' or words to that effect."

Of the 3d specification of the charge "Not guilty."

Of the charge, "Guilty."

And the Court do sentence private *John Kelly*, 17th Co., 2d Batt. V. R. C., "to be confined at hard labor at such place as the General Commanding the Middle Department may direct, for the period of one year."

2. *James Hopkins*, private 89th Co., 2d Batt. V. R. C.

CHARGE:

Theft.

Specification.—In this, that the said *James Hopkins*, private 89th Co., 2d Batt. V. R. C., did take from the National U. S. A. General Hospital, Baltimore, Md., four (4) woollen blankets, the same being the property of the United States Government, and did feloniously ap-

propriate the same to his own use. All this at or near National U. S. A. General Hospital, Baltimore, Md., on or about May 27, 1865.

To which charge and specification the accused pleaded as follows :

To the specification of the charge, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, " Not guilty."

Of the charge, " Not guilty."

And the Court do acquit private *James Hopkins*, 89th Co., 2d Batt. V. R. C.

3. *Barney Lowrie*, private Co. H, 5th N. Y. Heavy Artillery.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that the said *Barney Lowrie*, private Co. H, 5th N. Y. Heavy Artillery, a patient in Newton U. S. A. General Hospital, while in conversation with one Frank E. Stone, private 1st Vermont Cavalry, did make use of and utter the following disrespectful language against the late President of the United States, Abraham Lincoln: " I am glad the President is killed, many a poor fellow has been killed, and it is no worse for Lincoln to be killed than for any other man, and I don't think it a sad affair at all—I would not cry if every General in our Army should be killed," and other similar and disrespectful language. All this at Newton U. S. A. General Hospital, Baltimore, Md., on or about the 15th of April 1865.

Specification 2d.—In this, that the said *Barney Lowrie*, private Co. H, 5th N. Y. Heavy Artillery, a patient in Newton U. S. A. General Hospital, while in conversation with one Charles B. Benedict, Corporal Co. B, 2d Regi-

ment Connecticut Heavy Artillery, did make use of the following disrespectful language against the late President of United States, Abraham Lincoln: "I don't think the news sad—I am glad the President is killed. Where art thou now, Father Abraham," and other similar and disrespectful language. All this at Newton U. S. A. General Hospital, Baltimore, Md., on or about the 16th day of April, 1865.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge, "Not guilty."

To the 2d specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification, "Not guilty."

Of the 2d specification, "Not guilty."

Of the charge, "Not guilty."

And the Court do acquit *Barney Lowrie*, private Co. H, 5th N. Y. Heavy Artillery.

4. Lieut. *George R. Whitmore*, 155th Indiana Vols.

CHARGE:

Violation of the 7th Article of War.

Specification 1st—In this, that he, the said *George R. Whitmore*, 1st Lieut. 155th Indiana Volunteers, did, at Camden, Delaware, on or about the 13th day of May, 1865, and in the presence of enlisted men, use the following language: "If the men do not get rations immediately we cannot control them—they will supply themselves," or words to that effect, said words tending to excite mutiny in the Provisional Brigade, stationed near Dover, Delaware.

Specification 2d.—In this, that he, the said *George R. Whitmore*, 1st Lieut. 155th Indiana Volunteers, was present at Camp

Harrington, near Dover, Delaware, at the place of issue of Commissary Stores, on or about the 13th day of May, 1865, when Lieut. Col. John D. McKean, 155th Indiana Volunteers did excite and join in a mutiny, and did not attempt to suppress said mutiny, but did encourage and join in said mutiny. This to the prejudice of good order and military discipline. All this at Camp Harrington, near Dover, Delaware, on or about the 13th day of May, 1865.

To which charge and specifications the accused pleaded as follows :

To the 1st specification of the charge, " Not guilty."

To the 2d specification of the charge, " Not guilty."

To the charge, " Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the 1st specification, " Not guilty."

Of the 2d specification, " Not guilty."

Of the charge, " Not guilty."

And the Court do acquit 1st Lieut. *George R. Whitmore*, 155th Indiana Volunteers.

II.—The proceedings, findings, and sentence in the foregoing cases of *John Kelly*, *James Hopkins*, *Barney Lowrie*, and *George R. Whitmore*, are approved and confirmed, and the sentence against *John Kelly* will be carried into execution. The Commanding General designates Fort Delaware, Del., as his place of confinement. *Hopkins*, *Lowrie*, and *Whitmore* will be released from arrest and restored to duty.

BY COMMAND OF MAJ. GEN'L WALLACE.

SAMUEL B. LAWRENCE,

A. A. Gen'l.

OFFICIAL:

In reply to the letter of the 10th inst. received
from you, I beg to say that the same has been
forwarded to the proper authorities for their
consideration. I am, Sir, very respectfully,
Your obedient servant,
J. B. A.

Enclosed for you are the papers relating to
the same, which I have been instructed to
forward to you. I am, Sir, very respectfully,
Your obedient servant,
J. B. A.

I have the honor to acknowledge the receipt
of your letter of the 10th inst. and beg to
say that the same has been forwarded to the
proper authorities for their consideration.

I am, Sir, very respectfully,
Your obedient servant,
J. B. A.

I have the honor to acknowledge the receipt
of your letter of the 10th inst. and beg to
say that the same has been forwarded to the
proper authorities for their consideration.

I am, Sir, very respectfully,
Your obedient servant,
J. B. A.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

Baltimore, Md., June 29, 1865.

GENERAL ORDERS }
No. 112. }

I.—Before a General Court-Martial convened by Special Order No. 119, paragraph 3, 1865, from these Head-Quarters, of which Col. JACOB SHARPE, 156th N. Y. Volunteers, is President, were arraigned and tried:

1. Lieut. Col. *John D. McKahin*, 155th Indiana Vols.

CHARGE 1ST:

Violation of the 7th Article of War.

Specification 1st.—In this, that he, Lieut. Col. *John D. McKahin*, 155th Indiana Vols., did, at Camp Harrington, near Dover, Delaware, at the place of issue of Commissary Stores, on or about the 13th day of May, 1865, incite and join in a mutiny, using the following language: "I will be God damned if I take that bread until it is weighed," or words to that effect. This several times, and with violent jestures and manner, and he, on being told by the issuing Sergeant, he being in charge of this duty, that the bread was counted, not weighed, he the said *John D. McKahin*, Lieut. Col. 155th Indiana Vols., did continue his violence and profanity, saying, "I will be God damned if I take the bread until it is weighed out," or words to that effect, and he did also say to his men there assembled, "Stick by me, and I will stick by you," or words to that effect; all this with much profanity and violent language.

Specification 2d.—In this, that he, *John D. McKahin*, Lieut. Col. 155th Indiana Vols., did, at Camp Harrington, near Dover, Delaware, at the place of issue of Commissary Stores, on or about the 13th day of May, 1865, assembled, or permit to assemble, officers and men of the 155th Indiana Vols., to the number of one hundred and fifty, more or less, and did make use of the following language, tending to excite mutiny: "I will be God damned if I take the bread until it is weighed," or words to that effect; this many times. And that he, the said *John D. McKahin*, Lieut. Col. 155th Indiana Vols., did cause or permit his men there assembled to cheer him, thereby causing great disorder.

Specification 3d.—In this, that he, the said *John D. McKahin*, Lieut. Col., 155th Indiana Vols., did cause and permit the enlisted men of the 155th Indiana Vols. to attack, with intent to rob, the sutler, Booth, of the 215th Penna. Vols., it being in his power to prevent it. Said conduct obliging Francis B. Jones, Lieut. Col. Commanding 215th Penna. Vols., to increase his guard for the purpose of protecting said sutler from the attack instigated by the said *John D. McKahin*, Lieut. Col. 155th Indiana Vols. All this at Camp Harrington, near Dover, Delaware, on or about the 13th of May, 1865.

CHARGE 2D:

Conduct Unbecoming an Officer and a Gentleman.

Specification.—In this, that the said *John D. McKahin*, Lieut. Col. 155th Indiana Vols., did, at Dover, Delaware, on or about the 14th day of May, 1865, associate with enlisted men, and did conduct himself in a riotous manner, and that he did drink with enlisted men, to the prejudice of good order and military discipline. All this at Camp Harrington, near Dover, Delaware, on or about the 13th and 14th day of May, 1865.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 3d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING:

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Not guilty."

Of the 2d specification of the 1st charge, "Not guilty."

Of the 3d specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

And the Court do therefore acquit Lieut. Col. *John D. McKahin*,
155th Indiana Vols.

2. *John McCready*, Co. K, Purnell Legion, Md. Vol. Infantry.

CHARGE:

Desertion.

Specification.—In this, that the said private *John McCready*, Co. K, Purnell Legion, Md. Vol. Infantry, being duly enlisted and mustered into the service of the United States, did desert the same on or about June 1, 1864, in the immediate front of the enemy, whilst going on picket. All this at or near Petersburg, Va., on or about the above mentioned date.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Not guilty."

Of the charge, "Not guilty."

And the Court do therefore acquit the said *John McCready*.

3. *John Munday*, Co. E, 47th Regt. Pa. Vet. Vol. Infantry.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that the said private *John Munday*, Co. E, 47th Pa. Vet. Vol. Infantry, did offer violence to, and attempt to strike Surgeon L. W. Read, U. S. Vols., his commanding officer, in the execution of his duty as such, by seizing him by the coat and making other violent demonstrations against him. All this in violation of the 9th Article of War, at McKim's U. S. A. General Hospital, on or about the 27th day of May, 1865.

Specification 2d.—In this, that the said private *John Munday*, Co. E, 47th Regt. Pa. Vet. Vol. Infantry, was drunk and under the influence of intoxicating liquors. All this at McKim's U. S. A. General Hospital, on or about the 27th day of May, 1865.

To which charge and specifications the accused pleaded as follows:

To the 1st specification, "Not guilty."

To the 2d specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, *John Munday*, private Co. E, 47th Pa. Vet. Vol. Infantry, "to be confined at hard labor at such place as the Commanding General may direct, for the period of five years, wearing a ball to weigh twenty-four pounds attached to his right leg by a chain of convenient length, and to forfeit to the United States the sum of twelve dollars per month of his monthly pay for the unexpired term of his enlistment."

4. *Joel C. Fuller*, Co. D, 175th N. Y. Vol. Infantry.

CHARGE :

Desertion.

Specification.—In this, that the said private *Joel C. Fuller*, Co. D, 175th Regt. N. Y. Vol. Infantry, did, while a patient at McKim's U. S. A. General Hospital, receive a furlough from March 29, 1865, to April 13, 1865, and after the same had expired did remain absent until May 13, 1865, without proper authority, at which date he reported at McKim's U. S. A. General Hospital, at Baltimore, Md. All this at or near McKim's U. S. A. General Hospital, Baltimore, Md., on or about April 15, 1865.

To which charge and specification the accused pleaded as follows :

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows :

Of the specification, "Guilty."

Of the charge, "Not guilty of desertion," but "Guilty of absence without leave."

And the Court do therefore sentence *Joel C. Fuller*, Co. D, 175th N. Y. Vols., "to be confined at hard labor at such place as the

General Commanding may direct, for the period of three months, and to forfeit to the United States all pay and allowances for the same period."

5. *Lewis Simpson*, private Co. G; 44th N. Y. Vols.

CHARGE 1ST:

Desertion.

CHARGE 2D:

Attempt to Defraud the United States.

CHARGE 3D:

Attempt to Bribe Commissioned Officer of the United States.

To which charges, with their several specifications, the accused pleaded "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused "Not guilty" of the said several charges and specifications. And the Court do therefore acquit the said *Lewis Simpson*, private Co. G, 44th N. Y. Vols.

II.—The proceedings, findings and sentences in the foregoing cases of *John D. McKalin*, *John McCready*, *John Munday*, *Joel C. Fuller*, and *Lewis Simpson*, are approved and confirmed, and the sentences in the cases of *Fuller* and *Munday* will be carried into execution. The Commanding General designates Fort Delaware, Del., as the place of confinement of *Munday*, and Fort McHenry, Md., as that of *Fuller*.

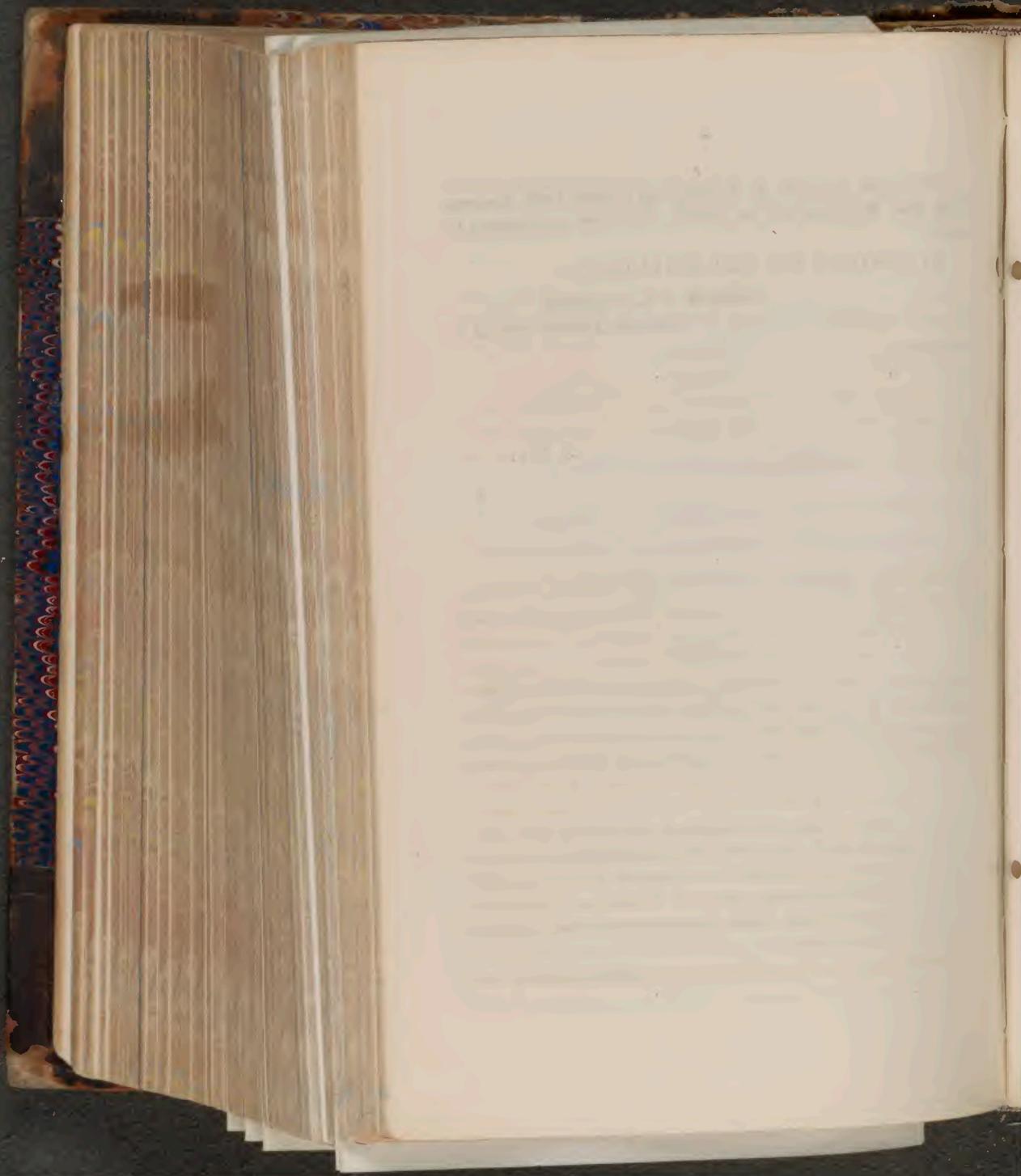
III.—Lieut. Col. *John D. McKahin*, and privates *Lewis Simpson*, and *John McCready*, will be released from arrest and restored to duty.

BY COMMAND OF MAJ. GEN'L WALLACE.

SAMUEL B. LAWRENCE,
Assistant Adjutant General.

OFFICIAL:

A. D. C.



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., July 10th, 1865.

GENERAL ORDERS }
}

No. 114.

I.—Before a General Court Martial, convened at Baltimore, Md., by Special Orders No 119, par. 3, May 18th, 1865, from these Head-Quarters, of which Col. JACOB SHARP, 156th N. Y. Vols., is President, was arraigned and tried:

1. *Henry Kiverland*, private Co. M, 5th N. Y. Cavalry.

CHARGE:

Conduct to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that the said *Henry Kiverland*, private Co. M, 5th N. Y. Cav., in the service of the United States, did refuse to obey the orders of his superior officer when ordered to return to his quarters. This at or near Havre de Grace, Md., on or about the 17th day of April, 1865.

Specification 2d.—In this, that the said *Henry Kiverland*, private Co. M, 5th N. Y. Cav., in the service of the United States, did draw his revolver upon the men sent to arrest him, and did shoot Sergt. O. De Witt, Co. M, 5th N. Y. Cav., in the service of the United States, in the leg and hand, the said Sergt. O. De Witt being at that time in the discharge of his duty. This at or near Havre de Grace, Md., on or about the 17th day of April, 1865.

To which charges and specifications the accused pleaded as follows:

To the 1st specification, "Guilty."

To the 2d specification, "Guilty."

To the charge, "Guilty."

FINDING.

The Court, after having maturely considered the case, find the accused as follows:

Of the 1st specification, "Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence, the said *Henry Kiverland*, private Co M, 5th N. Y. Cavalry, "to be shot to death by musketry at such time and place as the proper authority may direct. Two-thirds of the members of the Court concurring therein."

II.—The proceedings, finding, and sentence in the foregoing case of *Henry Kiverland* are approved and confirmed, and the sentence will be carried into execution. The prisoner, *Henry Kiverland*, private Co. M, 5th N. Y. Cavalry, will therefore be held in solitary confinement in irons at Fort McHenry, Md., until Friday, the 28th day of July, 1865, on which day at the said Fort, between the hours of 4 o'clock A. M. and 10 o'clock A. M. the foregoing sentence will be carried into execution against him, under the direction and superintendence of the officer in command of the said Fort.

BY COMMAND OF MAJ. GEN'L WALLACE.

GEO. H. HOOKER,

Assistant Adjutant General.

OFFICIAL:

A. D. C.

HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., July 11th, 1865.

GENERAL ORDERS }
No. 115. }

I.—Before a Military Commission convened at Baltimore, Md., by Special Order No. 81, paragraph 5, April 3, 1865, from these Head Quarters, of which Col. S. M. BOWMAN, 84th Penna. Vols. was President, was arraigned and tried:

1. *John W. McCue*, a guerilla of the so-called Southern Confederacy.

CHARGE 1ST:

Murder.

Specification 1st.—In this that he, the said *John W. McCue*, a guerilla of the so-called Southern Confederacy, did on or about the 3d day of April, 1865, at or near Croon, Prince George's County, State of Maryland, with others whose names are unknown, with malice aforethought by discharging a loaded pistol, wound, kill and murder one Richard N. Ryan, a detective officer in the military service of the United States.

Specification 2d.—In this that he, the said *John W. McCue*, a guerilla, did on or about the 3d day of April, 1865, at or near Croon Village, Prince George's County, State of Maryland, with others whose names are unknown, with malice aforethought, assault with intent to kill and murder one Jeremiah Coffron, a citizen, by discharging at said Coffron a loaded pistol, thereby inflicting a serious and dangerous wound.

CHARGE 2D:

Violation of the laws of war as laid down in paragraph 86, General Order No. 100, from the War Department, dated April 24, 1863.

Specification.—In this that he, the said *John W. McCue*, a guerilla of the so-called Southern Confederacy, did on or about the 30th day of March, 1865, with others whose names are unknown, without authority therefor, pass from the lines of the so-called Confederate States within the lines of the army of the United States into the State of Maryland, for the purpose of robbing and plundering loyal and peaceful citizens, and did with others whose names are unknown, more especially on or about the 3d day of April, 1865, at or near Croon, Prince George's County, State of Maryland, rob and plunder the store of one John W. Coffron, a citizen.

CHARGE 3D:

Violation of the laws of war as laid down in par. 82, General Orders No. 100, from the War Department, dated April 24, 1865.

Specification.—In this that he, the said *John W. McCue*, a guerilla of the so-called Southern Confederacy, did on or about the 3d day of April, 1865, at or near the village of Croon, Prince George's County, State of Maryland, with others whose names are unknown, rob and plunder the store of one John W. Coffron, a citizen, and did present at the head of the said Coffron a loaded pistol and demand his money.

To which charges and specifications the accused pleaded as follows:

To the 1st specification of the 1st charge, "Not guilty."

To the 2d specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

FINDING.

The Commission having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the 1st charge, "Guilty," except "with malice aforethought."

The Commission determines that the 2d specification of the 1st charge should be disregarded and considered as stricken out, it not being responsive to the charge.

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

And the Commission do therefore sentence him, the said *John W. McCue*, "to be imprisoned at hard labor for and during the period of his natural life in such penitentiary or place of confinement as the Commanding General may designate."

II.—The proceedings, findings and sentence in the foregoing case of *John W. McCue*, are approved and confirmed, and the sentence will be carried into execution. The Commanding General designates Clinton prison, New York, as the place of confinement of the prisoner. To which place he will be taken under suitable guard.

BY COMMAND OF MAJ. GEN'L WALLACE.

GEORGE H. HOOKER,
Assistant Adjutant General.

OFFICIAL:

A. D. C.

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HEAD - Q U A R T E R S ,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *July 11th, 1865.*

GENERAL ORDERS }
No. 116. }

I.—Before a General Court Martial, convened at Baltimore, Md., by Special Orders No 81, par. 7, April 3d, 1865, from these Head-Quarters, of which Captain JAMES MCCONWAY, 155th N. Y. Vols., was President, was arraigned and tried :

George W. Melhorn, alias *George Wilson*, Co. C, 2d Md. Infantry.

CHARGE 1ST :

Desertion.

Specification.—In this, that private *George W. Melhorn*, alias *George Wilson*, Co. C, 2d Regt. Md. Infantry, being duly enlisted as a soldier in the Military service of the United States, did desert his Company and Regiment, and did remain absent until arrested in Baltimore, Md., on or about the 27th day of March, 1865. All this at or near Baltimore, on or about the 30th day of August, 1861.

CHARGE 2D :

Desertion to the Enemy.

Specification 2d.—In this, that private *George W. Melhorn*, alias *George Wilson*, Co. C, 2d Regt. Md. Infantry, did desert his Company and Regiment and repair within the military lines of the so-called Confederate States, then

in rebellion against the United States of America, and did then and there enter the military service of the said Confederate States, and did serve and assist the said Confederate States in a military capacity against his lawful government. All this at or near Savannah, Georgia, on or about the 20th day of February, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Court do therefore sentence him, the said *George W. Melhorn*, private Co. C, 2d Maryland Infantry, "To be shot to death with musketry at such time and place as the proper authority may direct, two-thirds of the members of the Court concurring therein."

II.—The proceedings, finding, and sentence in the foregoing case of *George W. Melhorn* are approved and confirmed. The Commanding General decides to mitigate the sentence in this case. It is ordered, therefore, that the prisoner be confined for the term of

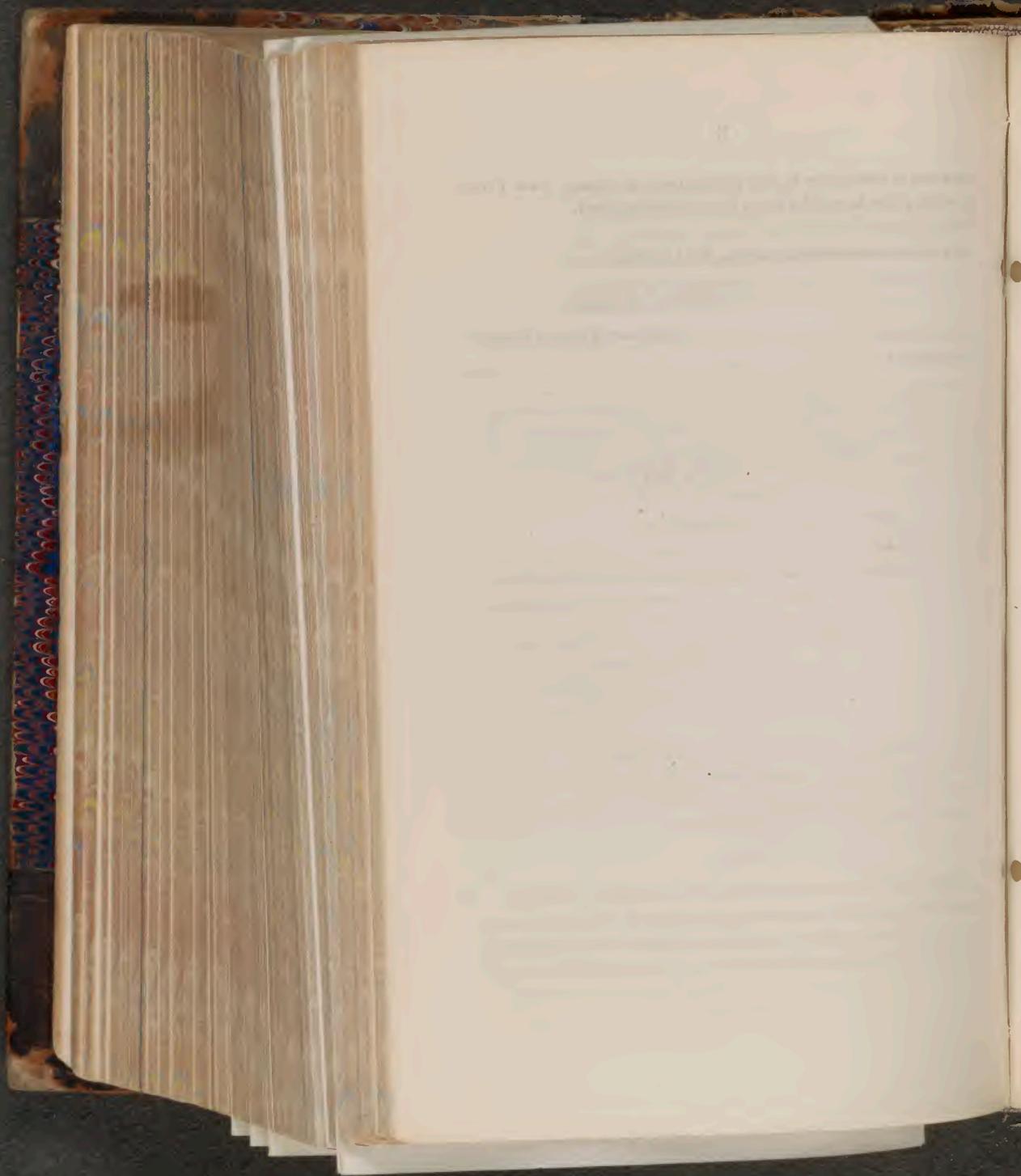
ten years at hard labor in the Penitentiary at Albany, New York,
to which place he will be taken under suitable guard.

BY COMMAND OF MAJ. GEN'L WALLACE.

GEO. H. HOOKER,
Assistant Adjutant General.

OFFICIAL:

A. D. C.



HEAD-QUARTERS,

MIDDLE DEPARTMENT, 8TH ARMY CORPS,

BALTIMORE, MD., *July 11th, 1865.*

GENERAL ORDERS }
No. 117. }

I.—Before a General Court-Martial convened at Baltimore, Md., by Special Order, No. 119, paragraph 3, April 18, 1865, from these Head-Quarters, of which Col. JACOB SHARP, 156th N. Y. Vols., is President, were arraigned and tried:

1. *Charles B. Hodson*, private 95th Co. 2d Batt. V. R. C.

CHARGE 1ST:

Conduct tending to excite and cause a mutiny.

Specification.—In this, that *Charles B. Hodson*, private 95th Co. 2d Batt. V. R. C., an enlisted soldier in the service of the United States, did, on or about the 15th day of April, 1865, at Baltimore, Md., in the presence and hearing of a large number of enlisted men in the said military service, express pleasure and approbation of the assassination and death of Abraham Lincoln, the late President of the United States, saying that he hoped the intelligence was true, that he, the said late President and the other officers of the Government of the United States, were a damned set of robbers, and that was the reason the war was carried on so long, and other words of like import.

CHARGE 2D:

Conduct Prejudicial to Good Order and Military Discipline.

Specification.—In this, that *Charles B. Hodson*, private 95th Co. 2d Batt. V. R. C., and enlisted soldier in the military service of the United States, on or about the 16th day of April, 1865, being confined by order of his superior officer to the guard-house of the Hospital at Patter-

son's Park, Baltimore, Maryland, did forcibly and violently break out of the said guard-house, and escape and absent himself from the same without authority.

CHARGE 3D:

Desertion.

Specification.—In this, that *Charles B. Hodson*, private 95th Co. 2d Batt. V. R. C., an enlisted soldier in the military service of the United States, on or about the 16th day of April, 1865, did break from the guard-house of the Hospital at Patterson's Park, Baltimore, Md., where he was confined by order of his superior officer, and did desert the said military service and remain absent from his place of duty without authority, until he was arrested.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Guilty."

To the 2d charge, "Guilty."

To the specification of the 3d charge, "Guilty."

To the 3d charge, "Guilty."

FINDING.

The Court having maturely considered the case, find the accused as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

And the Court do sentence private *Charles B. Hodson*, 95th Co. 2d Batt. V. R. C., "To be shot to death with musketry at such time and place as the proper authority may direct, two-thirds of the members of the Court concurring therein."

2. *Adolphus Wenderoth*, Hospital Steward, U. S. A.

CHARGE:

Drunkenness on Duty.

Specification.—In this, that he, Hospital Steward *Adolphus Wenderoth*, while on duty as Hospital Steward, did become so intoxicated as to become totally unfit for duty. This at Post Hospital, U. S. Draft Rendezvous, Camp Bradford, Baltimore, Md., on or about the 18th day of June, 1865.

To which charge and specification the accused pleaded as follows:

To the specification, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court do therefore sentence him, the said Hospital Steward *Adolphus Wenderoth*, U. S. A., "To be dismissed the service of the United States."

3. *William S. Waldo*, otherwise called *George W. Shares*, Co. G, 8th Maryland Vols.

CHARGE:

Desertion.

Specification 1st.—In this, that *William S. Waldo*, otherwise called *George W. Shares*, a soldier in the military service of the United States, did, during the month of May, 1863, at or near Harper's Ferry, Va., desert said service and go into the Rebel lines and enlist in the Rebel service and remain within said lines absent and out of reach of the authorities of the United States, and not amenable to justice until he was arrested on or about the 24th day of April, 1865, at or near Baltimore, Md.

Specification 2d.—In this, that *William S. Waldo*, otherwise called *George W. Shares*, a soldier in the military service of

the United States, did, on or about the month of June, 1863, desert said service and remain absent, having passed into the lines of the Rebel Army, and enlisted in the Rebel service, until arrested at or near Baltimore, Md., on or about the 20th day of April, 1865.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge, "Not guilty."

To the 2d specification of the charge, "Not guilty."

To the charge, "Not guilty."

FINDING.

The Court having maturely considered the evidence adduced, find the accused as follows:

Of the 1st specification of the charge, "Not guilty."

Of the 2d specification of the charge, "Not guilty."

Of the charge, "Not guilty."

And the Court do therefore acquit private *William S. Waldo*, Co. G, 8th Maryland Vols.

II.—The proceedings, findings and sentences in the cases of *Charles B. Hodson*, *Adolphus Wenderoth*, and *William S. Waldo*, are approved and confirmed. *Waldo* will be released from arrest and restored to duty. The sentence against Hospital Steward *Adolphus Wenderoth* will be carried into execution, and he ceases to be Hospital Steward in the United States Army from this day.

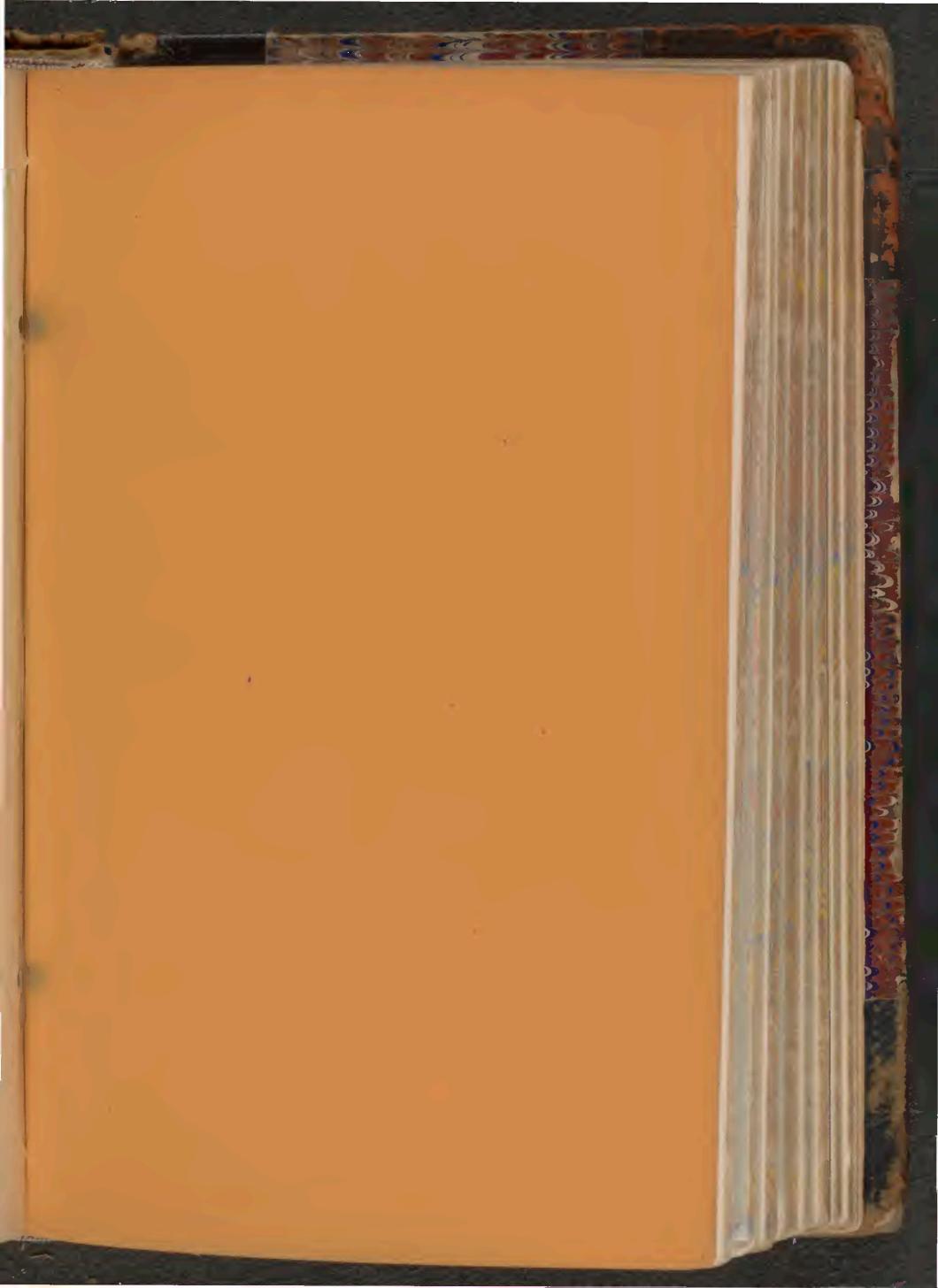
III.—In the case of *Charles B. Hodson* the Commanding General decides to mitigate the sentence. He will, therefore, in lieu of the punishment imposed by the Court, be confined at hard labor in the Penitentiary at Albany, New York, for the period of three years, to which place he will be conveyed under suitable guard.

BY COMMAND OF MAJ. GEN'L WALLACE.

GEORGE H. HOOKER,

Assistant Adjutant General.

OFFICIAL:





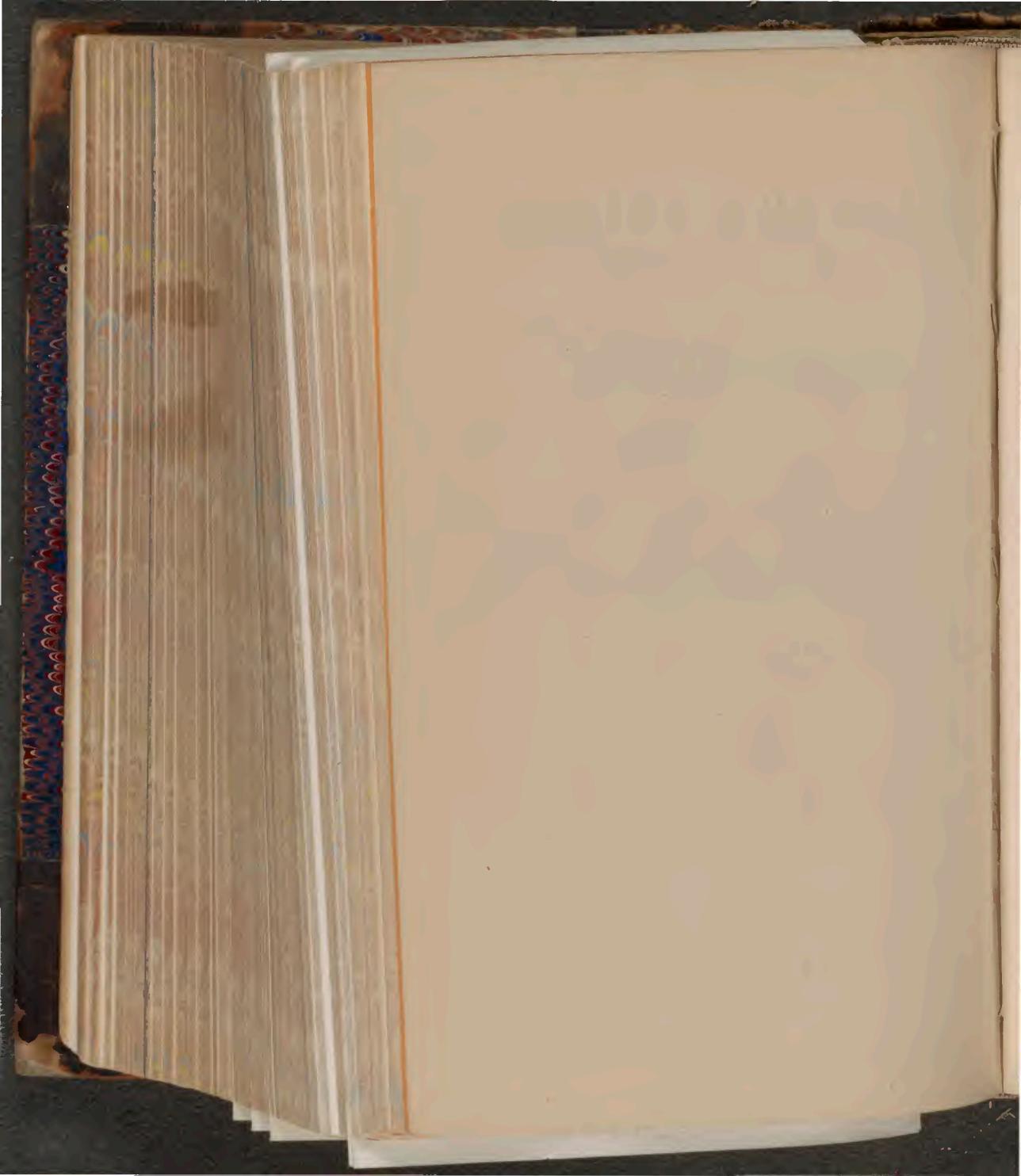
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HEADQUARTERS

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(25 series.)

1865.



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HEADQUARTERS MIDDLE MILITARY DEPARTMENT,

BALTIMORE, Md., August 3, 1865.

GENERAL ORDERS

NO. 10.

I.—Before a General Court Martial, which convened at Baltimore, Maryland, by virtue of Special Orders Nos. 110, 130, 135, and 141, from Headquarters Middle Department, 8th Army Corps, of which Col. JACOB SHARPE, 156th New York Volunteers, was President, were arraigned and tried:

JOHN P. BLACK, 2nd Lieut. 1st Regiment, Delaware Volunteer Cavalry.

CHARGE I:

"CONDUCT UNBECOMING AN OFFICER AND A GENTLEMAN."

Specification.—In this, that he, 2nd Lieut. John P. Black, 1st Delaware Volunteer Cavalry, in the military service of the United States, did visit the house of one Doctor M. Fenwick, near Owensville, Anne Arundel county, Maryland, and in an insolent and imperious manner, did demand supper and breakfast for himself and men, and feed and stabling for their horses, and did alarm and terrify the inmates of said house. All this at or near Fair Haven, Anne Arundel county, Md., on or about the 19th day of May, 1865

CHARGE II:

"CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE."

Specification 1st.—In this, that he, 2nd Lieut. John P. Black, 1st Delaware Volunteer Cavalry, in the military service of the United States, did, on or about the 18th day of May, 1865, visit, in company with three enlisted men of his command, names unknown, the house of one Doctor M. Fenwick, near Owensville, Anne Arundel county, Maryland, and did demand in an insolent, imperious, and shameful manner, supper and breakfast for himself and men, and feed and stabling for their horses, alarming and terrifying the occupants of said house, and did, then and there, familiarly associate and affiliate with the enlisted men of his command, to the injury and prejudice of the military service of the United States.

Specification 2nd.—In this, that he, 2nd Lieut. John P. Black, 1st Delaware Volunteer Cavalry, in the military service of the United States, while on duty in Anne Arundel county, Md., and while in command of a party of enlisted men belonging to the 1st Regiment Delaware Volunteer Cavalry, did suffer said enlisted men to enter a private park, and did suffer them to conduct themselves in a disorderly and outrageous manner, in allowing them to chase the deer and sheep in said private park, and to fire pistols at them, wounding many, and to drive them from their proper enclosure; and that he, 2nd Lieut. John P. Black, 1st Delaware Volunteer Cavalry, being present and having command and authority over said enlisted men, did not try or attempt to prevent their committing waste, and destroying public property belonging to the inhabitants of the United States. All this at or near Tracy's Landing, Anne Arundel county, Maryland, on or about the 30th day of May, 1865.

CHARGE III:

"COMMITTING WASTE IN PARKS AND GARDENS, AND MALICIOUSLY DESTROYING PROPERTY BELONGING TO THE INHABITANTS OF THE UNITED STATES, WITHOUT ORDERS TO THAT EFFECT.

Specification.—In this, that he, 2nd Lieut. John P. Black, 1st Delaware Volunteer Cavalry, in the military service of the United States, did, with a number of enlisted men belonging to his command, names unknown, visit the Cedar Park House, on West River, Anne Arundel county, Maryland, and did enter the grounds of the Park of said Cedar Park House, and make a malicious onslaught upon the deer and sheep in said Park, chasing them with dogs, fire pistols at them, wounding several, and did drive a large number from the Park, and when remonstrated with by the proprietor of the Park, did say that he "would not have stopped the hunt

at all, if it had not been for the ladies," or words to that effect. All this, at or near Tracy Landing, Anne Arundel County, Md., on or about the 30th day of May, 1865.

To which the accused pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the 1st Charge,	"NOT GUILTY."
Of the 1st Charge,	"NOT GUILTY."
Of the 1st Specification of the 2nd Charge,	"NOT GUILTY."
Of the 2nd Specification of the 2nd Charge,	"NOT GUILTY."
Of the 2nd Charge,	"NOT GUILTY."
Of the Specification of the 3d Charge,	"NOT GUILTY."
Of the 3d Charge,	"NOT GUILTY."

And the Court does therefore honorably acquit 2nd Lieut. John P. Black, 1st Delaware Volunteer Cavalry.

II.—Lieut. H. B. SMITH, United States Military Detective.

CHARGE I:

"ASSAULT WITH INTENT TO KILL."

Specification.—In this, that Lieut. H. B. Smith, U. S. Military Detective, 8th Army Corps being in the military service of the United States, on or about the 17th day of May, 1865, at or near Baltimore, Maryland, did assault with intent to kill, one Jacob Ruppert, a citizen.

CHARGE II:

"CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE."

Specification.—In this, that Lieut. H. B. Smith, U. S. Military Detective, 8th Army Corps being in the military service of the United States, did, on or about the 17th day of May, 1865, assault and beat one Jacob Ruppert, a citizen, at or near Baltimore, Maryland.

To which charges and specifications the accused pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the 1st Charge,	"NOT GUILTY."
Of the 1st Charge,	"NOT GUILTY."
Of the Specification of the 2nd Charge,	"NOT GUILTY."
Of the 2nd Charge,	"NOT GUILTY."

And the Court does therefore acquit him, Lieut. H. B. Smith, U. S. Military Detective, 8th Army Corps.

III.—PHILLIP RHOADES, Private Co. F, 11th Indiana Volunteer Infantry.

CHARGE:

"DISOBEDIENCE OF ORDERS."

Specification.—In this, that he, the said Phillip Rhoades, Private of Company F, 11th Indiana Volunteer Infantry, having been duly posted as a sentinel, at the exterior gate, did allow three men to pass out, without a proper pass, after having received proper instructions when posted. All this, at Fort McHenry, Maryland, on or about the 16th day of June, 1865.

To which charge and specification the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the Charge,	"NOT GUILTY."
Of the Charge,	"NOT GUILTY."

And the Court do therefore acquit Private Phillip Rhoades, Company F, 11th Indiana Volunteers.

IV. WILLIAM ROBINSON, Private, 95th Company, 2d Battalion, Veteran Reserve Corps.

CHARGE:

"CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE."

Specification I.—In this, that he, Private William Robinson, 95th Company, 2d Battalion, Veteran Reserve Corps, did refuse to fall in the ranks of his Company, the Company being then in the ranks, ready for muster, when ordered by Sergeant Douvin C. Cheney, (at the time acting First Sergeant, 95th Company, 2d Battalion, Veteran Reserve Corps,) by saying "I will be damned before I do it," or words to that effect. This, at Patterson Park, Baltimore, Maryland, on or about the 30th day of June, 1865.

Specification II.—In this, that he, the said Private William Robinson, 95th Company, 2d Battalion, Veteran Reserve Corps, did refuse to put his sword and belt on, when ordered by Sergeant Douvin C. Cheney, (acting First Sergeant, 95th Company, 2d Battalion, Veteran Reserve Corps,) by saying "I will not do it," or words to that effect, at or near Baltimore, Maryland. This, at Patterson Park, Baltimore, Maryland, on or about the 30th day of June, 1865.

To which charge and specifications the prisoner pleaded,

"GUILTY."

FINDING:

Of the 1st Specification of the Charge,

"GUILTY."

Of the 2d Specification of the Charge,

"GUILTY."

Of the Charge,

"GUILTY."

And the Court do therefore sentence him, the said Private William Robinson, 95th Company, 2d Battalion, Veteran Reserve Corps, "TO BE CONFINED AT HARD LABOR, AT SUCH PLACE AS THE COMMANDING GENERAL MAY DIRECT, FOR THE PERIOD OF ONE YEAR."

V. JOHN LAMAR, Private, Company K, 2d United States Artillery.

CHARGE:

"DESERTION."

Specification.—In this, that the said John Lamar, a Private of Company K, 2d United States Artillery, did desert the service of the United States, at Fort Federal Hill, Baltimore, Maryland, on or about the 16th day of January, 1865, and did remain absent until on or about the 24th day of June, 1865, when he voluntarily returned and reported himself to Captain Frank H. Larned, 2d United States Artillery, at Fort Federal Hill, Maryland.

To which charge and specification the prisoner pleaded,

"GUILTY."

FINDING:

Of the Specification of the Charge,

"GUILTY."

Of the Charge,

"GUILTY."

And the Court does therefore sentence him, the said Private John Lamar, Company K, 2d United States Artillery, "TO BE CONFINED AT HARD LABOR, AT SUCH PLACE AS THE GENERAL COMMANDING MAY DIRECT, FOR THE PERIOD OF ONE YEAR, AND TO FORFEIT TEN DOLLARS OF HIS MONTHLY PAY, TO THE UNITED STATES, PER MONTH, FOR THE SAME PERIOD."

VI. WILLIAM BUSSMAN, Private, Company G, 11th Indiana Volunteer Infantry.

CHARGE:

"CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE."

Specification.—In this, that the said Private William Bussman, Company G, 11th Indiana Volunteer Infantry, having been regularly detailed as a member of the Provost Guard, was found sleeping upon his post, when visited by Captain John P. Megrene, Provost Marshal, between the hours of ten and eleven o'clock, P. M. This, at Fort McHenry, Baltimore, Maryland, on or about the night of the 1st day of July, 1865.

To which charge and specification the prisoner pleaded

"NOT GUILTY."

FINDING:

Of the Specification of the Charge,
Of the Charge,

"GUILTY."
"GUILTY."

And the Court does therefore sentence the prisoner, Private William Bussman, Company G, 11th Indiana Volunteer Infantry, "TO BE CONFINED AT HARD LABOR, FOR ONE YEAR, AT SUCH PLACE AS THE GENERAL COMMANDING MAY DIRECT, AND TO FORFEIT TO THE UNITED STATES, TEN DOLLARS PER MONTH OF HIS MONTHLY PAY, FOR THE SAME PERIOD."

VII. PATRICK KELLY, Private, Company B, 15th New York Heavy Artillery.

CHARGE:

"CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE."

Specification.—In this, that the said Private Patrick Kelly, Company B, 15th New York Heavy Artillery, when informed of the death of the President of the United States, did say "It is a good thing that Abraham Lincoln was killed; we will now have a better man, one who is a drunkard and a rebel," or words to that effect. This, at Wilmington, Delaware, on or about the 15th day of April, 1865.

To which charge and specification the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the Charge,
Of the Charge,

"NOT GUILTY."
"NOT GUILTY."

And the Court do therefore acquit Private Patrick Kelly, Company B, 15th New York Heavy Artillery.

VIII. FREDERICK BUSHONG, Private, Company G, 11th Indiana Infantry.

CHARGE:

"CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE."

Specification.—In this, that the said Frederick Bushong, Company G, 11th Indiana Volunteer Infantry, having been regularly detailed as a member of the Provost Guard, was found sleeping upon his post, when visited by Captain J. P. Megreue, Provost Marshal, between the hours of ten and twelve o'clock, P. M. This, at Fort McHenry, Maryland, on or about the night of the last day of July, 1865.

To which charge and specification the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the Charge,
Of the Charge,

"GUILTY."
"GUILTY."

And the Court do therefore sentence Private Frederick Bushong, Company G, 11th Indiana Infantry, "TO BE CONFINED AT HARD LABOR, AT SUCH PLACE AS THE GENERAL COMMANDING MAY DIRECT, FOR THE PERIOD OF ONE YEAR, AND TO FORFEIT TO THE UNITED STATES, TEN DOLLARS PER MONTH OF HIS MONTHLY PAY FOR THE SAME PERIOD."

IX. SAMUEL BOYD, Private Company H, 213th Pennsylvania Volunteers.

CHARGE I:

"VIOLATION OF THE SIXTH ARTICLE OF WAR."

Specification 1st.—In this, that the said Private Samuel Boyd, Company H, 213th Pennsylvania Volunteers, did willfully release a number of prisoners, who were being punished, and when spoken to by Lieut John Smith, his commanding officer, did say that he was a ~~Dr.~~ and did not do it. All this, at Fort Dix, Relay House, Baltimore and Ohio Railroad, July 7th 1865.

Specification 24.—In this, that the said Private Samuel Boyd, Company H, 213th Pennsylvania Volunteers, when he was ordered to be confined, by Lieut. Smith, his commanding officer, did shake his fist in Lieut. Smith's face, and said, that the said Lieut. John Smith had been drunk fifty times, and that he was no man, that the said Lieut. John Smith had tried to tie him up once before, but could not succeed, and that he could not do it now. This, in the presence of a number of enlisted men.

CHARGE II:

"CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE."

Specification.—In this, that the said Private Samuel Boyd, Company H, 213th Pennsylvania Volunteers, did, whilst five men were being punished, by being placed on a wooden horse, pull and kick down said wooden horse, thereby causing great excitement, and releasing said prisoners, and, when remonstrated with by Lieut. John Smith, his commanding officer, did call him a liar, and said that he would take his oath that he did not do it. All this, at Fort Dix, Relay House, Baltimore and Ohio Railroad, July 7th, 1865.

To which charges and specifications the prisoner pleaded, "NOT GUILTY."

FINDING:

Of the 1st Specification of the 1st Charge,	"GUILTY."
Of the 2nd Specification of the 1st Charge,	"GUILTY."
Of the 1st Charge,	"GUILTY."
Of the Specification of the 2d Charge,	"GUILTY."
Of the 2d Charge,	"GUILTY."

And the Court do therefore sentence the prisoner Private Samuel Boyd, Company H, 213th Pennsylvania Volunteers, "TO BE CONFINED AT HARD LABOR, AT SUCH PLACE AS THE GENERAL COMMANDING MAY DIRECT, FOR THE PERIOD OF THREE YEARS, WEARING A BALL WEIGHING TWENTY-FOUR POUNDS, ATTACHED TO HIS RIGHT LEG BY A CHAIN OF CONVENIENT LENGTH."

X. E. J. WETHERBY, Private, Company H, 11th Indiana Volunteer Infantry.

CHARGE I.

"SLEEPING UPON HIS POST."

Specification.—In this, that the said Private E. J. Wetherby, Company H, 11th Indiana Volunteer Infantry, having been regularly detailed as a member of the Provost Guard, was found sleeping upon his post, when visited by the Corporal of the Guard, between the hours of twelve and one o'clock, A. M. This, at Fort McHenry, Maryland, on or about the night of the 1st day of July, 1865.

CHARGE II.

"CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE."

Specification.—In this, that the said Private E. J. Wetherby, Company H, 11th Indiana Volunteer Infantry, did boast in the presence of other members of the Guard, by saying, "I had a very nice time sleeping on Post" or words to that effect. This, at Fort McHenry, Md. on the morning of the 2d day of July, 1865.

To which charge and specification the prisoner pleaded, "NOT GUILTY."

FINDING:

Of the 1st Specification of the Charge,	"GUILTY."
Of the Charge,	"GUILTY."
Of the Specification of the 2nd charge,	"NOT GUILTY."
Of the 2nd charge,	"NOT GUILTY."

And the Court do therefore sentence the prisoner Private E. J. Wetherby Company H, 11th Indiana Volunteer Infantry, "TO BE CONFINED AT HARD LABOR, AT SUCH PLACE AS THE GENERAL COMMANDING MAY DIRECT, FOR THE PERIOD OF ONE YEAR, AND TO FORFEIT TO THE UNITED STATES, TEN DOLLARS PER MONTH OF HIS MONTHLY PAY FOR THE SAME PERIOD."

XI. MARTIN L. PORTER, Private, Company M, 7th New York Volunteer Artillery.

CHARGE:

"SLEEPING ON POST."

Specification.—In this, that the said Martin L. Porter, Company M, 7th New York Volunteer Artillery, having been duly posted as a sentinel, was found asleep on his post, between the hours of three and five, A. M., when visited by the Officer of the Guard. This, at Federal Hill, Baltimore, Maryland, on or about the 14th day of June, 1865.

To which charge and specification the prisoner pleaded, "NOT GUILTY."

FINDING:

Of the Specification of the Charge, "NOT GUILTY."

Of the Charge, "NOT GUILTY."

And the Court do therefore acquit the said Private Martin L. Porter, Company M, 7th New York Artillery.

XII. ALBERT MILLER, Private, Company K, 2d U. S. Artillery.

CHARGE:

"SLEEPING ON POST."

Specification.—In this, that Private Albert Miller, Company K, 2d U. S. Artillery, having been duly posted as a sentinel, was found asleep upon his post between the hours of twelve M. and one A. M. when visited by the Officer of the day. This, at Fort McHenry, Maryland, on or about the 25th day of June, 1865:

To which charge and specification the prisoner pleaded, "GUILTY."

FINDING:

Of the Specification of the Charge, "GUILTY."

Of the Charge, "GUILTY."

And the Court do therefore sentence the prisoner, Private Albert Miller, Company K, 2d U. S. Artillery, "TO BE IMPRISONED AT HARD LABOR AT FORT McHENRY, BALTIMORE, MARYLAND, FOR THE PERIOD OF SIX MONTHS, AND TO FORFEIT TO THE UNITED STATES TEN DOLLARS OF HIS MONTHLY PAY FOR THE SAME PERIOD."

II. The proceedings, findings and sentences in the foregoing cases are approved and confirmed, and the sentences will be duly executed.

III. Lieut. H. B. Smith, U. S. Military Detective, 8th Army Corps, 2d Lieut. John B. Black, 1st Delaware Volunteer Cavalry, Privates Patrick Kelley, Company B, 15th New York Heavy Artillery and Phillip Rhoades, Company F, 11th Indiana Volunteers, will be released from arrest and confinement, and returned to duty.

IV. The sentences against Privates Frederick Bushong, Company G, 11th Indiana Volunteers, E. J. Wetherby, Company H, 11th Indiana Volunteers, William Bussman, Company G, 11th Indiana Volunteers, William Robinson, 9th Company, 2d Battalion, Veteran Reserve Corps, and Samuel Boyd, Company H, 213th Pennsylvania Volunteers, will be duly executed. Fort Delaware, Delaware, is designated, to which place the prisoners will be conveyed under a suitable guard.

V. The sentences in the case of Albert Miller, Company K, 2d U. S. Artillery, are approved and confirmed, and will be carried into execution.

In the case of John Lamar, Private, 2d U. S. Artillery, the proceedings, findings and sentence are confirmed. The Head-Quarters of his Regiment is designated as the place of confinement.

In the case of Private Martin L. Porter, Company M, 7th New York Volunteer Artillery, the proceedings and findings are disapproved. The defence in this case is inadmissible. The accused admits the fact that he assumed, under the orders of the proper officer, the duties of sentinel, and that he was found sleeping on his post. He justifies this crime upon the ground that he was not conducted to his post by the non-commissioned officer in charge of that duty, and the Court have, strangely enough, sustained the justification. The error of the officer in charge should not have been received, even as a palliation of the crime of the accused. He had lawfully assumed all the responsibilities of a sentinel, and should have been punished for his fault. The accused must, under the circumstances, escape the punishment he deserved. The Commanding General can only animadvert upon the very grave mistake of the Court. The accused will be released from arrest, and restored to duty.

By command of

Major General HANCOCK.

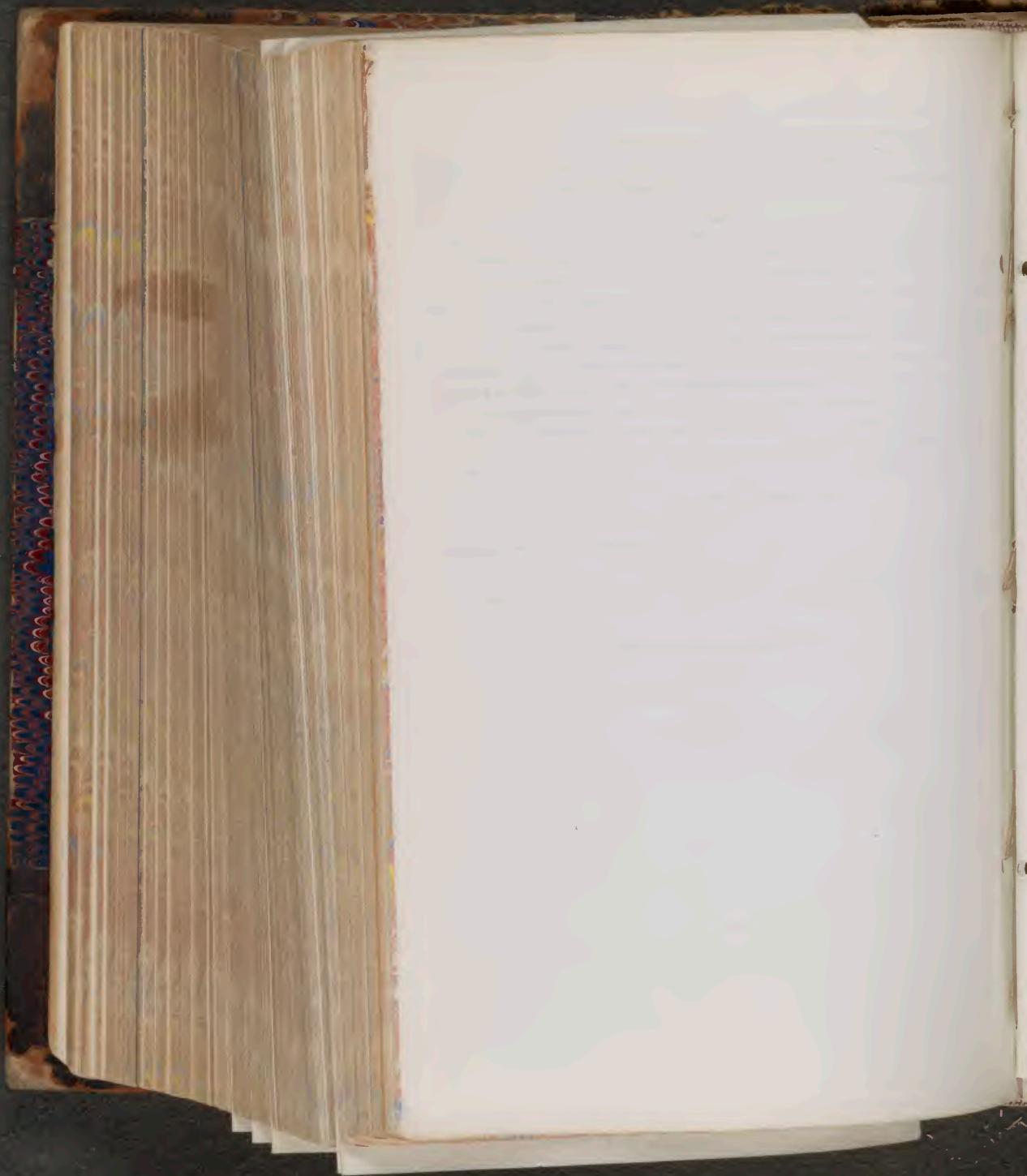
ADAM E. KING,

ASSISTANT ADJUTANT GENERAL.

OFFICIAL:



ASSISTANT ADJUTANT GENERAL.



HEADQUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, Md., August 10, 1865.

GENERAL ORDERS, }
No. 12. }

1. Before a General Court Martial, convened at Harrisburgh, Pennsylvania, pursuant to Special Orders, No. 125, 130 and 152, from Head-Quarters, Department of Pennsylvania, May 24, 1865, of which Colonel GEORGE ZINN, 57th Regiment, Pennsylvania Volunteers was President, was arraigned and tried :

1. Private R. W. BROOKS, Company F, 2d Pennsylvania Volunteers.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

Specification.—In this, that said Private R. W. Brooks, Company F, 2d Pennsylvania Volunteers, having been, by authority of General Orders, No 212, Par. 6, dated War Department, 1863, been detailed as a guard at U. S. A. General Hospital, did, in concert with other members of the guard, stack his arms, and refuse to do duty, and did join in a mutinous outbreak. This, at U. S. A. General Hospital, York, Penna., on the 3d day of June, 1865.

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

Specification 1st.—In this, that Private R. W. Brooks, Company F, 2d Penna. Vols., did engage in a mutinous outbreak, during the continuance of which, Lieut. W. Mitchell, V. R. C., while in the performance of his duty in endeavoring to restore order, was struck, and wounded on the head, by a piece of brick or stone, thrown from the hands of one of the mutineers. This, at U. S. A. General Hospital, York, Penna., on the 3d day of June, 1865.

Specification 2d.—In this, that Private R. W. Brooks, Company F, 2d Penna. Vols., having been ordered on duty as a guard, by Sergeant B. J. W. Mintzer, did stack his arms and refuse to do duty. This, at U. S. A. General Hospital, York, Pennsylvania, on the 3d day of June, 1865.

To which charges and specifications the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the 1st Charge,

"NOT GUILTY."

Of the 1st Charge,

"NOT GUILTY."

Of the 1st Specification of the 2d Charge,

"NOT GUILTY."

Of the 2nd Specification of the 2d Charge,

"NOT GUILTY."

Of the 2d Charge,

"NOT GUILTY."

And the Court do therefore acquit Private R. W. Brooks, Company F, 2d Penna. Vols.

2. F. ROY, Private, Company K, 11th Vermont Volunteers.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded

"NOT GUILTY."

FINDING :

Of the 1st Charge, " NOT GUILTY."
 Of the 2nd charge, " NOT GUILTY."

And the Court do therefore acquit Private F. Roy, Company K, 11th Vermont Volunteers.

3. G. BRADFORD, Private, Company C, 2d Regiment, Massachusetts Volunteers.

CHARGE I :

" VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II :

" VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded, " NOT GUILTY."

FINDING :

Of the 1st Charge, " NOT GUILTY."
 Of the 2d Charge, " NOT GUILTY."

And the Court do therefore acquit the prisoner, Private G. Bradford, Company C, 2d Regiment, Massachusetts Volunteers,

4. JAMES SAUNDERS, Private, Company D, 46th Wisconsin Volunteers.

CHARGE I :

" VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II :

" VIOLATION OF THE NINTH ARTICLE OF WAR."

To which Charge the prisoner pleaded, " NOT GUILTY."

FINDING :

Of the 1st Charge, " NOT GUILTY."
 Of the 2nd Charge, " NOT GUILTY."

And the Court do therefore acquit the said Private James Saunders, Company D, 46th Wisconsin Volunteers.

5. R. HILL, Private, Company E, 19th Wisconsin Volunteers.

CHARGE I :

" VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II :

" VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded, " NOT GUILTY."

FINDING :

Of the 1st Charge, " NOT GUILTY."
 Of the 2d Charge, " NOT GUILTY."

And the Court do therefore acquit the said Private R. Hill, Company E, 19th Wis. Vols.

6. J. B. ESTEL, Private, Company E, 15th Michigan Cavalry.

CHARGE I :

" VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II :

" VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner, Private J. B. Estel, Company E, 5th Michigan Cavalry, pleaded,

FINDING :

"NOT GUILTY."

Of the 1st Charge,

"NOT GUILTY."

Of the 2d Charge,

"NOT GUILTY."

And the Court do therefore acquit the said Private J. B. Estel, Company E, 5th Michigan Cavalry.

7. M. BALLINGHOUSE, Private, Company D, 19th Regiment, Wisconsin Volunteers:

CHARGE I :

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II :

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded,

"NOT GUILTY."

FINDING :

Of the 1st Charge,

"NOT GUILTY."

Of the 2d Charge,

"NOT GUILTY."

And the Court do therefore acquit the said Private M. Ballinghouse, Company D, 19th Regiment, Wisconsin Volunteers.

8. J. WILKINSON, Private, Company B, 50th Ohio Volunteers.

CHARGE I :

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II :

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded,

"NOT GUILTY."

FINDING :

Of the 1st Charge,

"NOT GUILTY."

Of the 2d Charge,

"NOT GUILTY."

And the Court do therefore acquit said Private J. Wilkinson, Company B, 50th Regiment, Ohio Volunteers.

9. J. McCLAIN, Company D, 7th Virginia Volunteers.

CHARGE I :

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II :

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded,

"NOT GUILTY."

FINDING :

Of the 1st Charge,

"NOT GUILTY."

Of the 2d Charge,

"NOT GUILTY."

And the Court do therefore acquit the said Private J. McLain, Company D, 7th Regiment, Virginia Volunteers.

10. P. PLOSS, Private, Company II, 128th New York Volunteers.

CHARGE I :

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which Charges the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the 1st Charge,

"NOT GUILTY."

Of the 2d Charge,

"NOT GUILTY."

And the Court do therefore acquit the prisoner, Private P. Ploss, Company H, 128th New York Volunteers.

11. J. JOHNSON, Private, Company A, 9th New York Volunteers.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the 1st Charge,

"NOT GUILTY."

Of the 2d Charge,

"NOT GUILTY."

And the Court do therefore acquit the said Private J. Johnson, Company A, 9th Regiment New York Volunteers.

12. J. ZELLERS, Private, 108th Company, 2d Battalion, Veteran Reserve Corps.

CHARGE:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which Charge the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the Charge,

"GUILTY."

except the words, "trampling it under his feet."

Of the Charge,

"GUILTY."

And the Court do therefore sentence him, the said Private J. Zellers, 108th Company 2d Battalion, Veteran Reserve Corps, "To be confined at hard labor, at such place as the Commanding General may direct, for the period of one (1) year, and to forfeit to the United States all pay for the same period of time."

13. J. PHILLIPS, Company F, 20th Regiment, Pennsylvania Volunteers.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the 1st Charge,

"NOT GUILTY."

Of the 2d Charge,

"NOT GUILTY."

And the Court do therefore acquit the said Private J. Phillips, Company F, 20th Regiment Pennsylvania Volunteers.

14. J. GALLAN, Private, Company E, 100th Pennsylvania Volunteers.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded, "NOT GUILTY."

FINDING:

Of the 1st Charge, "NOT GUILTY."

Of the 2d Charge, "NOT GUILTY."

And the Court do therefore acquit said Private J. Gallan, 100th Regiment, Penna. Vols.

15. J. M. GALDRICK, Private, Company D, 7th New York Volunteers.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded, "NOT GUILTY."

FINDING:

Of the 1st Charge, "NOT GUILTY."

Of the 2d Charge, "NOT GUILTY."

And the Court do therefore acquit the said Private J. M. Galdrick, Company D, 7th New York Volunteers.

16. P. WELDON, Private, Company B, 5th Michigan Cavalry.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded, "NOT GUILTY."

FINDING:

Of the 1st Charge, "NOT GUILTY."

Of the 2d Charge, "NOT GUILTY."

And the Court do therefore acquit said Private P. Weldon, Company B, 5th Mich. Cavalry.

17. WILLIAM BAKER, Private, Company K, 3d Virginia Cavalry.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded, "NOT GUILTY."

FINDING:

Of the 1st Charge, "NOT GUILTY."

Of the 2d Charge, "NOT GUILTY."

And the Court do therefore acquit him, the said Private William Baker, Company K, 3d Virginia Cavalry.

18. WILLIAM STANBRIDGE, Private, Company G, 19th Wisconsin Volunteers.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the 1st Charge,

"NOT GUILTY"

Of the 2d Charge,

"NOT GUILTY."

And the Court do therefore acquit the said Private William Stanbridge, Company G, 19th Wisconsin Volunteers.

19. C. WALLACE, Private, Company M, 3d New Jersey Cavalry.

CHARGE I:

VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

VIOLATION OF THE NINTH ARTICLE OF WAR."

To which charges the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the 1st Charge,

"NOT GUILTY"

Of the 2d Charge,

"NOT GUILTY"

And the Court do therefore acquit the said Private C. Wallace, Company M, 3d New Jersey Cavalry.

20. J. THOMAS, Private, Company B, 1st New Jersey Cavalry.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which Charges the prisoner pleaded,

"NOT GUILTY"

FINDING:

Of the 1st Charge,

"NOT GUILTY"

Of the 2d Charge,

"NOT GUILTY"

And the Court do therefore acquit the said Private J. Thomas, Company B, 1st New Jersey Cavalry.

21. G. H. SMITH, Private, Company B, 5th Vermont Volunteers.

CHARGE I:

"VIOLATION OF THE SEVENTH ARTICLE OF WAR."

CHARGE II:

"VIOLATION OF THE NINTH ARTICLE OF WAR."

To which Charges the prisoner pleaded,

"NOT GUILTY"

FINDING:

Of the 1st Charge,

"NOT GUILTY"

Of the 2nd Charge,

"NOT GUILTY"

And the Court do therefore acquit the said Private G. H. Smith, Company B, 5th Vermont, Vermont Volunteers.

22. DAVID BITTNER.

CHARGE:

"DESERTION."

Specification.—In this, that the said David Bittner, was, on the 10th day of July, 1864, drafted into the military service, from the 71st Sub-District, 16th District of Pennsylvania, for three years, according to due form of law, was duly notified to report on the 9th day of August, 1864, but failed to report, was arrested on the 23d day of March, 1865, by Capt. John V. Estess, Provost Marshal, 3d District of Illinois.

To which charge and specification the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification,

"GUILTY."

Of the Charge,

"GUILTY."

And the Court do therefore sentence the said David Bittner, drafted man, "To be dishonorably discharged the service of the United States, with loss of all pay now due, or to become *de facto*, and be placed at hard labor on such one of the public works as the Commanding General may direct, for the period of one (1) year."

23. WM. H. FORTUNE, Private, Company G, 155th Regiment, Pennsylvania Volunteers.

CHARGE:

"DESERTION."

Specification.—In this, that said Private W. H. Fortune, Company G, 155th Regiment, Pennsylvania Volunteers, now a patient in the U. S. A. General Hospital at York, Pennsylvania, did desert from Company F, 62d Regiment Pennsylvania Volunteers, of which he was at that time a member, on or about the 15th day of April, 1864. This, from his Descriptive List, furnished by 1st Lt. Col. J. A. Kenrick, Commanding Company G, 155th Pennsylvania Volunteers, dated near Petersburg, Virginia, the 9th day of July, 1865.

To which charge and specification the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the Charge,

"GUILTY."

Of the Charge,

"GUILTY."

And the Court do therefore sentence him, the said Private Wm. H. Fortune, Company G, 155th Pennsylvania Volunteers, "To be dishonorably discharged the service of the United States, with loss of all pay now due or to become due him, and to be confined at hard labor on such one of the public works as the Commanding General may direct, for the period of one (1) year."

24. C. U. THOMAS, Private, Company H, 109th Pennsylvania Volunteers.

CHARGE:

"DESERTION."

Specification.—In this, that said Private C. U. Thomas, Company H, 109th Pennsylvania Volunteers, a patient in the U. S. A. General Hospital, at York, Pennsylvania, having received a pass on the 29th day of September, 1864, for 48 hours, ending October 1st, 1864, did fail to report himself at the expiration of said pass, and did remain absent until the 15th day of December, 1864. This, from U. S. A. General Hospital at York, Pennsylvania.

To which charge and specification the prisoner pleaded,

Of the Specification of the Charge,

"GUILTY."

Of the Charge,

"NOT GUILTY."

FINDING:

Of the Specification of the Charge, "GUILTY."
 Of the Charge, "NOT GUILTY OF DESERTION,"
 but "guilty of absence without leave"
 And the Court do therefore sentence him, the said Private C. W. Thomas, Company H, 110th
 Pennsylvania Volunteers, "To forfeit to the United States, three (3) months pay."

25. JOSEPH LARE, Private, Company I, 95th Regiment, Pennsylvania Volunteers.

CHARGE:

"DESERTION."

Specification.—In this, that the said Private Joseph Lare, Company I, 95th Regiment,
 Pennsylvania Volunteers, a patient in the U. S. A. General Hospital, at York, Pennsylvania,
 did desert from said Hospital on the 5th day of March, 1865, and did remain absent until the
 5th day of May, 1865. This, from U. S. A. General Hospital, at York, Pennsylvania.

To which charge and specification the prisoner pleaded, "NOT GUILTY"

FINDING:

Of the Specification of the Charge, "GUILTY,"
 except the words, "did desert."
 Of the Charge, "NOT GUILTY OF DESERTION,"
 but "Guilty of absence without leave."

And the Court do therefore sentence him, the said Private Joseph Lare, Company I, 95th
 Regiment, Pennsylvania Volunteers, "To forfeit to the United States, three months pay."

26. BARNEY McFEELY, Private, Company G, 16th Regiment, Veteran Reserve Corps.

CHARGE I:

"DISOBEDIENCE OF ORDERS."

Specification 1st.—In this, that Private Barney McFeely, Company G, 16th Regiment, Veter-
 eran Reserve Corps, being ordered by 1st Sergeant Samuel M. Rutan, Company G, 16th
 Regiment, Veteran Reserve Corps, to clean up a nuisance he had made in the Barracks
 while drunk, did wilfully refuse to obey said order, and did reply in words or figures, to wit:
 "I'll be God damned if I'll do it;" or words to that effect. This, at Camp Hinks, Harris-
 burg, Pennsylvania, on or about the 2d day of June, 1865.

CHARGE II:

"CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE."

Specification.—In this, that Private Barney McFeely, Company G, 16th Regiment, Veter-
 eran Reserve Corps, having been ordered to be confined in the Guard House, by 1st Sergeant
 Samuel M. Rutan, Company G, 16th Regiment, Veteran Reserve Corps, did reply "Rutan,
 I will remember you for this, you are a God damned low lived, stinking son of a bitch," or
 words to that effect. This, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 2d day
 of June, 1865.

To which charges and specifications the prisoner pleaded, "GUILTY."

FINDING:

Of the Specification of the 1st Charge, "GUILTY."
 Of the 1st Charge, "GUILTY."
 Of the Specification of the 2d Charge, "GUILTY."
 Of the 2d Charge, "GUILTY."

And the Court do therefore sentence him, the said Private Barney McFeely, Company G,
 16th Regiment, Veteran Reserve Corps, "To be confined at hard labor, at such one of the
 public works as the Commanding General may direct, for the period of six months, with loss
 of eight (8) dollars per month of his monthly pay, for the same period of time."

27. JAMES H. CAMPBELL, Private, Company B, 199th Regiment, Pennsylvania Volunteers.

CHARGE:

"DESERTION."

Specification.—In this, that said Private James H. Campbell, Company B, 199th Regiment, Pennsylvania Volunteers, now a patient in the U. S. A. General Hospital, at York, Pennsylvania, having received a furlough from his Regiment, on the 15th day of March, 1865, for the period of twenty days, and in addition, an extension of four days, did fail to report himself at his Regiment, at the expiration of said extension. This, from his Descriptive List, furnished by his Company Commander, Capt. Oliver C. Gregory, Commanding Company B, 199th Regiment, Pennsylvania Volunteers, dated Camp at Richmond, Va., on the 31st day of May, 1865.

To which charge and specification the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the Charge,

"NOT GUILTY."

Of the Charge,

"NOT GUILTY."

And the Court do therefore acquit the said Private J. H. Campbell, Company B, 199th Regiment, Pennsylvania Volunteers.

28. JOHN STONE, Private, Company B, 51st Regiment, Pennsylvania Volunteers.

CHARGE:

"DESERTION."

Specification.—In this, that said Private J. Stone, Company B, 51st Regiment, Pennsylvania Volunteers, a patient in the U. S. A. General Hospital, at York, Pennsylvania, having received a furlough on the 7th day of November, 1864, for twenty days, and ending November 29th, 1864, did fail to report himself at said Hospital at the expiration of said furlough, and did remain absent from said Hospital until on or about the 29th day of April, 1865. This, from U. S. A. General Hospital, at York, Pennsylvania.

To which charge and specification the prisoner pleaded as follows:

To the Specification of the Charge,

"GUILTY."

To the Charge,

"NOT GUILTY."

FINDING:

Of the Specification of the Charge,

"GUILTY."

Of the Charge,

"GUILTY."

And the Court do therefore sentence him, the said Private John Stone, Company B, 51st Pennsylvania Volunteers, "To forfeit to the United States, all pay due him while absent, and make good the time lost to the United States."

29. DAVID EWALT, drafted man.

CHARGE:

"DESERTION."

Specification.—In this, that the said David Ewalt, was, on the 26th day of September, 1864, drafted into the military service, from the 84th Sub-District, 16th District of Pennsylvania, for one year, according to due form of law, and was duly notified to report on the 20th day of October, 1864, but failed to report, was arrested on the 10th day of March, 1865, by Capt. John V. Eustace, Provost Marshal, 3d District of Illinois.

To which charge and specification the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification of the Charge,

"GUILTY."

Of the Charge,

"GUILTY."

And the Court do therefore sentence him, the said David Ewalt, drafted man, "To be honourably discharged the service of the United States, with loss of all pay now due or to become due him, and to be confined at hard labor on such one of the public works as the Commanding General may direct, for the period of one (1) year."

30. FRANK WHITE, Private, Company D, 214th Regiment, Pennsylvania Volunteers.

CHARGE:
"DESERTION."

Specification.—In this, that he, the said Private Frank White, Company D, 214th Regiment, Pennsylvania Volunteers, did desert his Company, Regiment and Post, on or about the 9th day of June, 1865, and did remain absent, until arrested by a guard, at or near Bedford, Pennsylvania, on the 19th day of June, 1865. All this, at or near Winchester, Virginia, on or about June 9th, 1865.

To which charge and specification the prisoner pleaded,

"GUILTY."

FINDING:

Of the Specification of the Charge,

"GUILTY."

Of the Charge,

"GUILTY."

And the Court do therefore sentence him, the said Frank White, Private, Company D, 214th Pennsylvania Volunteers, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be confined at hard labor on such one of the public works as the Commanding General may direct, for the period of one (1) year."

31. JONATHAN POORBAUGH, drafted man.

CHARGE:
"DESERTION."

Specification.—In this, that the said Jonathan Poorbaugh, was, on the 26th day of September, 1864, drafted into the military service, from the 81st Sub-District, 16th District of Pennsylvania, for one year, according to due form of law, and duly notified to report on the 19th day of October, 1864, but failed to report, was arrested on the 20th day of March, 1865, by Capt. John V. Eustace, Provost Marshal, 3d District of Illinois.

To which charge and specification the prisoner pleaded,

"NOT GUILTY."

FINDING:

Of the Specification,

"GUILTY."

Of the Charge,

"GUILTY."

And the Court do therefore sentence him, the said Jonathan Poorbaugh, drafted man, "To be dishonorably discharged the service of the United States, with loss of all pay now due, or to become due him, and be confined at hard labor on such one of the public works as the Commanding General may direct, for the period of one (1) year."

32. JACOB EWALT, Private, drafted man.

CHARGE:
"DESERTION."

Specification.—In this, that the said Jacob Ewalt, was, on the 19th day of July, 1864, drafted into the military service, from the 84th Sub-District, 16th District of Pennsylvania, for three years, according to due form of law, was duly notified to report on the 11th day of August, 1864, but failed to report, was arrested on the 8th day of March, 1865, by Capt. John V. Eustace, Provost Marshal, 3d District of Illinois.

To which charges and specifications the prisoner pleaded,

"GUILTY."

FINDING:

Of the Specification of the Charge,

"GUILTY."

Of the Charge,

"GUILTY."

And the Court do therefore sentence him, the said Jacob Ewalt, drafted man, "To be dishonorably discharged the service of the United States, with loss of all pay now due or to become due him, and to be confined at hard labor on such one of the public works as the Commanding General may direct, for the period of one (1) year."

33. HIRAM CRAGAN, Company M, 10th New York Heavy Artillery.

CHARGE:
"DESERTION."

Specification.—In this, that said Private Hiram Cragan, Company M, 10th New York Heavy Artillery, a patient in the U. S. A. General Hospital, at York, Pennsylvania, did desert from said Hospital, on or about the 26th day of December, 1864, and did remain absent until the 27th day of January, 1865. This, from U. S. A. General Hospital, at York, Pennsylvania.

To which charge and specification the prisoner pleaded, "NOT GUILTY."

FINDING: "GUILTY,"
Of the Specification of the Charge, except the words, "did desert."

Of the Charge, but "GUILTY OF ABSENCE WITHOUT LEAVE."
"NOT GUILTY OF DESERTION,"

And the Court do therefore sentence him, the said Private Hiram Cragan, Company M, 10th New York Heavy Artillery, "To forfeit to the United States, two (2) months pay."

34. HENRY LOWERY, Private, Company A, 214th Regiment, Pennsylvania Volunteers

CHARGE:
"DESERTION."

Specification.—In this, that he, the said Private Henry Lowery, Company A, 214th Regiment, Pennsylvania Volunteers, did desert his Company, Regiment and Post, on or about the 9th day of June, 1865, and did remain absent, until arrested by a guard, at or near Bedford, Pennsylvania, on the 19th day of June, 1865. All this, at or near Winchester, Virginia, on or about June 9th, 1865.

To which charge and specification the prisoner pleaded, "GUILTY."

FINDING: "GUILTY,"
Of the Specification of the Charge, "GUILTY."
Of the Charge, "GUILTY."

And the Court do therefore sentence him, the said Private Henry Lowery, Company A, 214th Regiment, Pennsylvania Volunteers, "To forfeit to the United States all pay and allowances now due or to become due him, to be dishonorably discharged the service of the United States, and be confined at hard labor on such one of the public works as the Commanding General may direct, for the period of one year."

II. The proceedings and findings of the General Court Martial in the cases of R. W. Brooks, Private, Company F, 24 Pennsylvania Volunteers, F. Roy, Private, Company F, 11th Vermont Volunteers, G. Bradford, Company C, 2d Massachusetts Volunteers, James Saunders, Company D, 46th Wisconsin Volunteers, R. Hill, Company C, 19th Wisconsin Volunteers, J. B. Estel, Company E, 5th Michigan Cavalry, M. Ballinghouse, Company D, 19th Wisconsin Volunteers, J. Wilkinson, Company B, 50th Ohio Volunteers, J. McClain, Company D, 7th Virginia Volunteers, P. Ploss, Company H, 126th New York Volunteers, J. Johnson, Company A, 9th New York Volunteers, J. Phillips, Company F, 30th Pennsylvania Volunteers, J. Gullen, Company E, 100th Pennsylvania Volunteers, J. M. Galdrick, Company D, 7th New York Volunteers, P. Weldon, Company B, 5th Michigan Cavalry, Wm. Baker, Company K, 3d Virginia Cavalry, Wm. Stanbridge, Company G, 19th Wisconsin Volunteers, C. Wallace, Company M, 3d New Jersey Cavalry, J. Thomas, Company B, 1st New Jersey Volunteers, G. H. Smith, Company B, 9th Vermont Volunteers and Jas. Campbell, Company B, 199th Pennsylvania Volunteers, are approved and confirmed by the Major General Commanding, and the prisoners will be released from confinement and returned to duty.

III. The proceedings, findings and sentences in the cases of G. W. Thomas, Private, Company H, 109th Pennsylvania Volunteers, Joseph Lare, Private, Company I, 95th Pennsylvania Volunteers, John Stone, Private, Company B, 51st Pennsylvania Volunteers and Hiram Cragan, Private, Company M, 10th New York Heavy Artillery, are approved and confirmed, and will be duly executed.

IV. The proceedings, findings and sentences in the cases of J. Zellers, Private, 106th Company, 2d Battalion, Veteran Reserve Corps, David Bittner, drafted man, David Ewalt, drafted man, Jonathan Poorbaugh, drafted man, Jacob Ewalt, drafted man, Frank White, Private, Company D, 214th Pennsylvania Volunteers, Henry Lowery, Private, Company A, 214th Pennsylvania Volunteers and Barney McFeely, Private, Company G, 16th Regiment, Veteran Reserve Corps, are approved and confirmed, and will be duly carried into execution. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoners will be conducted under a suitable guard. The Quartermaster's Department will furnish the necessary transportation.

V. In the case of Private Wm. H. Fortune, Company G, 155th Pennsylvania Volunteers, the proceedings, findings and sentences are disapproved. The Major General Commanding is of the opinion that the introduction as testimony in a capital case of the unverified exhibit of the Descriptive List of a deserter, unsupported by other testimony is insufficient proof of the fact of desertion. The prisoner will be released from confinement and returned to duty.

By command of

Major General A. A. HUMPHREYS.

ADAM E. KING,

ASSISTANT ADJUTANT GENERAL

OFFICIAL:

ASSISTANT ADJUTANT GENERAL

HEADQUARTERS, MIDDLE MILITARY DEPARTMENT,

GENERAL ORDERS, }

BALTIMORE, MD., September 26, 1865.

No. 21. }

I. Before a General Court Martial, convened at Baltimore, Md., pursuant to Special Orders, No. 13, from Head-Quarters, Middle Military Department, Baltimore, August 24, 1865, of which Major THOS. C. THOBURN, 196th Ohio Vols., was President, were arraigned and tried :

1st. FRANKLIN MYERS, Private, 213th Penna. Vols,

CHARGE:—"Violation of the 9th Article of War."

Specification 1st.—In this; that he, the said Franklin Myers, Co. C, 213th Regt., Penna. Vols., did, on or about the 23d day of June, 1865, at Camp Parole, near Annapolis, Maryland, being a prisoner in the Guard House, by a sentence of a General Court Martial, to confinement at hard labor for one month, refuse to carry water when ordered so to do by the Officer of the Guard, and did then and there say, he would be damned first, or words to that effect, and did then and there refuse to obey the lawful commands of his superior officer, while in the discharge of his duty. All this, at Camp Parole, near Annapolis, Md., on or about the 23d day of June, 1865.

Specification 2d.—In this; that he, the said Private Franklin Myers, Co. C, 213th Regt., Penna. Vols., did, on or about the 23d day of June, 1865, at Camp Parole, near Annapolis, Md., being then a prisoner of the Guard House, by sentence of a General Court Martial, refuse to allow the Officer of the Guard, being in the discharge of his duty, to put handcuffs on him, and did then and there say, "I am damned if you are going to put them things on me," or words to that effect, and did then and there also say, "Get away, Lieutenant, or I will knock you down," and did then and there raise his hand and offer to strike the Officer of the Guard, and did offer violence against him, his superior officer, while in discharge of his duty. All this, at Camp Parole, near Annapolis Md., on or about the 23d day of June, 1865.

To which charge and specifications, the prisoner pleaded,

"Not Guilty."

FINDING :

Of the 1st Specification of the Charge,

"Guilty."

Of the 2d Specification of the Charge,

"Guilty."

Of the Charge,

"Guilty."

And the Court do therefore sentence Private Franklin Myers, Co. C, 213th Penna. Vols., "To be confined at hard labor at such place as the General Commanding may direct, for the period of one year, wearing a ball weighing twenty pounds attached to his right leg, by a chain of convenient length, and to forfeit to the United States, all pay and allowances that are or may become due him."

2d. WILLIAM BRAMER, Private, Company E, 126th Ohio Volunteers.

CHARGE:—"Conduct to the prejudice of good order and military discipline."

To which charge the prisoner pleaded,

"Not Guilty."

FINDING :

Of the Specification of the Charge,
Of the Charge,

"Not Guilty."

"Not Guilty."

And the Court do acquit Private William Bramer, Co. E, 126th Ohio Vols.

3d. ROBERT H. STAPLES, Private, Company F, 3d Iowa Volunteers.
CHARGE:—"Conduct to the prejudice of good order and military discipline."
To which charge the prisoner pleaded,

"Not Guilty."

FINDING :

Of the Specification of the Charge,
Of the Charge,

"Not Guilty."

"Not Guilty."

And the Court do acquit Robert H. Staples, Co. F, 3d Iowa Vols.

4th. JOHN R. LITTLE, Company E, 8th U. S. Infantry.
CHARGE:—"Conduct to the prejudice of good order and military discipline."
To which charge the prisoner pleaded,

"Not Guilty."

FINDING :

Of the Specification of the Charge,
Of the Charge,

"Not Guilty."

"Not Guilty."

And the Court do therefore acquit Private John R. Little, Co. E, 8th U. S. Infantry.

5th. SEBASTIAN MILLER, Private, Company E, 8th U. S. Infantry.
CHARGE:—"Violation of the 38th Article of War."
To which charge the prisoner pleaded,

"Not Guilty."

FINDING :

Of the Specification of the Charge,
Of the Charge,

"Not Guilty."

"Not Guilty."

And the Court do acquit Private Sebastian Miller, Co. E, 8th U. S. Infantry.

6th. CHARLES DRAKE, Private, Company C, 29th Massachusetts Volunteers.
CHARGE:—"Theft."
To which charge the prisoner pleaded,

"Not Guilty."

FINDING :

Of the Specification of the Charge,
Of the Charge,

"Not Guilty."

"Not Guilty."

And the Court do acquit Private Charles Drake, Co. C, 29th Mass. Vols.

7th. MARCUS P. FERRIS, Private, Company D, 1st Regiment, U. S. Vet. Vols.
CHARGE 1st:—"Desertion."

Specification.—In this; that Marcus P. Ferris, a Private of Company D, 1st Regiment, U. S. V. V., having been duly enlisted in the service of the United States, did desert his Company and Regiment, on or about the 17th day of July, 1865, and did remain absent until the guard arrested him, and returned him to his Company and Regiment, on or about the 27th day of July, 1865.

CHARGE 2d:—"Conduct to the prejudice of good order and military discipline."

Specification.—In this; that Marcus P. Ferris, a Private of Co. D, 1st Regt., U. S. V. V., during an absence from his Company and Regiment, returned to the barracks in the afternoon on or about the 21st day of July, 1865, while his Company was absent on drill, and tried to take a Sharps Rifle, belonging to a man of the Company. All this, at Fort Marshall, near Baltimore, Maryland.

To which charges and specifications the prisoner pleaded,

"Not Guilty."

FINDING :

Of the Specification of the 1st Charge,	" Guilty."
Of the 1st Charge,	" Guilty."
Of the Specification of the 2d Charge,	" Not Guilty."
Of the 2d Charge,	" Not Guilty."

And the Court do sentence Private Marcus P. Ferris, Co. D, 1st Regt, U. S. V. V., "To forfeit to the United States all pay and allowances now due him, to make good the time lost by desertion, and to be confined at hard labor, at such place as the Commanding General may direct, for the period of one year"

8th. JOHN CRAIGHTON, Company A, 3d Rhode Island Heavy Artillery.

CHARGE:—"Disobedience of orders."

PLEA:—"Not Guilty."

FINDING:—"Not Guilty."

And the Court do acquit Private John Craighton, Co. A, 3d R. I. Heavy Artillery.

II. Before a General Court Martial, convened at Harrisburg, Penna. pursuant to Special Orders, No. 12, Head-Quarters, Middle Military Department, Baltimore, Md., August 1st, 1865 of which Captain SAMUEL W. CARPENTER, 16th Regiment, V. R. C., was President, were arraigned and tried:

1st. ISRAEL LAUGHNER, Private, Company B, 16th Regiment, V. R. C.

CHARGE:—"Desertion"

Specification.—In this; that Private Israel Laughner, Co. B, 16th Regt. V. R. C., did desert from his Company and Camp, on the 21st day of July, 1865, and did not return until the 29th day of July, 1865, when he was brought back under guard, as a deserter. All this, at Draft Rendezvous, near Pittsburg, Penna.

PLEA:—"Not Guilty."

FINDING:—"Guilty."

And the Court does therefore sentence him, Israel Laughner Private Co. B, 16th Regt., V. R. C., "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due, and be confined at hard labor at such place as the Commanding General may direct, for the period of two (2) years."

2d. AUGUST KNITTLE, Private, Company B, 16th Regiment, V. R. C.

CHARGE:—"Desertion."

Specification.—In this; that August Knittle, a Private of Company B, 16th Regt., V. R. C., did desert his Company and Camp, on or about the 21st day of July, 1865, and did not return until on or about the 29th day of July, 1865, when he was brought back under guard as a deserter. This, at Draft Rendezvous, Pittsburg, Pennsylvania.

PLEA:—"Not Guilty."

FINDING:—"Guilty."

And the Court does therefore sentence him, August Knittle, Private, Co. B, 16th Regt., V. R. C., "To be confined at hard labor at such place as the Commanding General may direct, for the period of one year, and wear a ball and chain, ball to weigh not less than thirty-two pounds, chain not less than ten feet long, for the same period of time, and forfeit to the United States twelve dollars per month of his monthly pay during the period of his confinement."

3d. MARTIN KINKLE, Private, Company E, 6th Regiment, U. S. V. V.

CHARGE:—"Desertion."

Specification.—In this; that the said Private Martin Kinkle, Co. E, 6th Regt., 1st A. C., having been duly enlisted into the service of the United States, did absent himself without proper authority from his command at Camp Stoneman, D. C., and was reported as a deserter from the 15th day of June, 1865, until the 13th day of July, 1865, at which time he reported to his company commander for duty. All this, at Camp Stoneman, D. C., on or about the 15th day of June, 1865.

PLEA:—To the Specification, "Guilty."

To the Charge, "Not Guilty."

FINDING:—Of the Specification, "Guilty."

Of the Charge, "Not Guilty of Desertion," but "Guilty of Absence without leave."

And the Court does therefore sentence him, Martin Kinkle, Private, Company E, 6th Regt., 1st Army Corps, "To be confined at hard labor at such place as the Commanding General may direct, for the period of four months, with loss of all pay and allowances for the same period of time."

4th. Sergeant R. P. QUINN, Company K, 6th Regiment, U. S. V. V.

CHARGE 1st:—"Absence without leave."

Specification.—In this, that said Sergeant R. P. Quinn, Company K, 6th Regiment, 1st Army Corps, having been duly enlisted into the service of the United States, did absent himself without leave from the same, on or about the 5th day of July, 1865.

CHARGE 2d:—"Mutinous conduct, to the prejudice of good order and military discipline."

Specification 1st.—In this, that the said Sergeant Robt. P. Quinn, of Company K, 6th Regiment, 1st Army Corps, while under guard at Camp near the Arsenal, Washington, D. C., did state that he "would kill the damned white livered, red headed, son of a bitch," or words to that effect, thereby intending to incite the prisoners at the camp of the 6th Regiment, 1st Army Corps, near the Arsenal, to mutiny, on or about the 5th day of July, 1865.

Specification 2d.—In this, that the said Sergeant Robt. P. Quinn, Company K, 6th Regiment, 1st Army Corps, did, on or about the 7th day of July, 1865, whilst a prisoner under guard at Camp near Arsenal, at Washington, D. C., surreptitiously run the guard of the aforesaid Camp, near Arsenal, Washington, D. C., with the intention of creating a riot in the street of Company K, 6th Regiment, 1st Army Corps.

CHARGE 3d:—"Violent and abusive conduct, to the prejudice of good order and military discipline."

Specification 1st.—In this, that the said Sergeant Robt. P. Quinn, Company K, 6th Regiment, 1st Army Corps, while under guard and on his way to the guard house, did strike the Corporal of the Guard, Charles Silliman, Company K, 6th Regiment, 1st Army Corps, calling him a "damn big mouthed son of a bitch." This, at Camp near Arsenal, Washington, D. C., on or about the 5th day of July, 1865.

Specification 2d.—In this, that the said Sergeant Robt. P. Quinn, Company K, 6th Regiment, 1st Army Corps, did raise his hand to strike, and did offer violence to the Orderly Sergeant of his Company, H. F. Jacobs, saying, "you God damned son of a bitch, I'll fix you when I get out of the guard house," or words to that effect, while said Orderly Sergeant was in the discharge of his duty. This at Camp of the 6th Regiment 1st Army Corps, near the Arsenal, Washington, D. C., on or about the 5th day of July, 1865.

Specification 3d.—In this, that the said Sergeant Robt. P. Quinn, Company K, 6th Regiment, 1st Army Corps, did offer to fight Charles Silliman, of Company K, 6th Regiment, 1st Army Corps, using the following language, "you God damned white livered son of a bitch, I will fight you whether my hands are tied or not," or words to that effect. All this, at Camp near Arsenal, Washington, D. C., on or about July 5th 1865.

PLEA :—"Not Guilty."

FINDING :—"Guilty."

And the Court does therefore sentence him, Robt. P. Quinn, Company K, 6th Regiment, 1st Army Corps, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, to have his head shaved and be drummed out of camp at the point of the bayonet, and be confined at hard labor with ball and chain, ball to weigh not less than thirty-two pounds, chain not less than ten feet long, at such place as the Commanding General may direct, for the period of two (2) years."

5th. WILLIAM L. CROSS, Private, Company K, 6th Regiment, 1st Army Corps.

CHARGE :—"Desertion."

Specification.—In this, that the said Private William L. Cross, Company K, 6th Regiment, 1st Army Corps, did, on or about the 9th day of July, 1865, absent himself from his Company and Regiment without permission from the proper authority, and did remain absent until July 16th, 1865. All this, at camp near Arsenal, Washington, D. C.

PLEA :—"To the Specification, "Guilty."

To the Charge, "Not Guilty."

FINDING :—"Of the Specification, "Guilty."

Of the Charge, "Not Guilty of Desertion," but "Guilty of Absence without leave."

And the Court does therefore sentence him, William L. Cross, Private, Co. K, 6th Regt., 1st Army Corps, "To be confined at hard labor at such place as the Commanding General may direct, for the period of three months, and to forfeit to the United States all pay and allowances now due or to become due him, for the same period of time."

6th. PATRICK KELLY, Private, Company G, 6th Regiment, 1st Army Corps.

CHARGE :—"Desertion."

Specification.—In this; that he, Private Patrick Kelly, Company G, 6th Regt., 1st A. C., having been duly enlisted into the service of the United States, did absent himself from his command, without proper authority, on or about the 18th day of June, 1865, and was returned to Camp Stoneman, D. C., under guard, on or about the 25th day of June, 1865. All this, at or near Camp Stoneman, D. C., on or about the 18th day of June, 1865.

PLEA :—"Not Guilty."

FINDING :—"Of the Specification of the Charge, "Guilty," except the words, "was returned under guard."

Of the Charge, "Not Guilty of Desertion," but "Guilty of Absence without leave."

And the Court does therefore sentence him, Patrick Kelly, Private, Company G, 6th Regt., 1st Army Corps, "To be confined at hard labor at such place as the Commanding General may direct, for the period of three months, with loss of all pay and allowances for the same period of time."

7th. THOMAS B. MUNN, Private, Company C, 6th Regiment, 1st Army Corps.

CHARGE :—"Conduct prejudicial of good order and military discipline."

Specification.—In this, that he, Private Thomas B. Munn, Company C, 6th Regiment, 1st Army Corps, did, on or about the 24th day of July, 1865, enter the house of Moses Mayer, and violently assault and abuse him. This, at Harrisburg, Penna.

PLEA :—"Not Guilty."

FINDING :—"Guilty."

And the Court does therefore sentence him, Private Thomas B. Munn, Co. C, 6th Regt., 1st Army Corps "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be placed at hard labor, at such place as the Commanding General may direct, for the period of one year."

8th. COLLINS R. PALMERS, Company H, 6th Regiment, U. S. V. V.

CHARGE:—"Conduct prejudicial to good order and military discipline."

Specification.—In this, that he, Private Collins R. Palmers, Company H, 6th Regiment, 1st Army Corps, did, on or about the 24th day of July, 1865, enter the house of Moses Mayer, and violently assault and abuse him. All this, at or near Harrisburg, Penna.

PLEA:—"Not Guilty."

FINDING:—"Guilty."

And the Court does therefore sentence him, Private Collins R. Palmers, Co. H, 6th Regt. U. S. V. V., "To be dishonorably discharged the service of the United States, with loss of all pay and allowances, now due or to become due him, and be confined at hard labor at such place as the General Commanding may direct, for the period of one year."

9th. FREDERICK TEUSHER, Private, Company K, 6th Regiment, U. S. V. V.

CHARGE:—"Desertion."

Specification.—In this, that the said Private Frederick Teusher, Company K, 6th Regt. U. S. Vet. Vols., did, on the 11th day of June, 1865, absent himself from his Company and Regiment without the permission of his commanding officer, and did so remain absent until the 12th day of July, 1865. All this, at Camp Stoueman, D. C.

PLEA:—"To the Specification, "Guilty."

To the Charge, "Not Guilty."

FINDING:—"Of the Specification, "Guilty."

Of the Charge, "Not Guilty of Desertion," but "Guilty of Absence without leave."

And the Court does therefore sentence him, Frederick Teusher, Private, Co. K, 6th Regt., 1st Army Corps, "To be confined at hard labor at such place as the Commanding General may direct, for the period of three months, and to forfeit to the United States all pay and allowances, for the same period of time."

III. Before a General Court Martial, convened at Harrisburg, Penna. pursuant to Special Orders, No. 125, Head-Quarters, Department of Pennsylvania, Philadelphia, Pennsylvania, May 24th, 1865, of which Colonel GEORGE ZINN, was President, were arraigned and tried:

1st. GEORGE D. MOREAU, Private, Company F, 119th Pennsylvania Volunteers.
CHARGE:—"Desertion."

Specification.—In this, that said Private George D. Moreau, Company F, 119th Regiment Pennsylvania Volunteers, now a patient in the York U. S. A. General Hospital, did desert his Company and Regiment, on or about the 25th day of June, 1863, and was brought back to the same under guard, on or about the 28th day of December, 1864, and was at the time of his transfer to the U. S. A. General Hospital, at York, Pennsylvania, under arrest upon the charge of desertion. This, from his descriptive list, furnished by 1st Lieut. Thomas Morris, Commanding Company F, 119th Regiment, Pennsylvania Volunteers, dated near Petersburg, Va., on the 5th day of March, 1865.

PLEA:—"Not Guilty."

FINDING :—Of the Specification of the Charge, "Guilty," except the words, "did desert."

Of the Charge, "Not Guilty of Desertion," but "Guilty of Absence without leave."

And the Court does therefore sentence him, George D. Moreau, Private Co., F, 119th Pa. Vols, "To forfeit to the United States all pay and allowance now due him, and be confined at hard labor at such one of public works as the Commanding General may direct, for the period of six months, with loss of all pay for the same period of time."

2d. AUGUSTUS BLACKBURN, Drafted man of the 16th District of Pennsylvania.

CHARGE :—"Desertion"

PLEA :—"To the Specification of the Charge, "Guilty."
To the Charge, "Not Guilty."

FINDING :—Of the Specification—The Court accept the plea of the prisoner in so far as set forth in the Specification, but attach no criminality thereto.

Of the Charge, "Not Guilty."

And the Court do therefore acquit him.

IV. Before a General Court Martial, convened at Winchester, Virginia, by virtue of Special Orders, No. 20, Head-Quarters, Army of the Shenandoah, Middle Military Division, May the 12th, 1865, of which Lieutenant Colonel T. W. MORRISSON, was President, were arraigned and tried:

1st. ROBERT L. DEINHART, Company G, 5th New York Cavalry.

CHARGE :—"Conduct prejudicial to good order and military discipline."

Specification.—In this, that the said Robert L. Deinhart, Private, Company G, 5th N. Y. Cavalry, did, in conjunction with, and aided by one Chas. L. Prime, a private of Company K, 214th Regiment of Infantry, Pennsylvania Volunteers, steal, take, and carry away, from John J. Taggart, a private of Company G, 214th Regiment of Infantry, Pennsylvania Volunteers, money to the amount of one hundred and forty-five dollars, more or less. This, at Winchester, Virginia, on or about the 3d day of July, 1865.

PLEA :—"Guilty."

FINDING :—"Guilty."

And the Court does therefore sentence him, Robt. L. Deinhart, Co. G, 5th New York Cavalry, "To be dishonorably discharged from the service of the United States, and be confined at hard labor on any public work the Commanding General may direct, for and during the period of six (6) months."

2d. ROBERT A. PARK, Private, Signal Corps, United States Army.

CHARGE :—"Embezzlement."

Specification.—In this, that the said Robert A. Park, Private, Signal Corps, United States Army, did, on or about the 2d day of July, 1865, take from the Signal Reserve Camp, near Winchester, Va., with intent to forward to his home, or dispose of it for his own benefit, the following Government property, viz: One McClellan saddle, complete.

PLEA :—"Not Guilty."

FINDING :—"Guilty."

And the Court does therefore sentence him, the said Private Robert A. Park, Signal Corps, United States Army, "To be dishonorably discharged the service of the United States, to forfeit all bounties now due him, or that might become due him from the United States, and to be confined at hard labor, on any public work the Commanding General may direct, for and during the period of six (6) months."

GEORGE H. WARREN, Private, Signal Corps, United States Army.

CHARGE :—"Embezzlement."

Specification.—In this, that the said George H. Warren, Private, Signal Corps, U. S. Army, did, on or about the 2d day of July, 1865, take from the Signal Reserve Camp, near Winchester, Va., with intent to forward to his home, or dispose of it for his own benefit, the following Government property, viz: One McClellan saddle, complete.

PLEA :—"Not Guilty."

FINDING :—"Guilty."

And the Court does therefore sentence him, Private George H. Warren, Signal Corps, United States Army, "To be dishonorably discharged the service of the United States, with loss of all bounties now due or may become due him from the United States, and to be confined at hard labor on any public work the Commanding General may direct, for and during the period of six months."

V. Before a General Court Martial, convened at the Head Quarters of the 5th Regiment, United States Cavalry, Camp Emory, Cumberland, Maryland, pursuant to General Orders, No. 4, Head-Quarters, District of Cumberland, D. W. V., Cumberland, Md., July 12th, 1865, of which Captain LEICESTER WALKER, was President, were arraigned and tried:

1st. WILLIAM WHITTEMORE, Private, Company I, 5th United States Cavalry.

CHARGE :—"Violation of the 46th Article of War."

Specification 1st.—Leaving his Post without proper authority.

Specification 2d.—In this, that he, Private William Whittemore, of Company I, 5th United States Cavalry, a member of the guard, and duly posted sentinel, left his post, entered the forage tent of his Company, and there fell asleep. All this, at the camp of the 5th United States Cavalry near Cumberland, Md., on or about the morning of the 1st of July, 1865.

PLEA :—"Not Guilty."

FINDING :—"Guilty."

And the Court does therefore sentence him, Private William Whittemore, Company I 5th United States Cavalry, "To forfeit ten (10) dollars of his monthly pay for eight months, and to be confined under charge of the guard, at hard labor for six months, to wear a ball and chain, attached to his left ankle, for three months, the ball to weigh twenty-four pounds, and chain to be six feet long."

2d. JOHN LAWLER, Private, Battery B, 5th United States Artillery.

CHARGE :—"Desertion."

PLEA :—"Not Guilty."

FINDING :—"Not Guilty."

And the Court do therefore acquit him, Private John Lawler, Battery B, 5th United States Artillery. He will be released from confinement and returned to duty with his Company.

VI. Before a General Court Martial, convened at Clarksburg, West Virginia, pursuant to Special Orders, No. 36, Head-Quarters, 1st Division, Department of West Virginia, Clarksburg, West Virginia, June 18, 1865, of which Major E. P. ROHBACK, 74th Pennsylvania Volunteers, Infantry, was President, were arraigned and tried:

1st. JOHN W. KESTERSON, Private, Company B, 2d West Va. Vet. Vols., Infantry.

CHARGE 1st:—"Conduct prejudicial to good order and military discipline."

Specification 1st.—In this, that Private John W. Kesterson, Company B, 2d West Virginia Veteran Volunteers, Infantry, did become too drunk to go on duty, on or about the morning of the 3d of June, 1865. This, at Cumberland, Md.

Specification 2d.—In this, that Private John W. Kesterson, Company B, 2d West Virginia Veteran Volunteers, Infantry, when ordered to the Guard House, by his commanding officer, 1st Lieut. John N. Dean, Company B, 2d West Virginia Veteran Volunteers, Infantry, did call him "a God damned son of a bitch," and tell him he had better get out of his way, or he would hurt him, or words to that effect. This, at Cumberland, Maryland, on or about the 3d day of June, 1865.

CHARGE 2d:—"Threatening to strike his superior officer."

Specification.—In this, that Private John W. Kesterson, Company B, 2d West Virginia Veteran Volunteers, Infantry, did load and cap his gun, and swear by God that he would shoot 1st Lieut. John N. Dean, Company B, 2d West Virginia Veteran Volunteers, Infantry, and when arrested by the guard, did try to get away from them, to strike his superior officer, 1st Lieut. John N. Dean, Co. B, 2d W. Va. Vet. Vols., Infy.

PLEA:—"Not Guilty."

FINDING:—Of the 1st Specification, 1st Charge, "Guilty."

Of the 2d Specification, 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the Specification, 2d Charge, "Guilty," except the words, "did load and cap his gun, and swore by God he would shoot 1st Lieut. John N. Dean."

Of the 2d Charge, "Guilty."

And the Court do therefore sentence him, Private John W. Kesterson, Company B, 2d West Virginia Veteran Volunteers, Infantry, "To be confined six months at hard labor, with forfeiture of three months pay, at such place as the Commanding General may direct."

VII. Before a Military Commission, convened at Roads Hill, Virginia, pursuant to Special Orders, No. 60, Head-Quarters, Army of the Shenandoah, Middle Military Division, June 22d 1865, of which Captain JAS. W. TITUS, 192d Ohio Volunteers, was President, were arraigned and tried:

1st. JAMES GALLADAY, a citizen.

CHARGE:—"Horse stealing."

Specification.—In this, that the said James Galladay, citizen, of Shenandoah County, Va., did take a certain pale sorrel horse, of the value of one hundred (100) dollars, belonging to and being the property at the time, of James W. Grinn, a citizen, and trade the said horse to Private Joseph Boyer, Company H, 22d New York Vol. Cav., for another horse. All this, near Hawkinstown in the County of Shenandoah and State of Virginia, on or about the night of the 1st day of July, 1865.

PLEA :—"Not Guilty."

FINDING :—"Guilty."

And the Court do therefore sentence him, the said James Galladay, citizen, "To be imprisoned and kept at hard labor for the period of two years and six months, at such place as the Commanding General may direct."

VIII. Before a Military Commission, convened at Mount Jackson, pursuant to Special Orders, No. 60, Head-Quarters, Army of the Shenandoah, Middle Military Division, June 23d 1865, of which Capt. JAMES W. TITUS, 192d Ohio Volunteers, was President, were arraigned and tried :

JOHN L. ARNOLD, alias, MISSISSIPPI.

CHARGE :—"Horse stealing."

Specification.—In this, that the said John L. Arnold, alias Mississippi, citizen, did take or assist to take two horses from the premises of Adam B. Speck, Esq., without any authority whatever. The said John L. Arnold, alias Mississippi, knowing at the same time that the said horses were not his own property. This, at or near the residence of Adam B. Speck, Esq., in Frederick County, Virginia, on or about the 19th day of May, 1865.

PLEA :—"Not Guilty."

FINDING :—"Guilty."

And the Court does therefore sentence him, the said John L. Arnold, alias Mississippi, "To be imprisoned and kept at hard labor for the period of five years, at such place as the Commanding General may direct."

IX. Before a General Court Martial, convened at Head-Quarters of the 3d Division, Army of the Shenandoah pursuant to Special Orders, No. 77, Head-Quarters, 3d Division, A. S. June 20th, 1865, of which Lieutenant Colonel JOHN C. GILMORE, 193d New York Volunteers was President, were arraigned and tried :

JOHN JOHNSON, Private, Company F, 192d New York Volunteers.

CHARGE :—"Desertion."

Specification.—In this, that he, John Johnson, an enlisted soldier in the service of the United States, Private of Company F, 192d Regiment of New York State Volunteers, did desert said service from his Regiment at Summit Point, Virginia, on or about the 14th day of June, 1865, and did remain absent until delivered up as a prisoner at the Head-Quarters, 3d Division, Army of the Shenandoah, on or about the 20th day of June, 1865.

PLEA :—"Guilty."

FINDING :—"Guilty."

And the Court do therefore sentence him, John Johnson, Private, Company F, 192d Regiment, New York State Volunteers, "To forfeit all pay and allowances that are now or may become due him, to be dishonorably discharged the service of the United States, and to be confined at hard labor at such place as the Commanding General may direct, for the period of two years." And the Court is thus lenient, on account of the previous good character and behavior of the accused as a soldier.

X. The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon :

XI. The proceedings and findings of the General Court Martial in the cases of WILLIAM BRAMER, Private, Company E, 136th Ohio Volunteers, ROBERT H. STAPLES, Private, Company F, 3d Iowa Volunteers, JOHN R. LITTLE, Private, Company E, 8th U. S. Infantry, SEBASTIAN MILLER, Private, Company E, 8th U. S. Infantry, CHARLES DRAKE, Private, Company C, 29th Massachusetts Volunteers, MARCUS P. FERRIS, Private, Company D, 1st Regiment, U. S. Veteran Volunteers, JOHN CRAIGHTON, Private, Company A, 3d Rhode Island Heavy Artillery, and JOHN LAWLER, Private, Battery B, 5th United States Artillery are approved and confirmed by the Major General Commanding. The prisoners will be released from confinement and returned to duty.

XII. The proceedings, findings and sentences in the cases of FRANKLIN MYERS, Private, Company C, 213th Pennsylvania Volunteers, ISRAEL LAUGHNER, Private, Company B, 16th Regiment, Veteran Reserve Corps, AUGUST KNITTLE, Private, Company B, 16th Regiment, Veteran Reserve Corps, MARTIN KINKLE, Private, Company E, 6th Regiment, United States Veteran Volunteers, R. P. QUINN, Sergeant, Company K, 6th Regiment, United States Veteran Volunteers, WILLIAM L. CROSS, Private, Company K, 6th Regiment, United States Veteran Volunteers, PATRICK KELLY, Private, Company G, 6th Regiment, United States Veteran Volunteers, THOMAS B. MUNN, Private, Company C, 6th Regiment, United States Veteran Volunteers, COLLINS R. PALMERS, Private, Company H, 6th Regiment, United States Veteran Volunteers, FREDERICK TEUSHER, Private, Company K, 6th Regiment, United States Veteran Volunteers, GEORGE D. MOREAU, Private, Company F, 119th Pennsylvania Volunteers, ROBERT L. DEINHART, Private, Company G, 5th N. Y. Cav., ROBERT A. PARK, Private, Signal Corps, United States Army, GEORGE H. WARREN, Private, Signal Corps, United States Army, JOHN W. KESTERSON, Private, Company B, 2d West Virginia Veteran Volunteers, Infantry, and JOHN JOHNSON, Private, Company F, 193d New York Volunteers, are approved and confirmed, and will be duly carried into execution. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoners will be conducted under a suitable guard.

The Quartermaster's Department will furnish the necessary transportation.

XIII. The proceedings, findings, and sentences in the cases of JAMES GALLADAY, citizen, and JOHN L. ARNOLD, alias MISSISSIPPI, citizen, are approved and confirmed, and will be duly carried into execution. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoners will be conducted under a suitable guard.

The Quartermaster's Department will furnish the necessary transportation.

XIV. The proceedings, findings and sentences in the case of WILLIAM WHITTEMORE, Private, Company I, 5th United States Cavalry, are approved and confirmed, and will be duly executed.

XV. In the case of AUGUSTUS BLACKBURN, Drafted man, the proceedings and findings of the Court are disapproved.

The prisoner entered the plea of Guilty to a Specification, setting forth a series of circumstances highly criminal. No testimony was introduced by either the prosecution or defense, yet the Court bring in a finding wherein they confirm the plea of the prisoner, but attach no criminality thereto.

From the facts as they appear on the record of the proceedings, it cannot be conceived how the Court could arrive at such an illogical and improper finding.

The final address of a prisoner is not to be regarded as evidence, it may effect the Court in their award of sentence, but cannot have any weight in determining their finding.

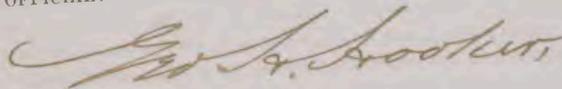
By command of

Major General HANCOCK.

GEORGE H. HOOKER,

ASSISTANT ADJUTANT GENERAL.

OFFICIAL:



ASSISTANT ADJUTANT GENERAL.

HEADQUARTERS MIDDLE MILITARY DEPARTMENT,

BALTIMORE, Md., *September 30, 1865.*

GENERAL ORDERS,)

No. 22.)

Before a General Court-Martial convened at Winchester, Va., pursuant to Special Orders, No. 30, Headquarters Army of the Shenandoah, Middle Military Division, May 12, 1865, of which Lieut. Col. T. W. MORRISON, 146th Indiana Volunteers, was President, was arraigned and tried:

James P. Corns, 2d Lieut. 22d N. Y. Cavalry.

CHARGE:

Conduct unbecoming an Officer and a Gentleman.

Specification 1st.—In this, that the said *James P. Corns*, 2d Lieut. of the 22d Regiment of New York Cavalry Volunteers, did expose himself to the view of the citizens and soldiers in the streets of Winchester in a beastly state of intoxication. This on or about the 14th day of July, 1865.

Specification 2d.—In this, that the said *James P. Corns*, 2d Lieut. of the 22d Regiment of Cavalry, New York Volunteers, after drinking from a cup used by the Provost Guard of Winchester, did throw the said cup into the street, and upon being asked in a respectful manner by a sentinel to return the said cup, did abusively reply, "Go to hell you damn Dutch fool," or words to that effect. This at Winchester, Va., on or about the 14th day of July, 1865.

Specification 3d.—In this, that the said *James P. Corns*, 2d Lieut. of the 22d Regiment of New York Cavalry Volunteers, after being put in arrest by Lieut. R. F. Wal-

born, officer of the Provost Guard of Winchester, Va., upon being asked by the said Lieut. R. F. Walborn, officer of the Provost Guard of Winchester, Va., "What is your name?" did insolently and abusively reply, "My name is John Andrews, 2d Lieutenant of the 22d New York Cavalry, God damn you." This at Winchester, Va., on or about the 14th day of July, 1865.

Specification 4th.—In this, that the said *James P. Corns*, 2d Lieutenant of the 22d Regiment of Cavalry, New York Volunteers, having been ordered by Lieut. R. F. Walborn, officer of the Provost Guard of Winchester, Va., to report in arrest at the office of the Provost Marshal General, District of Winchester, at 9 o'clock, A. M., of the 15th day of July, 1865, did fail to report as ordered. This at Winchester, Va., on or about the 15th day of July, 1865.

To which charge and specifications the accused pleaded :

To the 1st specification the accused pleads "Guilty" of having been about the time specified in Winchester, and having drunk too much, but wishes to explain that he was not upon duty at the time, and was not in any beastly intoxication.

To the 2d specification, "Not guilty."

To the 3d specification, "Not guilty."

To the 4th specification, "Guilty," with the explanation that accused was not acquainted with Lieut. Walborn, or his position, and said Lieut. Walborn at the time had no arms, or badge of rank or office upon his person; nor was the accused aware that said Lieut. Walborn was upon duty as an officer of the Provost Guard.

To the charge, "Not guilty."

FINDING.

Of the 1st specification of the charge, "Guilty," except the word "beastly."

Of the 2d specification, "Guilty."

Of the 3d specification, "Guilty."

Of the 4th specification, "Guilty."

Of the charge, "Guilty."

And the Court does therefore sentence him, *James P. Corns*, 2d Lieut. 22d New York Cavalry, "To be dishonorably dismissed the service of the United States."

Before a General Court-Martial convened at the Headquarters of the 3d Division, Army of the Shenandoah, pursuant to Special Orders, No. 67, Headquarters 3d Division, Army of the Shenandoah, June 8, 1865, of which Col. W. W. GRISWOLD, 152d Indiana Volunteers, was President, were arraigned and tried:

1. *Joseph Girvin*, private Co. C, 193d New York Volunteers.

CHARGE:

Desertion.

Specification.—In this, that he, *Joseph Girvin*, an enlisted soldier in the service of the United States, private of Co. C, 193d Regiment of New York Volunteer Infantry, did desert the said service while on picket, and from the 193d Regiment New York Volunteer Infantry, 3d Brigade, 3d Division, A. of S., at or near Summit Point, Va., on or about the 12th day of June, 1865, and did remain absent from the said Regiment and service until arrested as a deserter, near Shephards-town, Va., on or about the 15th day of June, 1865. All this at or near Summit Point, Va.

To which charge and specification the accused pleaded, "Not guilty."

FINDING.

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court does therefore sentence him, *Joseph Girvin*, private Co. C, 193d Regiment New York Volunteers, "To be shot to death with musketry, at such time and place as the Commanding General may direct."

2. *Benjamin P. Hinkley*, private Co. C, 193d N. Y. Volunteers.

CHARGE:

Desertion.

Specification.—In this, that he, *Benjamin P. Hinkley*, an enlisted soldier in the service of the United States, private of Co. C, 193d N. Y. Volunteers, did desert the said service while on picket, and from the 193d N. Y. Volunteer Infantry, 3d Brigade, 3d Division, A. of S., at or near Summit Point, Va., on or about the 12th day of June, 1865, and did remain absent from the said Regiment and service until arrested as a deserter, near Shephardstown, Va., on or about the 15th day of June, 1865. All this at or near Summit Point, Va.

To which charge and specification the accused pleaded, "Not guilty."

FINDING.

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court does therefore sentence him, private *Benjamin Hinkley*, of Co. C, 193d Regiment N. Y. Volunteers, "To be shot to death with musketry, at such time and place as the Commanding General may direct."

Before a General Court-Martial convened at Headquarters 2d Division, Army of the Shenandoah, pursuant to Special Orders, No. 96, Headquarters 2d Division, Army of the Shenandoah, June 30, 1865, of which Col. GEORGE W. RIDDLE, 144th Indiana Infantry Volunteers, commanding 1st Brigade, was President, was arraigned and tried:

William T. Payne, Captain Co. K, 191st Ohio Volunteers.

CHARGE 1ST:

Conduct Prejudicial to Good Order and Military Discipline.

Specification.—In this, that the said *William T. Payne*, Captain Co. K, 191st Regiment Ohio Volunteers, did whilst under

the influence of intoxicating liquors, create a disturbance in the presence of enlisted men of the 191st Regiment of O. V. I., thereby lessening their respect towards their officers. This at the camp of the 191st Regiment O. V. I., at Stevenson Depot, Va., on or about the 28th day of May, 1865.

CHARGE 2D:

Conduct Unbecoming an Officer and a Gentleman.

Specification.—In this, that the said *William T. Payne*, Captain Co. K, 191st Regiment O. V. I., did, without provocation, say to Leopold Pape, 2d Lieut. of Co. K, 191st Regiment O. V. I., “You are a God damned son-of-a-bitch, and I will whip you, God damn you,” or words to that effect. All this on or about the 28th day of May, 1865, at camp of the 191st Regiment O. V. I., Stevenson Station, Va.

CHARGE 3D:

Violation of the 24th Article of the Articles of War.

Specification.—In this, that the said *William T. Payne*, Captain of Co. K, 191st Regiment O. V. I., did without provocation follow through the camp of the 191st Regiment O. V. I., and frequently strike at, and strike Leopold Pape, 2d Lieut. Co. K, 191st Regiment O. V. I. All this at the camp of the 191st Regiment O. V. I., on or about the 28th day of May, 1865.

CHARGE 4TH:

Habitual Drunkenness

Specification 1st.—In this, that the said *William T. Payne*, Captain Co. K, 191st Regiment O. V. I., did, whilst under the influence of intoxicating liquors, in company with others at the Sutler's tent of the 191st Regiment O. V. I., create a disturbance, thereby bringing into requisition a guard to disperse said party to their respective quarters. All this on or about the 31st day of May, 1865.

Specification 2d.—In this, that the said *William T. Payne*, Captain Co. K, 191st Regiment O. V. I., during the month of May, 1865, has been almost daily more or less under the influence of intoxicating liquors, thereby rendering himself unfit to properly discharge the duties required from him as Captain of a Company. All this at the camp of his Regiment at Stevenson Station, Va.

CHARGE 5TH:

Violation of the 39th Article of the Articles of War.

Specification 1st.—In this, the said *William T. Payne*, Captain Co. K, 191st Regiment O. V. I., took of Rolando F. Falmestock, a private of Co. K, 191st Regiment O. V. I., his receipt for four hundred and forty-five (\$445) dollars, deducting five dollars therefrom, which amount, as falsely stated by the said *William T. Payne*, Captain Co. K, 191st Regiment O. V. I., was paid to Leopold Pape, 2d Lieut. Co. K, 191st Regiment O. V. I., for services rendered in making settlement with the said Rolando F. Falmestock, private in Co. K, 191st Regiment O. V. I., in reference to his bounty claim. All this on or about, the 20th day of April, 1865, at the camp of the 191st Regiment O. V. I.

Specification 2d.—In this, that the said *William T. Payne*, Captain Co. K, 191st Regiment O. V. I., attempted to swindle Leopold Pape, 2d Lieut. of Co. K, 191st Regiment O. V. I., out of the sum of ten dollars in the settlement of his bounty account, by making a false entry in his memorandum book. All this at the camp of the 191st Regiment O. V. I., on or about the 2d day of June, 1865.

To which charges and specifications the accused pleaded, "Not guilty."

FINDING.

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty," except as to the words "and strike."

Of the 3d charge, "Guilty."

Of the 1st specification of the 4th charge, "Guilty."

Of the 2d specification of the 4th charge, "Guilty."

Of the 4th charge, "Guilty."

Of the 1st specification of the 5th charge, "Guilty."

Of the 2d specification of the 5th charge, "Guilty," but not in violation of the 39th Article of the Articles of War.

Of the charge, "Guilty."

And the Court do therefore sentence him, the said *William T. Payne*, Captain Co. K, 191st Regiment of Ohio Volunteers, "To be cashiered, and to refund to Rolando F. Falmestock, a private of Co. K, 191st Regiment of Ohio Volunteers, the sum of five dollars."

Before a General Court-Martial convened at Headquarters 3d Division, Army of the Shenandoah, pursuant to Special Orders, No. 89, Headquarters 3d Division, Army of the Shenandoah, July 6, 1865, of which Brig. Genl. STEPHEN THOMAS, U. S. Volunteers, was president, was arraigned and tried:

Lieut. Col. *Theodore F. Colgrove*, 147th Regt. Indiana Vols.

CHARGE:

Conduct Unbecoming an Officer and a Gentleman.

Specification.—In this, that he, the said Lieut. Col. *Theodore F. Colgrove*, 147th Regiment Indiana Volunteer Infantry, while undergoing sentence of a General Court-Martial, did get drunk, and did, in the presence of officers and enlisted men of the said 147th Regiment Indiana Volunteer Infantry, and citizens of Berryville, Va., engage in a street fight with 1st Lieut. E. B. Warren, 147th Regiment Indiana Volunteer Infantry, and did strike the said 1st Lieut. E. B. War-

ren with a brick-bat or stone, and further, he, the said Lieut. Col. *Theodore F. Colgrove*, as aforesaid, did make use of improper and profane language, and did say to the said 1st Lieut. E. B. Warren, "I'll kill you, you damned son-of-a-bitch," or words to that effect. All this at or near Berryville, Va., on or about the 24th day of June, 1865.

To which charge and specification the accused pleaded, "Not guilty."

FINDING.

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court does therefore sentence him, Lieut. Col. *Theodore F. Colgrove*, 147th Regiment of Indiana Volunteer Infantry, "To be dismissed the service of the United States."

Before a General Court-Martial convened at the camp of the 8th Ohio Volunteer Cavalry, near Clarksburg, West Va., pursuant to Special Orders, No. 36, Headquarters 1st Division, Department of West Va., Clarksburg, West Va., June 18, 1865, of which Col. G. HOBURG, 74th Penna Volunteer Infantry, was President, was arraigned and tried:

Capt. *W. H. Wolfe*, Co. E, 74th Penna. Volunteer Infantry.

CHARGE 1ST:

Disorderly Conduct towards his Superior Officer.

Specification.—In this, that he, Capt. *W. H. Wolfe*, Co. E, 74th Regiment Penna. Vols., threatened and offered to strike his superior officer, Major E. P. Rohback, 74th Regiment Penna. Vols. This at or near Clarksburg, W. Va., on or about the 2d day of June, 1865.

CHARGE 2D :

Conduct prejudicial to Good Order and Military Discipline.

Specification.—In this, that he, Capt. *W. H. Wolfe*, Co. E, 74th Regiment Penna. Vols., threatened and offered to strike his superior officer, Major E. P. Rohback ; he, Capt. *W. H. Wolfe*, of Co. E, 74th Regiment Pa. Vols., at the same time raising his fist towards Major E. P. Rohback, 74th Regt. Pa. Vols. This in the presence of enlisted men at or near Clarksburg, W. Va., on or about the 2d day of June, 1865.

CHARGE 3D :

Conduct unbecoming an Officer and a Gentleman.

Specification.—In this, that he, Capt. *W. H. Wolfe*, Co. E, 74th Regiment Penna. Vols., threatened and offered to strike Major E. P. Rohback, 74th Regiment Pa. Vols. All this at or near Clarksburg, W. Va., on or about the 2d day of June, 1865.

To which charges and specifications the accused pleaded "Not Guilty."

FINDING.

Of the specification 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification 2d charge, "Guilty."

Of the 2d charge, "Guilty."

Of the specification 3d charge, "Guilty."

Of the 3d charge, "Guilty."

And the Court do therefore sentence him, Capt. *W. H. Wolfe*, 74th Penna. Vol. Infantry, "to be dismissed the service of the United States."

Before a General Court Martial, convened at Head Quarters, 2nd Division, Army of the Shanandoah, pursuant to Special Orders No. 113, Head Quarters 2nd Division, Army of the Shenandoah,

July 17, 1865, of which Lt. Colonel THOMAS C. DALBY, 150th Indiana Volunteers, was President, were arraigned and tried:

1. *James H. Stewart*, 1st Lieut. Co. D, 191st Ohio Vols.

CHARGE 1ST:

Conduct unbecoming an Officer and a Gentleman.

Specification 1st.—In this, that 1st Lieut. *James H. Stewart*, Co. D, 191st O. V. I., being detailed by order of his superior officer, Col. R. L. Kimberly, 191st O. V. I., to act as officer of the Camp Guard of the 191st O. V. I., did assume command of the guard in citizens clothing, he was immediately relieved by his commanding officer, Col. R. L. Kimberly, and notified to provide himself with a proper uniform. All this at camp of 191st O. V. I., at Halltown, Va., on or about the 25th day of March, 1865.

Specification 2d.—In this, that 1st Lieut. *James H. Stewart*, 191st O. V. I., did while in the City of Annapolis, Md., on the 1st day of May, 1865, receive two hundred and fifty-one dollars, from U. S. Government as pay as 1st Lieut. 191st O. V. I., and did report for duty to his commanding officer, Col. R. L. Kimberly, 191st O. V. I., in citizens clothing. This at camp 191st O. V. I., on or about the 5th day of May, 1865.

Specification 3d.—In this, that on the 25th day of March, 1865, 1st Lieut. *James H. Stewart*, 191st O. V. I., was ordered by his superior officer, Col. R. L. Kimberly, 191st O. V. I., to provide himself with a proper uniform, has, up to the date, refused to obey the said order, and is unprovided with the proper uniform, and does claim the right to exercise his authority as 1st Lieut. U. S. Vols., in said clothing, at camp of 191st O. V. I., State of West Virginia, from the 25th day of March, 1865, to the 26th day of June, 1865.

Specification 4th.—In this, that 1st Lieut. *James H. Stewart*, 191st O. V. I., at the organization of the Regiment at Camp Chase, Ohio, on or about the 8th day of March, 1865, since which time he has failed to provide himself with a proper uniform, after being ordered to do so by his commanding officer, Col. R. L. Kimberly, 191st O. V. I., and has during this time drawn pay from the U. S. Government to the amount of two hundred and fifty-one dollars. All this in the States of Ohio, West Virginia and Maryland, during the months of March, April, May and June, 1865.

Specification 5th.—In this, that 1st Lieut. *James H. Stewart*, 191st O. V. I., neglected to change his clothing, and did breed vermin, and go through the camp in a filthy condition, to the disgust of his brother officers. All this at camp of the 191st O. V. I., at Stevenson's Station, Va., in the month of June, 1865.

Specification 6th.—In this, that 1st Lieut. *James H. Stewart*, 191st O. V. I., did leave his quarters and sleep with the enlisted men of his Company. All this at camp of 191st O. V. I., at Stevenson's Station, Va., on or about the 22d, 23d, 24th and 26th days of June, 1865.

CHARGE 2D:

Insubordination.

Specification 1st.—In this, that 1st Lieut. *James H. Stewart*, 191st O. V. I., being ordered by his superior officer, Col. R. L. Kimberly, 191st O. V. I., to provide himself with a proper uniform, did fail to do so, and insisted on wearing citizens clothes in violation of said order. All this at camp of 191st O. V. I., State of West Virginia, from the 25th day of March, 1865, to the 26th day of June, 1865.

Specification 2d.—In this, that 1st Lieut. *James H. Stewart*, 191st O. V. I., did go to his commanding officer, Lieut. Col. E. M. Driscoll, commanding 191st O. V. I., and de-

mand of him a copy of General Orders, No. 10, dated at Headquarters 191st O. V. I. All this at camp 191st O. V. I., Stevenson Station, Va., on or about the 12th day of June, 1865.

Specification 3d.—In this, that 1st Lieut. *James H. Stewart*, 191st O. V. I., when placed in arrest by his commanding officer, Lieut. Col. E. M. Driscoll, commanding 191st O. V. I., did write him an insulting note, to wit: I demand a reason why you put me in arrest, as I have not done anything to justify such tyrannical treatment, sending the note on a slip of paper by an enlisted man, so that he could read it, or show it to whom he pleased. All this at camp of 191st O. V. I., at Stevenson's Station, Va., on or about the 26th day of June, 1865.

Specification 4th.—In this, that 1st Lieut. *James H. Stewart*, 191st O. V. I., being in arrest, and his sword demanded by his superior officer, through A. W. Ball, Regimental Adjutant, did state a falsehood to said Adjutant, saying at first his sword was in his tent, if you, (meaning the Regimental Adjutant) want it, go in there and get it, and afterwards said it, (meaning his sword) was not in his quarters, but was out and he could not get it. All this at camp of 191st O. V. I., at Stevenson's Station, Va., on or about the 26th day of June, 1865.

Specification 5th.—In this, that 1st Lieut. *James H. Stewart*, 191st O. V. I., did absent himself from officers school, on or about the 16th, 17th, 19th, 20th, 21st, 22d and 24th days of June, 1865, in violation of orders from his commanding officer, E. M. Driscoll, Lieut. Col. 191st O. V. I. All this at camp of 191st O. V. I., at Stevenson's Station, Va., on or about the 16th, 17th, 19th, 20th, 21st, 22d and 24th days of June, 1865.

To which charges and specifications the prisoner pleaded as follows:

To the 1st specification of 1st charge, "Not guilty."

To the 2d specification of 1st charge, "Guilty."

- To the 3d specification of 1st charge, "Not guilty."
- To the 4th specification of 1st charge, "Not guilty."
- To the 5th specification of 1st charge, "Not guilty."
- To the 6th specification of 1st charge, "Guilty."
- To the 1st charge, "Not guilty."
- To the 1st specification of the 2d charge, "Not guilty."
- To the 2d specification of the 2d charge, "Not guilty."
- To the 3d specification of the 2d charge, "Not guilty."
- To the 4th specification of the 2d charge, "Not guilty."
- To the 5th specification of the 2d charge, "Not guilty."
- To the 2d charge, "Not guilty."

FINDING.

- Of the 1st specification of 1st charge, "Guilty."
- Of the 2d specification of 1st charge, "Guilty."
- Of the 3d specification of 1st charge, "Guilty."
- Of the 4th specification of 1st charge, "Guilty."
- Of the 5th specification of 1st charge, "Guilty."
- Of the 6th specification of 1st charge, "Guilty."
- Of the 1st charge, "Guilty."
- Of the 1st specification of 2d charge, "Guilty."
- Of the 2d specification of 2d charge, "Guilty."
- Of the 3d specification of 2d charge, "Guilty."
- Of the 4th specification of 2d charge "Guilty."
- Of the 5th specification of 2d charge, "Guilty."
- Of the 2d charge, "Guilty."

And the Court does therefore sentence the said Lieut. *James H. Stewart*, of the 191st Regiment of Ohio Vol. Infantry, "to be dismissed the service."

2. Captain *Eliphaz Kessner*, Co. K, 193d Ohio Vol. Infantry.

CHARGE 1ST:

Drunkenness on Duty.

Specification.—In this, that the said *Eliphaz Kessner*, Capt. Co. K, 193d Ohio Vols., being the only commissioned officer

on duty with his Company, was so drunk as to be totally unfit for the performances of any of the duties pertaining to his office. All this at or near camp near Jordan Springs, Va., on or about the 16th day of July, 1865.

CHARGE 2D :

Violation of the 9th Article of the Articles of War.

Specification.—In this, that said *Eliphaz Kessner*, Co. K, 193d Ohio Vols., did approach his superior officer, Lieut. Col John E. Jewett, 193d Ohio Vols., being in the execution of his duties as commander of the Regiment, in a menacing manner, with the remark, "I allow no God damned Lieut. Col. to come into my quarters and talk to me in that manner," or words to that effect, and did endeavor to grapple with him, the said Lieut. Col., with the evident design of doing him an injury, the said Lieut. Col. as aforesaid, being in the execution of his office as commandant of the Regiment, endeavoring to quell a disturbance in the quarters of the said *Eliphaz Kessner*, Capt. commanding Co. K, 193d Ohio Vols. All this at camp near Jordan Springs, on or about the 10th day of July, 1865.

To which charges and specifications the accused pleaded, "Not guilty."

FINDING.

Of the specification of 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Court does therefore sentence the said Capt. *Eliphaz Kessner*, of the 193d Regt. Ohio Vol. Infantry, "to be cashiered."

Before a General Court Martial convened at Baltimore, Md., pursuant to Special Orders, No. 13, Headquarters Middle Military De-

partment, Baltimore, August 2, 1865, of which Major THOMAS C. THOBURN, 196th Ohio Vols., was President, was arraigned and tried.

1. *George H. Lindsley*, Co. H, 1st Regt. U. S. V. V. Wagon Master, 1st Brigade, 1st Division, 1st Army Corps.

CHARGE:

Conduct to the prejudice of Good Order and Military Discipline.

To which charge and specifications the accused pleaded, "Not guilty."

Finding—"Not guilty."

And the Court does acquit private *George H. Lindsley*, Co. H, 1st Vet. Vols.

2. *John Finley*, private Co. I, 1st Regt. U. S. V. V.

CHARGE:

Desertion.

Specification.—In this, that the said private *John Finley*, Co. I, 1st Regt. U. S. V. V., having been duly enlisted in the service of the United States, did desert his Company and Regiment, at Camp Stoneman, D. C., on the 15th day of July, 1865, and did remain absent until the 28th day of July, 1865. All this at or near Camp Stoneman, D. C., on or about the 15th day of July, 1865.

To which charge and specification the accused pleaded, "Not guilty."

FINDING.

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court does therefore sentence him, private *John Finley*, Co. I, 1st Regt. U. S. V. V., "to be confined at hard labor at such

place as the General Commanding may direct, for the period of one year, with a ball attached to his right leg with a chain of convenient length, and to forfeit to the United States all pay and allowances for the same period."

3. *William Gardiner*, private Co. I, 1st Regt. U. S. V. V.

CHARGE:

Desertion.

Specification.—In this, that the said private *William Gardiner*, Co. I, 1st Regt. U. S. V. V., having been duly enlisted into the service of the United States, did desert his Company and Regiment, at Camp Stoneman, D. C., on the 10th day of July, 1865, and did remain absent until the 27th day of July, 1865. All this at or near Camp Stoneman, D. C., on or about the 10th day of July, 1865.

To which charge and specification the prisoner pleaded, "Not guilty."

FINDING.

Of the specification, "Guilty."

Of the charge, "Guilty."

And the Court does therefore sentence him, the said *William Gardiner*, private Co. I, 1st Regt. U. S. V. V., "to be confined at hard labor at such place as the General Commanding may direct, with ball and chain, for the period of one year, and to forfeit to the United States all pay and allowance, now due, or may become due him, for the same period of time."

4. *John Mara*, Capt. Co. A, 1st Regt. U. S. V. V.

CHARGE 1ST :

Assault and Battery with intent to Commit Rape.

CHARGE 2D :

Conduct unbecoming an Officer and a Gentleman.

To which charges and specifications the accused pleaded, "Not guilty."

Finding—"Not Guilty."

And the Court do therefore acquit Captain *John Mara*, Co. A, 1st Regt. U. S. Vet. Vols.

The proceedings, findings and sentences in the foregoing cases having been submitted to the Major General Commanding, the following are the orders thereon :

The proceedings and findings of the General Court Martial in the cases of *John Mara*, Capt. Co. A, 1st Regt. U. S. V. V., and *George H. Lindsley*, private Co. II, 1st Regt. U. S. V. V., wagon master 1st Brigade, 1st Division, 1st Army Corps, are approved and confirmed. The prisoners will be released from confinement, and returned to duty.

The proceedings, findings and sentences of the General Court Martial in the cases of *William Gardiner*, private Co. I, 1st Regt. U. S. Vet. Vols., and *John Finley*, private Co. I, 1st Regt. U. S. Vet. Vols., are approved and confirmed, and will be duly carried into execution. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoners will be conducted under a suitable guard. The Quartermaster's department will furnish the necessary transportation.

The proceedings, findings and sentences of the General Courts Martial in the cases of Captain *Eliphaz Kessner*, 193th Regt Ohio Vol. Infantry, 1st Lieut. *James H. Stewart*, 191st Regt. Ohio Vol.

Infantry, Capt. *W. H. Wolfe*, 74th Penna. Vol. Infantry, Lt. Col. *Theodore F. Colgrove*, 147th Regt. Indiana Vol. Infantry, and 2d Lieut. *Jas. P. Corns*, 22d New York Cavalry, are approved and confirmed, and will be duly executed.

In the case of Captain *William T. Payne*, Co. K, 191st Regt. Ohio Vols., the proceedings, findings, (with the exception of Charge 5th and its specifications,) and the sentence, with the exception of the words, "and to refund to Rolando F Fahnestock, a private of Co. K, 191st Regt. Ohio Vols., the sum of five dollars," are approved. So much of the findings and sentence as excepted are disapproved.

The Court find under the 5th Charge, specification 2d, "Guilty," but not in violation of the 39th Article of War, and fail to find what Article of War the prisoner is guilty of. The breach of a private trust is not punishable under this article.

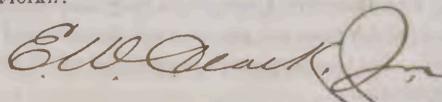
In the cases of *Joseph Girvin*, private Co. C, 193d Regt New York Vols., and *Benjamin Hinkley*, private Co. C, 193d Regt. N.Y. Vols.

The records of the proceedings of the General Court Martial in the foregoing cases fail to show that two-thirds of the members of the Court, concurred in the sentence of death. This is a fatal defect. In view of this defect, and in view of the impossibility of reconvening the Court, in order that the records might be amended, should the facts warrant it, the proceedings, findings and sentences are disapproved. The prisoners will be released from confinement, and returned to duty.

By command of Major General HANCOCK :

GEO. H. HOOKER,
Assistant Adjutant General.

OFFICIAL :



Assistant Adjutant General.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

GENERAL ORDERS, }

BALTIMORE, Md., October 10, 1865.

No. 23.

I. Before a General Court Martial, convened at Baltimore, Md., pursuant to Special Orders, No. 35, (Extract 4,) Head-Quarters, Middle Military Department, Baltimore, Md., and of which Brevet Major General R. O. TYLER, U. S. V., is President, was arraigned and tried:—

1st. D. L. BECKWITH, Captain, 22d Regiment, Veteran Reserve Corps, Assistant Commissary of Musters.

CHARGE 1st:—"Signing Muster Rolls containing false Musters, knowingly, in violation of the 15th Article of War."

Specification 1st.—In this, that Captain D. L. Beckwith, 22d Regt. V. R. C., Asst. Com. of Musters, on or about the 2d day of July, 1865, at Baltimore, Md., did sign Muster-out Rolls, filled in with the name of G. B. Ganton, Co. H, 2d Regt., Ohio Cav., he knowing at the time that the person for whom he signed the Rolls, was not George B. Ganton, and was not a soldier in the U. S. service.

Specification 2d.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 10th day of July, 1865, at Baltimore, Md., did sign Muster-out Rolls, filled in with the name of Private William Halligan, Co. K, 24th Regt., N. Y. Cav., he knowing at the time that the said person for whom he signed the Rolls was not William Halligan, and was not a soldier in the U. S. service.

Specification 3d.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 15th day of July, 1865, at Baltimore, Md., did sign Muster-out Rolls filled in with the name of Private Geo. Wood, Co. B, 34th Regt., Ohio Infantry, he knowing at the time that the said person for whom he signed the Rolls was not George Wood, and was not a soldier in the U. S. service.

Specification 4th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 13th day of July, 1865, at Baltimore, Md., did sign Muster-out Rolls, filled in with the name of James Morris, Private, Co. D, 93d Regt., Penna. Infantry, he knowing at the time, that the person for whom he signed the Rolls was not James Morris, and was not a soldier in the U. S. service.

CHARGE 2d.—"Mustered persons as soldiers who were not soldiers, in violation of the 17th Article of War."

Specification.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 2d day of July, 1865, at Baltimore, Md., did muster certain persons as soldiers, who were not soldiers, to wit: William Amey, under the name of George B. Ganton, as a Private in Co. H, 2d Regt., Ohio Cav., William H. Andrews, under the name of William Halligan, as a Private in Co. K, 24th Regt., N. Y. Cav., George Thatcher, under the name of George Wood, as a Private in Co. B, 34th Regt., Ohio Infantry, and George H. Dashells, under the name of James Morris, as a Private, Co. D, 93d Penna. Regt. of Infantry, the said Beckwith well knowing that these men were not soldiers in the U. S. service.

CHARGE 3d.—“Defrauding the Government of the United States, by obtaining and assisting to obtain the payment of false and fraudulent claims.”

Specification 1st.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 2d day of July, 1865, at Hicks Hospital, Baltimore, Md., did deliver to William Amey, otherwise called George B. Ganton, a citizen, a soldier's discharge, filled in with the name of George B. Ganton, Private, Co. H, 2d Regt., Ohio Cav., signed by Thomas Sim, Surgeon in charge, and D. L. Beckwith, Capt. V. R. C., Mustering Officer, the said Beckwith knowing at the time that the said William Amey, alias George B. Ganton was not a soldier in the U. S. service.

Specification 2d.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 3d day of July, 1865, at Baltimore, Md., did cause William Amey, otherwise known as George B. Ganton, to clothe himself in uniform and meet him at the U. S. Paymaster's Office, and did direct him to say in the presence of the Paymaster, that he was from Columbus, Ohio, and that he had been a prisoner of War, or words to that effect, also, that the said Beckwith, did then and there witness the payment of two hundred and twenty (220) dollars, to the said William Amey, under the name of George B. Ganton, he well knowing at the time that the said payment was fraudulent and that the said Amey or Ganton was not a soldier in the U. S. service, or entitled to the pay; part of which payment the said Beckwith received from the Paymaster, under pretence that it was due the Sutler at Hicks Hospital.

Specification 3d.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 3d day of July, 1865, at Baltimore, Md., did receive from said William Amey, the sum of one hundred and ten (110) dollars, as his share of the transaction.

Specification 4th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 5th day of July, 1865, at Baltimore, Md., did agree with the said William Amey, that the said Amey should procure other men to present fraudulent claims on the Government as discharged soldiers, and that the said Beckwith should receive half of the whole amount drawn in each case.

Specification 5th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 10th day of July, 1865, did agree, combine and conspire with William Amey, George Thatcher, George Dashiells, and William H. Andrews, citizens, to defraud the Government, by presenting fraudulent claims as discharged soldiers for payment.

Specification 6th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 10th day of July, 1865, at the Cross Roads, between Jarvis Hospital and Hicks Hospital, did deliver to William H. Andrews, otherwise called William Halligan, a citizen, a soldier's discharge, filled in with the name of Wm. Halligan, Private, Co. K, 24th Regt., N. Y. Cav., signed by D. L. Beckwith, Mustering Officer, and by the Surgeon in charge of Hicks Hospital, and did tell him to take it to the U. S. Paymaster, promising to meet him there with the Rolls, or words to that effect, he knowing at the time, that the said William H. Andrews, was not a soldier in the service of the United States.

Specification 7th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C. Asst. Com. of Musters, on or about the 10th day of July, 1865, at Baltimore, Md., did go to the U. S. Paymaster's office with William H. Andrews, alias William Halligan, dressed by his direction in uniform, and did present on behalf of the said William H. Andrews or Halligan, a discharge filled in with the name of William Halligan, to the U. S. Paymaster, on which discharge the said Andrews received in presence of said Beckwith, the sum of five hundred and seventy-seven dollars ninety-one cents (\$577.91) the said Beckwith well knowing that the said Andrews was not a soldier in the U. S. service, and that the claim was fraudulent.

Specification 8th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 11th day of July, 1865, at Baltimore, Md., did present for payment at the U. S. Depository, a check signed by Major Hooper, Paymaster, U. S. A. payable to William Halligan, or bearer, and endorsed with the name of William Halligan, and did receive thereon the amount of five hundred and seventy-seven dollars ninety-one cents (\$577.91) he well knowing at the time, that the check was obtained fraudulently and under false pretences from Major Hooper.

Specification 9th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 15th day of July, 1865, at Baltimore, Md., did give to Wm. H. Andrews, a descriptive list purporting to come from Washington and Annapolis, filled in with the name of William Jones, Private, Co. B, 8th Regt., Michigan Infantry, to the intent that the said Andrews should be discharged from the U. S. service as a soldier, the said Beckwith well knowing that the said Andrews was not a soldier in the service of the United States, and did send him to Philadelphia, Penna., for the purpose of being so discharged.

Specification 10th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 18th day of July, 1865, at Baltimore, Md., did send William H. Andrews, otherwise known as William Jones, to Philadelphia, with additional papers, prepared by said Beckwith, in order that the said Andrews might obtain a discharge, by means of which papers, said Andrews wrongfully drew from the U. S. Government the sum of six hundred and eighteen dollars, as a discharged soldier from the U. S. service.

Specification 11th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 15th day of July, 1865, at Baltimore, Md., did deliver to George Thatcher, otherwise known as George Wood, a discharge filled in with the name of George Wood, Private, Co. B, 34th Regt., Ohio Infantry, signed by D. L. Beckwith, Mustering Officer, he well knowing at the time that George Thatcher was not a soldier in the service of the United States, and did instruct the said Thatcher to clothe himself in uniform and present himself to the Paymaster, and to state he was from Columbus, Ohio, and a prisoner of War, which should account for so much pay being due him.

Specification 12th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 15th day of July, 1865, at Baltimore, Md., did meet George Thatcher at the Paymaster's office, and did assist him to draw the sum of five hundred and seventy-one dollars forty-seven cents, (\$71.47) as a discharged soldier, he well knowing that the said Thatcher was not a soldier in the service of the United States.

Specification 13th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 13th day of July, 1865, at Baltimore, Md., did deliver to George H. Dashiells, otherwise known as James Morris, a discharge filled in with the name of James Morris, Private, Co. D, 93d Regt., Penna. Vols Infantry, signed by D. L. Beckwith, Mustering Officer, he well knowing that the said George H. Dashiells was not a soldier in the service of the United States.

Specification 14th.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 13th day of July, 1865, at Baltimore, Md., did meet George H. Dashiells at the U. S. Paymaster's office by appointment, for the purpose of having the said Dashiells paid on his discharge, and did receive from said Dashiells the sum of four hundred and sixty-nine (469) dollars, and did say "This fraud can not be discovered in two years."

CHARGE 4th.—"Knowingly issuing a forged pass."

Specification.—In this, that Captain D. L. Beckwith, 22d Regt., V. R. C., Asst. Com. of Musters, on or about the 10th day of July, 1865, at Baltimore, Md., did deliver to William Andrews, otherwise known as William Jones, a pass filled in with the name of William

Jones, purporting to come from the office of the Provost Marshal General, Middle Military Department, and signed James C. Bronson, Captain, 1st Regt., Hancock's Corps, Asst. P. M., Middle Military Department, which signature was a forgery, the said Captain Beckwith, knowing the pass not to be genuine.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS :

Of the 1st Specification of the 1st Charge, "Guilty."
 Of the 2d Specification of the 1st Charge, "Guilty."
 Of the 3d Specification of the 1st Charge, "Guilty."
 Of the 4th Specification of the 1st Charge, "Guilty."
 Of the 1st Charge, "Guilty."
 Of the Specification of 2d Charge, "Guilty."
 Of the 2d Charge, "Guilty."
 Of the 1st Specification, 3d Charge, "Guilty," except the words, "at Hicks Hospital."
 Of the 2d Specification, 3d Charge, "Guilty."
 Of the 3d Specification, 3d Charge, "Not Guilty."
 Of the 4th Specification, 3d Charge, "Guilty."
 Of the 5th Specification, 3d Charge, "Guilty."
 Of the 6th Specification, 3d Charge, "Guilty."
 Of the 7th Specification, 3d Charge, "Guilty," except the words, "dressed by his direction in uniform."
 Of the 8th Specification, 3d Charge, "Not Guilty."
 Of the 9th Specification, 3d Charge, "Guilty," except the words, "purporting to come from Washington and Annapolis."
 Of the 10th Specification, 3d Charge, "Guilty."
 Of the 11th Specification, 3d Charge, "Guilty," except the words, "did instruct the said Thatcher to clothe himself in uniform."
 Of the 12th Specification, 3d Charge, "Guilty."
 Of the 13th Specification, 3d Charge, "Guilty."
 Of the 14th Specification, 3d Charge, "Guilty," except the words and did say: "This fraud can not be discovered in two years."
 Of the 3d Charge, "Guilty."
 Of the Specification of the 4th Charge, "Not Guilty."
 Of the 4th Charge, "Not Guilty."

And the Court do sentence Captain D. L. Beckwith, 22d V. R. C., Assistant Commissary of Musters, "To forfeit all pay that is now or may become due him, to the date of promulgation of this sentence, to be cashiered, and to be forever disqualified from holding any office of trust or enrolment in the service of the United States, and to be confined for two years, without pay, at hard labor at such Penitentiary or Military Post as the Commanding General of this Department may direct. This sentence to be published as presented by the 85th Article of War."

II. The proceedings, findings and sentence in the foregoing case, having been presented to the Major General Commanding, the following are the orders thereon:

III. The proceedings, findings and sentence in the case of Capt. D. L. Beckwith, 22d Regt V. R. C., are approved and confirmed, and the sentence will be duly executed. The Penitentiary at Albany, N. Y., is designated as the place of confinement of the prisoner, subject to the approval of the Secretary of War.

By Command of Major General W. S. HANCOCK,

E. W. CLARK, JR.,

Assistant Adjutant General.

OFFICIAL:

Adam Clark
 Assistant Adjutant General.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

Baltimore, October 14th, 1865.

(Erratum)

The name of Private MARCUS P. FERRIS, Co. D, 1st U. S. V. V., occurring in Par. XI, General Orders, No. 21, c. s., from these Headquarters should occur in Par. XII, of said order.

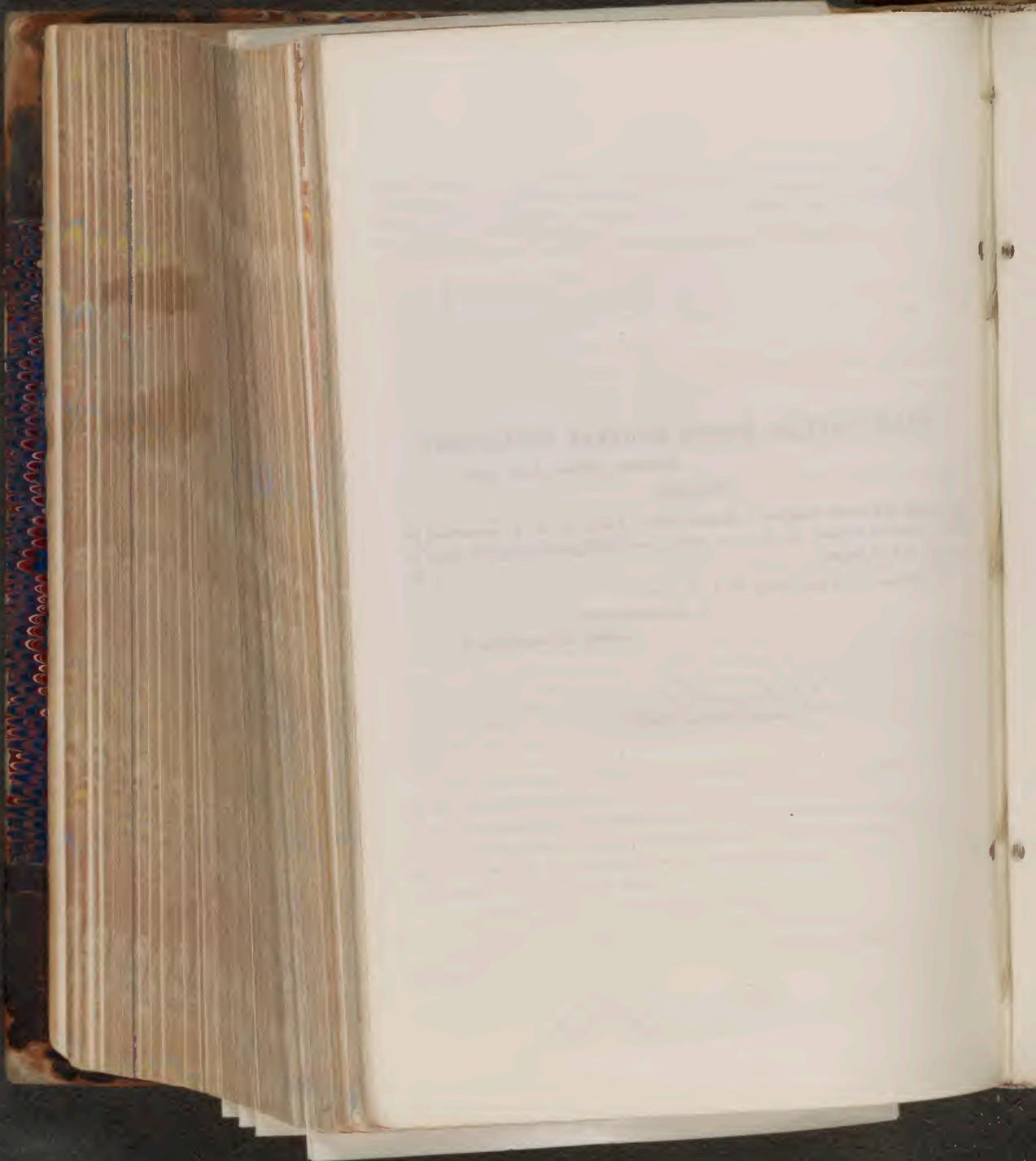
By Command of Major General W. S. HANCOCK,

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

Adam E. King
Assistant Adjutant General.



HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

Baltimore, October 16th, 1865.

GENERAL ORDERS, }

No. 24. }

I. Before a General Court Martial convened at Head-Quarters, 5th Regiment, U. S. Cav., Camp Emory, Cumberland, Md., pursuant to General Orders, No. 4, Head-Quarters, District of Cumberland, Department West Virginia, Cumberland, Md, July 12, 1865, and of which Captain LEICESTER WALKER, 5th U. S. Cavalry, was President, were arraigned and tried :

1st. PATRICK HALEY, Private, Battery B, 5th U. S. Artillery.

CHARGE.—“Absence without leave.”

Specification.—In this, that he, Private Patrick Haley, Battery B, 5th U. S. Artillery, did absent himself without authority from his Battery, from 5, P. M., July 5th, 1865, until 4.30, A. M., July the 7th, 1865. This, at the Camp of Battery B, 5th U. S. Artillery, at Cumberland, Md.

To which charge and specification the prisoner pleaded, “Guilty.”

FINDING :—Of the Specification, “Guilty.”

Of the Charge, “Guilty.”

And the Court does therefore sentence him, Private Patrick Haley, Battery B, 5th U. S. Artillery, “To forfeit eight (8) dollars of his monthly pay, for two months.”

2d JOHN FITZPATRICK, Private, Battery B, 5th U. S. Artillery.

CHARGE.—“Absence without leave.”

Specification.—In this, that he, Private John Fitzpatrick, Battery B, 5th U. S. Artillery, did absent himself without authority from his Battery, from 8.30, P. M., June 14, 1865, until apprehended and brought to camp at 10, A. M., June the 15th, 1865. This near the Camp of Battery B, 5th U. S. Artillery, at Cumberland, Md.

PLEA.—“Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Private John Fitzpatrick, Battery B, 5th U. S. Artillery, “To forfeit to the United States six (6) dollars of his monthly pay, for three (3) months.”

3d. JACOB SCHUB, Private, Battery B, 5th U. S. Artillery.

CHARGE.—“Neglect of duty as sentinel.”

Specification.—In this, that he, Private Jacob Schub, Battery B, 5th U. S. Artillery, having been duly posted as a sentinel over the Guard House, and in charge of the prisoners, did fail to properly perform his duty, and did permit Private David C. Burnett, Battery B, 5th U. S. Artillery, to escape. This at the Camp of Battery B, 5th U. S. Artillery, at Cumberland, Md., July 1st, 1865.

PLEA.—“Not Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Private Jacob Schub, Battery B, 5th U. S. Artillery, "To forfeit four (4) dollars of his monthly pay for three months, to be confined for thirty (30) days in charge of the guard, and to carry a thirty (30) pound cannon ball from Reveille until Retreat, during his confinement."

4th. WILLIAM NICHOLLS, Private, Company G, 5th U. S. Cavalry.

CHARGE.—"Violation of the 46th Article of War."

Specification.—In this, that Private William Nicholls, Company G, 5th U. S. Cavalry, being a member of the Guard and duly posted as a sentinel over the horses of Companies E and G, was found asleep on his post by the officer of the day, on or about 1.30 o'clock, A. M. This, at Camp Emory, near Cumberland Maryland, on or about the 9th day of July, 1865.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private William Nicholls, Company G, 5th U. S. Cavalry, "To forfeit to the United States, six dollars of his monthly pay, for six months, and to be confined at hard labor in charge of the guard, for three months."

5th. GEO. W. COVER, Private, Company M, 5th U. S. Cavalry.

CHARGE.—"Violation of the 46th Article of War."

Specification.—In this, that he, Private George W. Cover, Company M, 5th U. S. Cavalry, a member of the Guard, and duly posted sentinel, was found by the officer of the day, and Corporal of the Guard, under a tree and away from his post, asleep. All this, at the Camp of the 5th U. S. Cavalry, near Cumberland, Md., on the morning of the 1st day of July, 1865.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private George W. Cover, Company M, 5th U. S. Cavalry, "To forfeit ten (10) dollars of his monthly pay for three (3) months, and to be confined at hard labor under charge of the guard for the same period, three (3) months."

6th. EDWARD HAMILTON, Private, Company E, 5th U. S. Cavalry.

CHARGE.—"Absence without leave."

Specification.—In this, that Private Edward Hamilton, Company E, 5th U. S. Cavalry, did absent himself without permission from his Company Commander, for twenty (20) hours. This, at Camp Emory, near Cumberland, Md., on or about the 16th day of July, 1865.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence Private Edward Hamilton, Company E, 5th U. S. Cavalry, "To forfeit to the United States eight (8) dollars of his monthly pay, for two (2) months."

7th. JOSEPH S. KINGSBURY, Private, Battery B, 5th U. S. Artillery.

CHARGE.—"Absence without leave."

Specification.—In this, that he, Private Joseph S. Kingsbury, Battery B, 5th U. S. Artillery did absent himself from his Battery, without authority, from 12, M., July 6th, until 3, P. M., July 8th, 1865, when apprehended and brought back to Camp. This, at Camp of Battery B, 5th U. S. Artillery, at Cumberland, Md.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private Joseph S. Kingsbury, Battery B, 5th U. S. Artillery, "To forfeit to the United States eight (8) dollars of his monthly pay, for two months."

8th. THOS. MCGUINNES, Private, Battery B, 5th U. S. Artillery.

CHARGE.—"Absence without leave."

Specification.—In this, that he, Private Thos. McGuinnes, Battery B, 5th U. S. Artillery, did absent himself from his Battery, without authority, from 4.45, P. M., July 7th, 1865, to 8, P. M., July 8th, 1865, when apprehended and brought back to Camp. This, at Camp of Battery B, 5th U. S. Artillery, at Cumberland, Md.

PLEA.—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, Private Thomas McGuinnes, of Battery B, 5th U. S. Artillery, "To forfeit to the United States eight dollars of his monthly pay, for two months."

II. Before a General Court Martial, convened at Frederick, Md., pursuant to Special Orders, No. 56, Head-Quarters, Middle Military Department, Baltimore, Md., September 20th, 1865, and of which Major S. H. STARR, 6th U. S. Cavalry, was President, was arraigned and tried:

1st. JAMES STEWART, Private, Company F, 6th U. S. Cavalry.

CHARGE 1st—"Absence without leave."

Specification 1st.—In this, that he, Private James Stuart, Company F, 6th U. S. Cavalry, did absent himself from his Company and Regiment, without proper authority, on the 4th day of July, 1865, and did remain absent until the 5th day of July, 1865. All this, at or near the Camp of the 6th U. S. Cavalry, on or about the 5th day of July, 1865.

Specification 2d.—In this, that Private James Stuart, Company F, 6th U. S. Cavalry, did absent himself from his Company and Regiment, without proper authority, on the 8th of July 1865, and did remain absent until the 9th of July, 1865. All this, at or near the Camp of the 6th U. S. Cavalry, near Frederick, Md., on or about the 5th and 9th of July, 1865.

CHARGE 2d.—"Mutinous conduct, and to the prejudice of good order and military discipline."

Specification.—In this, that he, Private James Stuart, Company F, 6th U. S. Cavalry, when ordered by Lieut. C. B. McLellan, to return to his Company, did pick up a rock, evidently with the intention of throwing the same at Lieut. McLellan, and did make use of the following violent language, "I will be damned if I return to the Regiment, I will desert first," or words to that effect. This, at or near the Camp of the 6th U. S. Cavalry, near Frederick, Md., on or about the 8th of July, 1865.

PLEA.—To the 1st Specification of 1st Charge, "Guilty."

To the 2d Specification of 1st Charge, "Not Guilty."

To the 1st Charge, "Guilty."

To the Specification, 2d Charge, "Not Guilty."

To the 2d Charge, "Not Guilty."

FINDING:—Of the 2d Specification, 1st Charge, the Court confirms the plea of the prisoner and finds him "Guilty."

Of the 2d Specification, 1st Charge, "Not Guilty."

Of the 1st Charge, the Court confirms the plea of the prisoner, and finds him "Guilty."

Of the Specification, 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, the said Private James Stuart, Company F, 6th U. S. Cavalry, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances that are or may become due him, and to be confined at hard labor, at such prison as the proper authority may designate, for the term of two years, wearing a 24 pound ball attached to his left leg by a chain three feet long."

III. The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

IV. The proceedings, findings and sentences of a General Court Martial, in the cases of PATRICK HALEY, Private, Battery B, 5th U. S. Artillery, JOHN FITZPATRICK, Private, Battery B, 5th U. S. Artillery, JACOB SCHUB, Private, Battery B, 5th U. S. Artillery, WILLIAM NICHOLLS, Private, Company G, 5th U. S. Cavalry, GEORGE W. COVER, Private, Company M, 5th U. S. Cavalry, EDWARD HAMILTON, Private, Company E, 5th U. S. Cavalry, JOSEPH S. KINGSBURY, Private, Battery B, 5th U. S. Artillery and THOMAS McGUINNES, Private, Battery B, 5th U. S. Artillery, are approved and confirmed, and will be duly executed.

V. The proceedings, findings and sentence, in the case of JAMES STUART, Private, Company F, 6th U. S. Cavalry, are approved and confirmed, and will be duly carried into execution. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoner will be conducted under a suitable guard. The Quartermaster's Department will furnish the necessary transportation.

By Command of Major General W. S. HANCOCK,

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

Adam King
ASSISTANT ADJUTANT GENERAL

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., October, 24th, 1865.

GENERAL ORDERS, }
No. 26. }

I. Before a General Court Martial, convened at Harrisburg, Pennsylvania, pursuant to Special Orders, No. 12, Headquarters, Middle Military Department, Baltimore, Maryland, August 1st, 1865, and of which Captain S. W. CARPENTER, 16th Regiment, Vet. Reserve Corps, was President, were arraigned and tried:

1st. JOHN REITZ, Private, Company K, 6th Regiment, United States Veteran Volunteers.

CHARGE.—"Disobedience of orders."

SPECIFICATION.—In this, that he, the said John Reitz, Private, Co. K, 6th Regt., U. S. V. V., being on patrol duty in the city of Harrisburg, Pa., and having been ordered by 1st Lieut. A. D. Rood, 6th Regt., U. S. V. V., commanding patrol, to assist in arresting and detaining certain disorderly soldiers, did fail to obey said order, allowing the disorderly parties to assault said officer, and also, to allow two of the disorderly parties to escape. All this, at the city of Harrisburg, Pa., on or about the 30th day of July, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty"

And the Court does therefore sentence him, Private John Reitz, Co. K, 6th Regt., U. S. V. V., "To be confined at hard labor, at such place as the Commanding General may direct, for the period of six months, with loss of pay for the same period of time."

2d. PETER KELLY, Private, Company G, 6th Regt., United States Veteran Volunteers.

CHARGE 1st.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that said Private Peter Kelly, Co. G, 6th Regt., U. S. V. V., did load and discharge his musket in the Camp of his Regiment, the charge passing through several tents, thereby endangering the lives of the occupants thereof. All this, at or near Camp Stoneman, D. C., on or about the 17th day of May, 1865.

CHARGE 2d.—"Using threatening language to his superior Officers, to the prejudice of good order and military discipline."

SPECIFICATION.—In this, that Private Peter Kelly, Co. G, 6th Regt., U. S. V. V., did state that he would have revenge, and that he would shoot the Lieutenant, Sergeant, Colonel, or any other damned officer, or words to that effect, and that he did in accordance with this threat, fire at the tent of Sergeant William Young, of said Company G. All this, at or near Camp Stoneman, D. C., on or about May the 17th, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, 1st Charge, "Guilty."
Of the 1st Charge, "Guilty."
Of the Specification, 2d Charge, "Guilty."
Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, Peter Kelly, Private, Co. G, 6th Regt., U. S. V. V., "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of three (3) years, with ball and chain for the entire period of time, ball to weigh not less than thirty-two (32) pounds, and chain not less than ten feet long."

3d. WILLIAM RICHARDS, Private, Company K, 6th United States Veteran Volunteers.
CHARGE.—"Disobedience of orders."

SPECIFICATION.—In this, that the said William Richards, Private, Co. K, 6th Regt., U. S. V. V., being on patrol duty in the city of Harrisburg, Pa., and having been ordered by 1st Lieut. A. D. Rood, 6th Regt., U. S. V. V., commanding patrol, to assist in arresting and detaining certain drunken and disorderly soldiers, did fail to obey said order, allowing the disorderly parties to assault said officer, and also, to allow two of the disorderly parties to escape. This, at the city of Harrisburg, Pa., on or about July 30th, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty." except the words, "and also, to allow two of the disorderly parties to escape"

Of the Charge, "Guilty."

And the Court does therefore sentence him, William Richards, Private, Company K, 6th Regt., U. S. V. V., "To be confined at hard labor at such place as the Commanding General may direct, for the period of six (6) months."

4th. FRANKLIN S. COWAN, Private, Company I, 6th United States Veteran Volunteers.

CHARGE.—"Violation of the 9th Article of War."

SPECIFICATION.—In this, that the said Franklin S. Cowan, Private, Co. I, 6th Regt., U. S. V. V., in the city of Harrisburg, Pa., did, on the 30th day of July, 1865, become drunk and disorderly, and when ordered by 1st Lieut. A. D. Rood, 6th U. S. V. V., commanding patrol and guard, to go along with the guard, did lay hands on said officer, who was in the execution of his duty as officer of the patrol. All this, at the city of Harrisburg, Pa., on or about the 30th day of July, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Franklin S. Cowan, Private, Co. I, 6th Regt., U. S. V. V., "To be dishonorably discharged the service of the United States, with loss of all pay now due or to become due him, and be confined at hard labor, at such place as the Commanding General may direct, for the period of three (3) years."

5th. EDWARD SMITH, Private, Company G, 6th United States Veteran Volunteers.

CHARGE.—"Disobedience of orders."

SPECIFICATION.—In this, that he, said Edward Smith, Private, Co. G, 6th Regt., U. S. V. V., being on patrol duty in the city of Harrisburg, Pa., and having been ordered by 1st Lieut. A. D. Rood, 6th Regt., U. S. V. V., commanding patrol, to assist in arresting and detaining certain drunken and disorderly soldiers, did fail to obey said order, allow the disorderly parties to assault said officer, and to allow two of the disorderly parties to escape. This, at the city of Harrisburg, Pa., on or about the 30th day of July, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Edward Smith, Private, Co. G, 6th Regt., U. S. V. V., "To be confined at hard labor, at such place as the Commanding General may direct, for the period of three (3) months."

6th. MICHAEL LOOBY, Private, Company I, 6th Regt., United States Veteran Volunteers.

CHARGE.—"Violation of the 9th Article of War."

SPECIFICATION.—In this, that the said Michael Looby, Private, Co. I, 6th Regt., U. S. V. V., in the city of Harrisburg, Pa., did, on the 30th day of July, 1865, become drunk and disorderly, and when ordered by 1st Lieut. A. D. Rood, 6th Regt., U. S. V. V., commanding patrol and guard, to go along with the guard, did seize and strike said officer, who was in the execution of his duty as officer of the patrol. This, at the city of Harrisburg, Pa., on or about the 30th day of July, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, Michael Looby, Private, Company I, 6th Regt., U. S. V. V., "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of five (5) years."

7th. JOHN HOY, Private, Company I, 6th Regt., United States Veteran Volunteers.

CHARGE.—"Violation of the 9th Article of War."

SPECIFICATION.—In this, that the said Private John Hoy, Co. I, 6th Regt., U. S. V. V., while on duty as Provost Guard, in the city of Harrisburg, Pa., on the 30th day of July, 1865, did leave his guard station, without proper authority, and become grossly intoxicated and disorderly, and when arrested by Lieut. A. D. Rood, 6th Regt., U. S. V. V., commanding Provost Guard and Patrol, did seize and strike said 1st Lieut. A. D. Rood, 6th Regt., U. S. V. V., who was in the execution of his duty as the officer of the patrol. All this, at Harrisburg, Pa., on or about the 30th day of July, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, John Hoy, Private, Co. I, 6th Regt., U. S. V. V., "To be dishonorably discharged the service of the United States, with loss of all pay now due or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of five (5) years."

8th. JOHN GRACE, Corporal, Company I, 6th Regt., United States Veteran Volunteers.

CHARGE.—"Violation of the 9th Article of War."

SPECIFICATION.—In this, that the said Corporal John Grace, Co. I, 6th Regt., U. S. V. V., in the city of Harrisburg, Pa., did, on the 30th day of July, 1865, become drunk and disorderly, and when ordered by 1st Lieut. A. D. Rood, 6th U. S. V. V., commanding patrol and guard, to go along with the guard, did assault and strike said officer, who was in the execution of his duty as officer of the patrol. All this, at the city of Harrisburg, Pa., on or about July 30th, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, Corporal John Grace, Co. I, 6th Regt., U. S. V. V., "To be reduced to the ranks and be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and to be confined at hard labor at such place as the Commanding General may direct, for the period of five (5) years."

9th. JOHN SOELLNER, 2d Lieut. Co. G, 6th Regiment, United States Veteran Volunteers.
CHARGE.—"Violation of the 45th Article of War."

SPECIFICATION.—In this, that he, 2d Lieut. John Soellner, Co. G, 6th Regt., U. S. V. V., did while on duty as officer of the city patrol, get drunk, being so much intoxicated that he was incapable of attending to his duties. This, at Harrisburg, Pa., on the 3d day of August, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty"

And the Court does therefore sentence him, John Soellner, 2d Lieut. Co. G, 6th Regt., U. S. V. V., "To be cashiered."

10th. JAMES D. CLARK, 1st Lieut. (late Captain) Company F, 6th U. S. V. V.
CHARGE.—"Absence without leave."

SPECIFICATION 1st.—In this, that he, 1st Lieut. (late Capt.) James D. Clark, Co. F, 6th Regt., U. S. V. V., did, while in command of his Company, absent himself therefrom on the 1st day of July, 1865, without authority, and did so remain absent until the 2d day of July, 1865.

SPECIFICATION 2d.—In this, that he, 1st Lieut. (late Capt.) James D. Clark, Co. F, 6th Regt., U. S. V. V., did, while in command of his Company, absent himself therefrom on the 12th day of July, 1865, without authority, and did so remain absent until the 14th day of July, 1865. All this, at the camp of his Regiment, near Arsenal, Washington, D. C., from July the 1st to July the 14th, 1865.

PLEA.—"Guilty."

FINDING.—Of the 1st Specification, "Guilty."
Of the 2d Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, 1st Lieut. (late Captain) James D. Clark, Co. F, 6th Regt., U. S. V. V., "To forfeit to the United States his monthly pay for the period of two months."

11th. JAMES A. LASHELL, Acting Sergeant, Signal Corps, United States Army.
CHARGE.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that the said Acting Sergeant James A. Lashell, Signal Corps, U. S. A., did, while Capt. J. K. Weaver, Independent Company, Mounted Infantry, was on a visit to his men, stationed at Signal Camp, near Clearsprings, Md., call him, "a damn mean son of a bitch," or words to that effect. All this, at Signal Camp, near Clearsprings, Md., on or about the 25th day of May, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty," except the words, "while on a visit."
Of the Charge, "Guilty."

And the Court does therefore sentence him, Acting Sergeant James A. Lashell, Signal Corps, U. S. A., "To be reduced to the ranks, and to forfeit to the United States Government his monthly pay, for the period of one month."

12th. JOSEPH MEIER, Private, Company E, 16th Regiment, Veteran Reserve Corps.
CHARGE.—"Drunkenness on duty."

SPECIFICATION.—In this, that he, the said Private Joseph Meier, Co. E, 16th Regt., V. R. C., having been detailed for guard duty, did become so intoxicated as to wholly unfit him for the duties of a sentinel. All this, at Camp Curtin, Harrisburg, Pa., on or about the 27th day of July, 1865.

PLEA.—“Guilty.”

FINDING.—Of the Specification, “Guilty.”

Of the Charge, “Guilty.”

And the Court does therefore sentence him, Joseph Meier, Private, Co. E, 16th Regt., V. R. C., “To do fatigue or police duty, for the period of sixty days.”

13th. JACOB ZEIGLER, Private, Company B, 16th Regiment, Veteran Reserve Corps.

CHARGE.—“Drunkenness whilst on duty.”

SPECIFICATION.—In this, that Jacob Zeigler, Private, Co. B, 16th Regt., V. R. C., while on duty as a sentinel at Post No. 1, did become so grossly intoxicated as to be unable to perform his duty, and was relieved by the officer of the day, and placed in confinement. All this, at Draft Rendezvous, Pittsburg, Pa., on or about the 26th day of July, 1865.

PLEA.—“Not Guilty.”

FINDING.—Of the Specification, “Guilty.”

Of the Charge, “Guilty.”

And the Court does therefore sentence him, Jacob Zeigler, Private Co. B, 16th Regt., V. R. C., “To be confined at hard labor at such place as the Commanding General may direct, for the period of six months.”

II. Before a General Court Martial, convened at Frederick, Maryland, pursuant to Special Orders No. 56, Headquarters, Middle Military Department, Baltimore, Maryland, September 20th, 1865, and of which Major S. H. STARR, 6th U. S. Cavalry, was President, were arraigned and tried:

1st. CHARLES T. GERRARD, R. Q. M. Sergt., 6th U. S. Cavalry.

CHARGE.—“Absence without leave.”

SPECIFICATION.—In this, that he, Charles T. Gerrard, R. Q. M. Sergt., 6th U. S. Cavalry, did absent himself without proper authority, from this Camp and Regiment from September 9th, 1865, to September 13th, 1865. All this, at Camp 6th U. S. Cavalry, near Frederick, Md., on or about the 9th day of September, 1865.

PLEA.—“Guilty.”

FINDING.—Of the Specification, “Guilty.”

Of the Charge, “Guilty.”

And the Court does therefore sentence him, the said R. Q. M. Sergt. Charles T. Gerrard, 6th U. S. Cavalry, “To forfeit ten (10) dollars of his monthly pay, for one month.”

2d. ALEXANDER BEAUCHER, Private, Company B, 6th United States Cavalry.

CHARGE.—“Conduct prejudicial to good order and military discipline.”

SPECIFICATION.—In this, that he, the said Private Alexander Beaucher, Co. B, 6th U. S. Cavalry, did forge, or cause to be forged, or assist in forging the signature of Lieut. J. W. Spangler, 6th U. S. Cavalry, to a pass or permission to be absent from B Company, Camp Sheridan, and further, that he left his Regimental Camp on the same fraudulent pass with forged signature, and remained absent till arrested by the 6th Cavalry patrol. All this, at or near Frederick, Md., on or about September 24th, 1865.

PLEA.—“Not Guilty.”

FINDING.—Of the Specification, “Guilty,” except the words “did forge, or cause to be forged, or assist in forging the signature of J. W. Spangler, a 1st Lieut. 6th U. S. Cavalry, to a pass, or permission to be absent from B Co., Camp Sheridan,” which words were not proven.

Of the Charge, “Guilty.”

And the Court does therefore sentence him, Private Alexander Beaucher, Co. B, 6th U. S. Cavalry, "To be confined at hard labor under charge of the Guard, wearing a ball weighing twelve pounds attached to his left leg, by a log chain three feet long, for two months, and forfeit ten dollars of his monthly pay, for six consecutive calendar months."

3d. JOHN AGER, Sergeant, Company C, 6th United States Cavalry.

CHARGE.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that the said Sergeant John Ager, Co. C, 6th U. S. Cavalry, while in the city of Frederick, Md., mounted and armed without proper authority, did ride his horse furiously and at full speed, through the streets of Frederick, Md., shouting in a most disorderly manner, and further, in this, that upon being ordered to desist from riding his horse full speed and to conduct himself in a more orderly manner, by his superior non-commissioned officer, 1st Sergt. Samuel Fitch, Co. K, 6th U. S. Cavalry, and Hospital Steward Robert Brooks of the same Regiment, and farther, in this, that subsequently and in consequence of them and the Sergeant of the Guard attempting to arrest him and ordering him to report to his Company in arrest, he, the said Sergt. John Ager, Company C, 6th U. S. Cavalry, did make a violent and murderous assault upon Sergt. Patrick Gorman, F Company, 6th U. S. Cavalry, the Sergeant of the Guard, at the same time seizing a pistol from the belt of the said Sergeant of the Guard, and cocking it, did fire it at the said Sergeant of the Guard, Patrick Gorman, who would have been shot thereby, had not two of the 6th U. S. Cavalry, at the moment of firing, seized the said Sergeant John Ager, Co. C, 6th U. S. Cavalry. All this, at or near Frederick, Md., on or about September 25th, 1865.

To which the accused pleaded as follows:

Of the Specification, "Not Guilty."

Of the Charge, "Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, the Court confirms the plea of the prisoner and finds him "Guilty."

And the Court does therefore sentence him, the said Sergeant John Ager, Co. C, 6th U. S. Cavalry, "To be reduced to the ranks, and be confined at hard labor in charge of the guard, at such place as may be designated by the proper authority, for the period of eighteen months, wearing a ball weighing twenty-four pounds attached to his left leg, by a log chain three feet long, and to forfeit all pay that is or may become due him, for the same period, and be dishonorably discharged the service of the United States, at the expiration of said term."

4th. HENRY DUCKETT, Sergeant, Company K, 6th United States Cavalry.

CHARGE 1st.—"Breach of Arrest."

SPECIFICATION.—In this, that he, Sergeant Henry Duckett, Co. K, 6th U. S. Cavalry, having been placed in arrest within his Company, and while in arrest, did, without being released from such arrest, and without the consent or permission of his Commanding Officer, absent himself from his Company and Regiment, in breach and violation of his arrest, and in contempt thereof, and did prolong such breach of arrest till re-arrested by the Provost Guard of Frederick, Md., at or near Frederick, Md., on or about September 24th, 1865.

CHARGE 2d.—"Absence without leave"

SPECIFICATION.—In this, that he, Sergeant Henry Duckett, Co. K, 6th U. S. Cavalry, did, without the permission of his superior officer, and without any proper authority whatever, absent himself from his Company and Regiment, and remain absent till arrested by the Provost Guard. All this, at or near Frederick, Md., on or about September 24th, 1865.

PLEA.—"Guilty."

FINDING.—The Court confirms the plea of the prisoner, and finds him

Of the Specification of 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the Specification, 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, Sergeant Henry Duckett, Company K, 6th U. S. Cavalry, "To be reduced to the ranks, and to forfeit to the United States, ten (10) dollars of his monthly pay, for six (6) months."

5th. MAURICE O'CONNELL, Corporal, Company L, 6th United States Cavalry.

CHARGE 1st.—"Absence without leave."

SPECIFICATION.—In this, that he, Corporal Maurice O'Connell, Co. L, 6th U. S. Cavalry, did, absent himself from his Company and Regiment, on or about the 25th day of September, 1865, without the permission of his Commanding Officer, and did remain absent until arrested by the Provost Guard, as being in the city of Frederick, without any proper authority. This, at or near Frederick, Md., on or about Sep. 25th, 1865.

CHARGE 2d.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that he, Corporal Maurice O'Connell, on being arrested by the Provost Guard, as being present in Frederick without any proper authority, and on being, in compliance with standing orders for such cases provided, ordered by the Sergeant of the Guard to report in arrest to his Company and Regiment, did refuse in an insubordinate and disorderly manner to obey such order, saying that "I shall go to camp when I please," or words to that effect, and did for some time persist in disobedience to such, with which he only complied on the Sergeant of the Guard proceeding to confine him in jail.

PLEA.—"Not Guilty."

FINDING.—Of the Specification 1st Charge, "Not Guilty," as specified, but guilty as follows: "In this, that he, Corporal Maurice O'Connell, Co. L, 6th U. S. Cavalry, on or about September 25th, 1865, did remain absent from his Company and Regiment till arrested by the Provost Guard, as being in Frederick, without any proper authority. This, at or near Frederick, Md., on or about September 25th, 1865."

Of the 1st Charge, "Guilty."

Of the Specification 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, the said Maurice O'Connell, Co. L, 6th U. S. Cavalry, "To forfeit five dollars of his monthly pay for three months, and to be reduced to the ranks."

6th. JAMES G. NUGENT, Private, Company A, 6th United States Cavalry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION 1st.—In this, that he, Private James G. Nugent, Co. A, 6th U. S. Cavalry, did become so beastly intoxicated as to be unfit for duty, and did appear so drunk that the Commanding Officer was obliged to place him in confinement. All this, at Camp 6th U. S. Cavalry, near Frederick, Md., on or about September 1st, 1865.

SPECIFICATION 2d.—In this, that he, Private James G. Nugent, Co. A, 6th U. S. Cavalry, after being confined to his quarters by the commanding officer of the 6th U. S. Cavalry, was very abusive in his language to his superior officers and non-commissioned officers, using language in these words to the commanding officer of the Company: "you damned son of a bitch," or words to that effect, also, to his superior non-commissioned officer, "you are a damned rebel and a coward." All this, at Camp 6th U. S. Cavalry, near Frederick, Md., on or about the 2d day of September, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the 1st Specification, "Guilty."

Of the 2d Specification, "Guilty," except the words, "to his superior officers and non-commissioned officers, using language in these words to the Commanding officer of his Company, 'you damned son of a bitch,' or words to that effect, also, to his superior non-commissioned officers, 'you are a damned rebel and coward.'"

Of the Charge, "Guilty."

And the Court does therefore sentence him, the said Private James G. Nugent, Co. A, 6th U. S. Cavalry, "To forfeit ten (10) dollars of his monthly pay, for one month."

7th. WILLIAM BARRY, Private, Company A, 6th United States Cavalry.

CHARGE 1st.—"Desertion."

SPECIFICATION.—In this, that he, William Barry, Co. A, 6th U. S. Cavalry, having been duly enlisted in the service of the United States, did desert the same. This, at or near camp of 6th U. S. Cavalry, near Frederick, Md., on or about August 2d, 1865.

CHARGE 2d.—"Theft."

SPECIFICATION.—In this, that he, William Barry, Co. A, 6th U. S. Cavalry, did steal a horse, the property of the United States, from the Company picket line of Co. A, 6th U. S. Cavalry, and did unlawfully and without any proper authority, and in contempt and defiance and in despite of existing regulations and orders, and with the design and intention to defraud the United States, take the said horse, the property of the United States, from the Company picket line of Co. A, 6th U. S. Cavalry, and from the Regimental camp of the 6th U. S. Cavalry, and was found in possession of said horse, the property of the United States, when apprehended by the Provost Guard, detailed to pursue and arrest him. This, at or near the Camp of the 6th U. S. Cavalry, near Frederick, Md., on or about August 2d, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification of the 1st Charge, "Not Guilty," as specified, but "Guilty of absence without leave."

Of the 1st Charge, "Not Guilty," as charged, but "Guilty of absence without leave."

Of the Specification, 2d Charge, "Not Guilty," as specified, but guilty of so much of it as follows: "In this, that he, Private William Barry, Co. A, 6th U. S. Cavalry, did take a horse, the property of the United States from the Company picket line of Co. A, 6th U. S. Cavalry, and from the Regimental camp of the same Regt., and was found in possession of said horse, the property of the United States, when apprehended by the Provost Marshals Guard, detailed to arrest and pursue him. This, at or near camp 6th U. S. Cavalry, near Frederick, Md., on or about August the 2d, 1865."

Of the 2d Charge, "Not Guilty," of theft, but "Guilty of conduct to the prejudice of good order and military discipline."

And the Court does therefore sentence him, the said Private William Barry, Co. A, 6th U. S. Cavalry, "To be confined at hard labor in charge of the Regimental Guard, for six months, and to wear a ball and chain attached to his left leg, for the same period, and to forfeit to the United States eight dollars of his monthly pay, for six months."

8th. JACOB SHUCK, Sergeant, Company I, 6th United States Cavalry.

CHARGE.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that he, Sergeant Jacob Shuck, Co. I, 6th U. S. Cavalry, on being required by the Corporal of the Guard, duly detailed for such duty, to exhibit to him his pass or other authority for being absent from his Regiment, did refuse to do so, saying in reply to such order from the Corporal of the Guard, and in a violent and insulting manner, "you kiss my arse," or words to that effect, and did refuse and fail to obey the order to produce his pass, and further, in this, that Sergt. Jacob Shuck, Co. I, 6th U. S. Cavalry, on being ordered by the Corporal of the Guard, in pursuance to standing orders in such cases provided, to report in arrest to his Company and Regiment, did refuse to obey such order, saying "I shall not do so," or words to that effect. All this, at or near Frederick, Md., on or about September 24th, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty," except the words, "duly detailed for such duty."

Of the Charge, "Guilty"

And the Court does therefore sentence him, Sergt. Jacob Shuck, Co. I, 6th U. S. Cavalry, "To be reduced to the ranks."

9th. PETER ANDREWS, Chief Bugler, 6th United States Cavalry.

CHARGE.—"Conduct to the prejudice of good order and military discipline."

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Not Guilty."
Of the Charge, "Not Guilty."

And the Court does therefore acquit the said Chief Bugler Peter Andrews.

10th. JOHN HIGLEY, Sergeant, Company H, 6th United States Cavalry.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, the said Sergeant John Higley, Co. H, 6th U. S. Cavalry, did desert the service of the United States, whilst in charge of a Guard at the General Hospital, Frederick, Md., on or about the 1st day of August, 1863, and did remain absent until the 12th day of August, 1863, when he surrendered himself to Lieut. A. R. Chaffee, Adjutant, 6th U. S. Cavalry.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Not Guilty," as specified, but "Guilty of absentsing himself from his guard without proper authority."

Of the Charge, "Not Guilty," as charged, but "Guilty of absence without leave."

And the Court does therefore sentence him, the said Sergt John Higley, Company H, 6th U. S. Cavalry, "To be reduced to the ranks, and to forfeit six dollars of his monthly pay, for six months."

11th. JOHN BRADY, Private, Company A, 6th United States Cavalry.

CHARGE 1st.—"Deserting his guard."

SPECIFICATION.—In this, that he, Private John Brady, Co. A, 6th U. S. Cavalry, being detailed for guard at the building known as the United States Army General Hospital, and having been duly marched on guard at said post, did desert his guard and abandon and leave his post without proper authority. All this, at or near the camp 6th U. S. Cavalry, near Frederick, Md., on or about September 22d, 1865.

CHARGE 2d.—"Drunkenness on guard."

SPECIFICATION.—In this, that he, Private John Brady, Company A, 6th U. S. Cavalry, being duly detailed for guard at the post known as the U. S. Army General Hospital, Md., and having been duly marched on guard at such post, was so drunk as to be incapable of performing duty. All this, at or near Frederick, Md., about September 22d, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the Specification, 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, the said John Brady, Company A, 6th U. S. Cavalry, "To forfeit to the United States all pay and allowance due him on the promulgation of this sentence, and to forfeit ten dollars of his monthly pay for twelve months, and to be confined at hard labor under charge of the guard, at such place as may be designated by the proper authority, wearing a twenty-four pound ball attached to his left leg, by a chain three feet long, after the expiration of the period of this sentence to be drummed out of service."

12th. JAMES ALEXANDER, Sergeant, Company H, 6th United States Cavalry.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, Sergeant James Alexander, Company H, 6th U. S. Cavalry did, without proper authority, absent himself from his Company and Regiment, Frederick, Md., from the 1st day of August, 1865, until the 9th day of August, 1865, when he was apprehended and delivered to Captain D. M. Lane, Provost Marshal, 1st, 2d and 4th District Pennsylvania, at his Headquarters. All this, at Frederick, Md., on or about the 1st day of August, 1865.

To which charge and specification, the prisoner pleaded as follows:

To the Specification, "Guilty."

To the Charge, "Not Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Sergeant James Alexander, Co. H, 6th U. S. Cavalry, as follows: "To be confined at hard labor, in charge of the Regimental Guard, for the period of two months, and to have ten dollars of his monthly pay stopped for the same period."

13th. JACOB VERBAUM, Private, Company L, 6th United States Cavalry.

CHARGE.—"Theft."

SPECIFICATION.—In this, that he, Private Jacob Verbaum, Co. L, 6th U. S. Cavalry, did steal from Private Henry R. Skiff, Co. A, 6th U. S. Cavalry, one pocket-book, containing ten dollars, more or less, the same being the lawful property of the said Henry R. Skiff, Co. A, 6th U. S. Cavalry. All this, at camp near Frederick, Md., on or about the 24th day of July, 1865.

PLEA.—"Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, the said Private Jacob M. Verbaum, Co. L, 6th U. S. Cavalry, "To restore the money stolen, and to forfeit ten dollars of his pay per month, for the period of six months, and to be confined at hard labor under charge of the guard, wearing a ball and chain attached to his left leg, for the period of sixty (60) days."

14th. LAWRENCE O'BRIEN, Sergeant, Company L, 6th United States Cavalry.

CHARGE 1st.—"Absence without leave."

SPECIFICATION.—In this, that he, Sergeant Lawrence O'Brien, Co. A, 6th U. S. Cavalry, did absent himself from his Company and Regiment, without the permission of his commanding officer, and without any proper authority whatever, on or about the 24th day of September, 1865, and did remain absent until arrested by the Patrol of Frederick, Md., on or about September 24th, 1865.

CHARGE 2d.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that he, Sergeant Lawrence O'Brien, Co. L, 6th U. S. Cavalry, on being arrested by the 6th Cavalry Patrol, in Frederick, as there without any proper authority, and after being ordered by the officer commanding Patrol, to proceed at once to camp, and report in arrest to his Company, did fail and neglect to obey such order, and further, in this, that he, Sergeant Lawrence O'Brien, after being ordered to report at once in arrest to his Company, was subsequently, on the return of the Patrol from its rounds, found in or near the drinking house in which he was originally arrested, and on being challenged by the Patrol, did fail to reply, but ran away up a lane to avoid the Patrol. That on being three times ordered to halt, he disobeyed such order but continued to run away with the dismounted Patrol, known by him to be such in full pursuit, that on his refusing to halt, and on being fired on by command of the officer commanding the Patrol, he still continued his flight till finally captured by the Patrol.

To which charges and specifications, the prisoner pleaded as follows:

To the Specification, 1st Charge, "Guilty."

To the 1st Charge, "Guilty."

To the Specification, 2d Charge, "Not Guilty."

To the 2d Charge, "Not Guilty."

FINDING.—Of the Specification, 1st Charge, "Guilty."
 Of the 1st Charge, "Guilty."
 Of the Specification, 2d Charge, "Not Guilty."
 Of the 2d Charge, "Not Guilty."

And the Court does therefore sentence him, Sergeant Lawrence (otherwise James) O'Brien, "To be reduced to the ranks."

15th. MICHAEL LYNCH, Private, Company C, 6th United States Cavalry.

CHARGE 1st.—"Highway Robbery."

SPECIFICATION.—In this, that he, Private Michael Lynch, Co. C, 6th U. S. Cavalry, did, with force and violence, and with threats and menaces of force and violence, unlawfully possess himself of a basket, the property of one Mrs. Sarah Howard, a citizen of Frederick, Md., and that he did further unlawfully, and with force and violence, and threats of force and violence, possess himself of certain articles of wearing apparel, the property of an enlisted man of the 6th U. S. Cavalry, contained in the said basket and in the lawful custody of the said Mrs. Sarah Howard, and with threats of violence and by putting her in great bodily fear, rob the said Mrs. Sarah Howard, a citizen of Frederick, Md., of the said basket and its contents. This, on or near the public highway, between camp 6th U. S. Cavalry, and the city of Frederick, Md., on or about July 31st, 1865.

CHARGE 2d.—"Theft."

SPECIFICATION.—In this, that he, Private Michael Lynch, Co. C, 6th U. S. Cavalry, did steal a basket and certain articles of wearing apparel from one Mrs. Sarah Howard, a citizen of Frederick, Md., the said basket that he did so steal being the property of the said Mrs. Sarah Howard, and the articles of wearing apparel that it so contained being the property of an enlisted man of the 6th U. S. Cavalry, and at the time, that he, the said Private Michael Lynch, Co. C, did commit such theft, in the lawful custody of said Mrs. Sarah Howard, a citizen of Frederick, Md. This, at or near Frederick, Md., on or about July 31st, 1865.

CHARGE 3d.—"Absence without leave."

SPECIFICATION.—In this, that he, Private Michael Lynch, Co. C, 6th U. S. Cavalry, without the permission of his commanding officer, and without any proper authority, did absent himself from camp, and leave the camp of the 6th U. S. Cavalry, and his Co. C, of the 6th U. S. Cavalry. This, at or near Frederick, Md., on or about July 31st, 1865.

To which charges and specifications, the prisoner pleaded as follows:

To the Specification, 1st Charge, "Not Guilty."
 To the 1st Charge, "Not Guilty."
 To the Specification, 2d Charge, "Not Guilty."
 To the 2d Charge, "Not Guilty."
 To the Specification, 3d Charge, "Guilty."
 To the 3d Charge, "Guilty."

FINDING.—Of the Specification, 1st Charge, "Not Guilty."
 Of the 1st Charge, "Not Guilty."
 Of the Specification, 2d Charge, "Not Guilty."
 Of the 2d Charge, "Not Guilty."
 Of the Specification, 3d Charge, the Court confirms the plea of the prisoner and finds him, "Guilty."
 Of the 3d Charge, the Court confirms the plea of the prisoner and finds him "Guilty."

And does therefore sentence him, the said Private Michael Lynch, Co. C, 6th U. S. Cavalry, "To forfeit to the United States five dollars of his monthly pay, for one month." The Court is thus lenient, on account of the long imprisonment of the accused.

16th. ISAAC WALKER, Private, Company K, 2d United States Cavalry.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, Private Isaac Walker, Co. K, 2d U. S. Cavalry, having been duly enlisted into the service of the United States, did desert the same at Jordan Springs, Virginia, on or about the 30th day of June, 1865, and remained absent until the 25th day of August, 1865, at which time he was returned under guard.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, the said Private Isaac B. Walker, Co. K, 2d U. S. Cavalry, "To be confined at hard labor at such prison as the Commanding General may designate, for the remainder of his enlistment, wearing a twenty-four pound ball attached to his left leg by a chain three feet long, and to forfeit all pay and allowances that are or may become due him, and at the expiration of his term of service, to be dishonorably discharged."

17th. GEORGE WRIGHT, Private, Company F, 6th United States Cavalry.

CHARGE 1st.—"Deserting his guard."

SPECIFICATION.—In this, that he, Private George Wright, Co. F, 6th U. S. Cavalry, being duly enlisted in the service of the United States, and being duly detailed as one of the Mounted Patrol or Provost Guard, of the Acting Provost Marshal of Frederick, Md., did desert and abandon such guard and its duties. This, at near camp 6th U. S. Cavalry, on or about August 2d, 1865,

CHARGE 2d.—"Absence without leave."

SPECIFICATION.—In this, that he, Private George Wright, Co. F, 6th U. S. Cavalry, did without permission and without any proper authority, leave and absent himself from the camp of the 6th U. S. Cavalry, the station and post of the Mounted Provost Guard, for which duty he had been duly detailed, and was absent when required and called upon to perform his duties as a sentinel and as one of such guard. This, at or near camp 6th U. S. Cavalry, near Frederick, Md., on or about August 2d, 1865.

To which charges and specifications the prisoner pleaded as follows:

To the Specification, 1st Charge, "Not Guilty."

To the 1st Charge, "Not Guilty."

To the Specification, 2d Charge, "Guilty."

To the 2d Charge, "Guilty."

FINDING.—Of the Specification, 1st Charge, "Guilty," except the words, "did abandon his guard."

Of the 1st Charge, "Not Guilty" of the Charge, but "Guilty of acquitting his guard without proper authority."

Of the Specification, 2d Charge, the Court confirms the plea of the prisoner and finds him, "Guilty."

Of the 2d Charge, the Court confirms the plea of the prisoner and finds him "Guilty."

And does therefore sentence him the said Private George Wright, Co. I, 6th U. S. Cavalry, "To forfeit to the United States four dollars of his monthly pay, for one month." The Court is thus lenient, on account of the youth of the prisoner, his former good conduct and long confinement.

18th. GUSTAVE KILBER, Sergeant, Company B, 6th United States Cavalry.

CHARGE 1st.—"Absence without leave."

SPECIFICATION.—In this, that he, Sergeant Gustave Kilber, Co. B, 6th U. S. Cavalry, did without the permission of his commanding officer, did absent himself from his Company and Regiment, and remain absent without any proper authority till arrested by the 6th U. S. Cavalry Patrol. All this, at or near Frederick, on or about September 24th, 1865.

CHARGE 2d.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that he, Sergt. Gustave Kilber, Co. B, 6th U. S. Cavalry, did forge or cause to be forged, or assist in forging the signature of J. W. Spangler, 1st Lieut. 6th U. S. Cavalry, to a pass or permission to be absent from camp near Frederick, Md., and in like or other manner, did forge, or cause to be forged, or assist in forging the signature of J. Auchincloss, 1st Sergeant, Co. B, 6th U. S. Cavalry, to the said pass or permission to be absent from camp, and further, in this, that he, the said Gustave Kilber, Sergt. Co. B, 6th U. S. Cavalry, did, when arrested by the 6th U. S. Cavalry Patrol, in Frederick, present the said forged and fraudulent pass as his authority, and did utter and put forth the same as genuine, and to deceive the guards

PLEA.—“Not Guilty.”

FINDING.—Of the Specification, 1st Charge, “Guilty,” except the words, “till arrested by the 6th U. S. Cavalry Patrol.”
Of the 1st Charge, “Guilty.”
Of the Specification, 2d Charge, “Not Guilty.”
Of the 2d Charge, “Not Guilty.”

And the Court does therefore sentence him, the said Gustave Kilber, Co. B, 6th U. S. Cavalry, “To forfeit five (5) dollars of his pay, for one month.”

19th. ALFRED WRIGHT, Private, Company L, 6th United States Cavalry.

CHARGE 1st.—“Drunk on guard.”

CHARGE 2d.—“Conduct prejudicial to good order and military discipline.”

PLEA.—“Not Guilty.”

FINDING.—“Not Guilty.”

And the Court does therefore acquit him.

20th. W. A. EDWARDS, Corporal, Company B, 6th United States Cavalry.

CHARGE 1st.—“Absence without leave.”

SPECIFICATION.—In this, that he, Corporal W. A. Edwards, Co. B, 6th U. S. Cavalry, did, without the permission of his commanding officer, and without any proper authority whatever, absent himself from his Company and Regiment, and did remain absent till arrested by the 6th U. S. Cavalry Patrol, at present in Frederick on that authority. All this, at or near Frederick, on or about September 21th, 1865.

CHARGE 2d.—“Conduct prejudicial to good order and military discipline.”

SPECIFICATION.—In this, that he, the said Corporal W. A. Edwards, Co. B, 6th U. S. Cavalry, did forge, or cause to be forged the signature of 1st Lieut. J. W. Spangler, 6th U. S. Cavalry, to a pass or permission to be absent from Camp Sheridan, and from Co. B, and further, that he presented said pass with the signature of Lieut. J. W. Spangler, to the patrol, as his authority for being in Frederick, and did utter and put forth such fraudulent pass as a genuine authority with the intention to deceive the Patrol.

To which charges and specifications the prisoner pleaded as follows:

To the Specification, 1st Charge, “Guilty.”

To the 1st Charge, “Guilty.”

To the Specification, 2d Charge, “Not Guilty.”

To the 2d Charge, “Not Guilty.”

FINDING.—Of the Specification, 1st Charge, the Court confirms the plea of the prisoner and finds him, “Guilty.”

Of the 1st Charge, the Court confirms the plea of the prisoner and finds him “Guilty.”

Of the Specification, 2d Charge, “Guilty,” except the words, “did forge, or cause to be forged, the signature of Lieut. J. W. Spangler 6th U. S. Cavalry, to a pass or permission to be absent from Camp Sheridan, and Co. B,” which are not proven.

Of the 2d Charge, “Guilty.”

And the Court does therefore sentence him, the said Corporal W. A. Edwards, Co. B, 6th U. S. Cavalry, “To be reduced to the ranks and to forfeit ten (10) dollars of his monthly pay for twelve (12) months, and to be confined at hard labor in charge of the guard, and wearing a ball weighing twelve pounds, attached to his left leg, by a chain three feet in length, for three months.”

21. Corporal BUCKLEY, Company D, 6th United States Cavalry.

CHARGE.—“Absence without leave.”

SPECIFICATION.—In this, that he, Corporal Buckley, Co. D, 6th U. S. Cavalry, did absent himself from his Company and Regiment, on or about the 23d day of September, 1865, without the permission of his commanding officer, and did so remain absent until arrested by the Provost Guard, he being in the City of Frederick, Md., without any proper authority. All this, at or near Frederick, Md., on or about Sept. 23d, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, the said Corporal Buckley, Co. D, 6th U. S. Cavalry, "To be reduced to the ranks."

22d. JOSEPH WONTON, Sergeant, Company B, 6th United States Cavalry.

CHARGE.—"Drunk on guard."

SPECIFICATION.—In this, that he, Sergeant Joseph Wonton, Co. B, 6th U. S. Cavalry, having been duly detailed as the Sergeant of the Guard, posted at the building and enclosure known as the United States Army General Hospital, in Frederick, Md., and while on duty as the Sergeant of the Guard, was so drunk as to be generally incapable of performing his duties, and to render it necessary to arrest him, and place the Corporal of said Guard in command of it.

PLEA.—"Guilty."

FINDING.—Of the Specification, the Court confirms the plea of the prisoner and finds him "Guilty."

Of the Charge, the Court confirms the plea of the prisoner and finds him "Guilty."

And the Court does therefore sentence him the said Sergeant Joseph Wonton, "To be reduced to the ranks, and to forfeit to the United States ten (10) dollars of his monthly pay, for twelve (12) months."

23d. JAMES WILSON, Private, Company L, 6th United States Cavalry.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, Private James Wilson, Co. L, 6th U. S. Cavalry, after being duly enlisted into the service of the United States, for the period of three years, did desert the same at White House Landing, Va., on or about the 20th day of March, 1865, and did remain absent from his Company and Regiment, until sent back from Carlisle, Pa., on or about the 25th day of August, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, the said Private James Wilson, Co. L, 6th U. S. Cavalry, "To make good the time lost to the Government, and to forfeit ten dollars of his monthly pay, for four months, and to be restored to duty."

24th. ROBERT LENNOX, 1st Lieut. 2d United States Cavalry.

CHARGE 1st.—"Conduct unbecoming an Officer and a Gentleman."

SPECIFICATION 1st.—In this, that 1st Lieut. Robert Lennox, 2d U. S. Cavalry, did, on the 2d day of September, 1865, become so drunk as to be unable to perform the duties of an officer, and did visit the office of the commanding officer of the 2d U. S. Cavalry, Captain Charles E. Norris, and expose his person in the presence of enlisted men and officers, being so drunk as to be unable to reach his quarters without assistance. All this, at the camp of the 2d U. S. Cavalry, near Monrovia, Md., on or about the 2d day of September, 1865.

SPECIFICATION 2d.—In this, that he, 1st Lieut. Robert Lennox, 2d U. S. Cavalry, did, after having been placed in his quarters or tent, expose his person in a nude state to officers and enlisted men of the command, by rolling out of his tent on to the ground. All this, at camp 2d U. S. Cavalry, near Monrovia, on or about the 2d day of Sept., 1865.

CHARGE 2d.—"Breach of Arrest."

SPECIFICATION.—In this, that he, 1st Lieut. Robert Lennox, 2d U. S. Cavalry, after having been placed in arrest by his Regimental Adjutant, by order of the Commanding officer, on the 2d day of September, 1865, did leave his quarters or tent and visit the Sutlers store, without proper authority. All this, at camp 2d U. S. Cavalry, near Monrovia, Md., on or about the 3d day of September, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the 1st Specification, 1st Charge, "Guilty."

Of the 2d Specification 1st Charge, "Guilty," except the words "enlisted men."

Of the 1st Charge, "Not Guilty" of the charge, but "Guilty of conduct to the prejudice of good order and military discipline."

Of the Specification, 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, the said 1st Lieut. Robert Lennox, 2d U. S. Cavalry, "To be cashiered."

III. Before a General Court Martial convened at Headquarters, 5th Regiment, U. S. Cav., Camp Emory, Cumberland, Md., pursuant to General Orders, No. 4, Headquarters, District of Cumberland, D. W. V., Cumberland, Md., July 12th, 1865, and of which Capt. LEICESTER WALKER, 5th U. S. Cavalry, was President, were arraigned and tried:

1st. PETER DALLOT, Private, Company I, 5th United States Cavalry.

CHARGE.—"Violation of the 38th Article of War."

SPECIFICATION.—In this, that he, Private Peter Dallot, of Co. I, 5th U. S. Cavalry, did, on or about the 8th day of June, 1865, while in the city of Cumberland, Md., sell one Government pistol (Colt's revolver) the property of the United States.

PLEA.—"Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Private Peter Dallot, Co. I, 5th U. S. Cavalry, "To refund to the United States the money value of the pistol sold (twenty dollars) to be confined at hard labor under charge of the guard, for three (3) months, and to forfeit eight (\$8) dollars of his monthly pay, for six months."

IV. The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

V. The proceedings and findings of a General Court Martial, in the cases of Chief Bugler, PETER ANDREWS, 6th United States Cavalry, and Private ALFRED WRIGHT, Company L, 6th United States Cavalry, are approved and confirmed. The prisoners will be released from confinement and returned to duty.

VI. The proceedings, findings and sentences in the cases of JOSEPH MEIER, Private, Company E, 16th Regiment, Veteran Reserve Corps, 1st Lieut. JAMES D. CLARK, Company F, 6th U. S. V. V., JAMES A. LASHELL, Acting Sergeant, Signal Corps, United States Army, Private JAMES G. NUGENT, Company A, 6th United States Cavalry, Regimental Quartermaster Sergeant CHARLES T. GERRARD, 6th U. S. Cavalry, Private ALEXANDER BEAUCHER, Company B, 6th United States Cavalry, Sergeant HENRY DUCKETT, Company K, 6th United States Cavalry, Corporal MAURICE O'CONNELL, Company L, 6th United States Cavalry, Sergeant JACOB SHUCK, Company I, 6th United States Cavalry, Sergeant JOHN HIGLEY, Company H, 6th United States Cavalry, Sergeant ALEXANDER, alias JAMES O'BRIEN, Company L, 6th United States Cavalry, Private MICHAEL LYNCH, Company C, 6th United States Cavalry, Private GEORGE WRIGHT, Company F, 6th United States Cavalry, Sergeant GUSTAVE KILBER, Company B, 6th United States Cavalry, Corporal W. A. EDWARDS, Company B, 6th United States Cavalry, Private JAMES WILSON, Company L, 6th United States Cavalry, Corporal BUCKLEY, Company D, 6th United States Cavalry, Sergeant JOSEPH WONTON, Company B, 6th United States Cavalry, are approved and confirmed, and will be duly executed.

VII. The proceedings, findings and sentences in the cases of Private PETER KELLY, Company G, 6th Regt., United States Veteran Volunteers, Private MICHAEL LOOBY, Company I, 6th Regt., United States Veteran Volunteers, Private JACOB ZEIGLER, Company B, 16th Regiment, Veteran Reserve Corps, JOHN GRACE, Corporal, Company I, 6th Regt., United States Veteran Volunteers, Private FRANKLIN S. COWAN, Company I, 6th United States Veteran Volunteers, Private EDWARD SMITH, Company G, 6th United States Veteran Volunteers, Private WILLIAM RICHARDS, Company K, 6th United States Veteran Volunteers, Private JOHN REITZ, Company K, 6th Regiment, United States Veteran Volunteers, Sergt. JOHN AGER, Company C, 6th United States Cavalry, Private ISAAC B. WALKER, Company K, 2d United States Cavalry, are approved and confirmed, the sentences will be duly executed. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoners will be conducted under a suitable guard. The Quartermaster's Department will furnish the necessary transportation.

VIII. The proceedings, findings and sentence in the case of Private JOHN HOY, Company I, 6th Regt., United States Veteran Volunteers, are approved and confirmed, and the sentence will be duly executed. Part Delaware, Delaware, is designated as the place of confinement, to which place the prisoner will be conducted under a suitable guard. The Quartermaster's Department will furnish the necessary transportation. The term of confinement of five years, is mitigated to a term of three years.

IX. The proceedings, findings and sentence in the case of Private PETER DALLOT, Co. I, 5th U. S. Cavalry, except so much as requires "to forfeit eight dollars of his monthly pay, for six months," are approved and confirmed. The part excepted is disapproved. The sentence as approved will be duly executed. The forfeiture of pay is not a corporeal punishment. The 38th Article of War is mandatory in its penalty for its violation.

X. The proceedings, findings and sentence, with the exception of so much as directs "to restore the money stolen," in the case of Private JACOB VERBAUM, Company L, 6th United States Cavalry, are approved and confirmed and the sentence as approved will be duly executed. That part of the sentence as directs to restore the money stolen, is disapproved.

XI. The proceedings, findings and sentence in the case of Sergeant JAMES ALEXANDER, Company H, 6th United States Cavalry, are approved and confirmed. In view of the recommendations of the members of the Court, based upon the prisoners previous good character, so much of the sentence as directs that the prisoner shall be confined at hard labor for the period of six months, is hereby remitted.

XII. The proceedings, findings and sentence in the case of Private JOHN BRADY, Company A, 6th United States Cavalry, are disapproved. The record is fatally defective in failing to show that neither the Judge Advocate nor the President of the Court were sworn. In consequence of the dissolution of the Court the records cannot be returned for correction, should the facts warrant such action. The prisoner will be released from confinement and returned to duty.

XIII. The proceedings, findings and sentence in the case of Private WILLIAM BARRY, Company A, 6th United States Cavalry, are disapproved. The record is fatally defective in failing to show that the accused was offered the privilege of challenging the members of the Court. In consequence of the dissolution of the Court, the record cannot be returned to be amended, should the facts warrant such action. The prisoner will therefore be released from confinement and returned to duty.

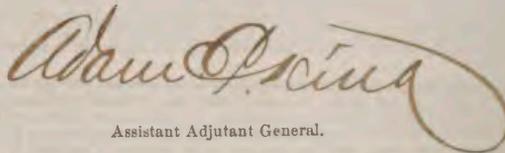
XIV. The proceedings, findings and sentences in the cases of JOHN SOELLNER, 2d Lieut. Co. G, 6th Regiment, United States Veteran Volunteers, and 1st Lieut. ROBERT LENNOX, 2d United States Cavalry, are approved and confirmed, but in view of the previous gallant services of these officers, and in view of the unanimous recommendation, made by the members composing the Courts for a remission of their sentences, they are hereby remitted. Lieutenants LENNOX and SOELLNER will be released from confinement, and restored to duty.

By Command of Major General A. A. HUMPHREYS,

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:



Assistant Adjutant General.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., November 6th, 1865.

GENERAL ORDERS, }

No. 27. }

I. Before a General Court Martial, convened at Philadelphia, Pennsylvania, pursuant to Special Order. No. 56, Headquarters, Middle Military Department, Baltimore, Maryland, September 20th, 1865, and of which Brevet Major General R. O. TYLER, United States Volunteers, was President, were arraigned and tried :

1st. Captain JOHN H. JACK, 186th Pennsylvania Volunteers.

CHARGE.—"Conduct prejudicial to good order and military discipline."

PLEA.—"Not Guilty."

FINDING.—"Not Guilty."

And the Court does therefore acquit him.

2d. JOHN MURPHY, Private, Company F, 7th United States Veteran Volunteers.

CHARGE.—"Sleeping on Post."

SPECIFICATION.—That Private John Murphy, Co. F, 7th Regt., U. S. V. V., having been duly posted as a sentinel, was found asleep on his post, between the hours of three and four A. M., when visited by the officer of the day. This, at the camp at Schuylkill Arsenal, Philadelphia, Pa., on or about the 22d September, 1865.

PLEA.—"Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, Private John Murphy, Co. F, 7th Regt., U. S. V. V., as follows: "To forfeit to the United States ten dollars of his monthly pay, for three months."

3d. THOMAS ROWLAND, Company A, 7th Regiment, United States Veteran Volunteers.

CHARGE.—"Desertion."

SPECIFICATION.—That Private Thomas Rowland, Co. A, 7th Regt., U. S. V. V., having been duly enlisted into the service of the United States, did desert the same, on the 13th day of September, 1865, and remained absent until the 27th day of September, 1865, when he voluntarily returned to his Company. This, at Fort Mifflin, Pa.

To which charge and specification the prisoner pleaded as follows :

To the Specification, Guilty."

To the Charge, "Not Guilty," but "Guilty of absence without leave."

FINDING.—Of the Specification, "Guilty," except as so far as implies desertion.

Of the Charge, "Not Guilty," of desertion, but "Guilty of absence without leave."

And the Court does therefore sentence him, Private Thomas Rowland, Co. A, 7th Regt., U. S. V. V., "To forfeit to the United States, the sum of fourteen dollars of his monthly pay per month, for four months."

4th. JAMES BRAY, Private, Company A, 7th Regiment, United States Veteran Volunteers.

CHARGE.—"Desertion."

SPECIFICATION.—That Private James Bray, Co. A, 7th Regt., U. S. V. V., having been duly enlisted into the service of the United States, did desert the same, on the 13th day of September, 1865, and remained absent until the 27th day of September 1865, when he voluntarily returned to his Company. This at Fort Mifflin, Pa.

To which charge and Specification the accused pleaded as follows :

To the Specification, "Guilty."

To the Charge, "Not Guilty," but "Guilty of absence without leave."

FINDING.—Of the Specification, "Guilty," except as so far as implies desertion.
Of the Charge, "Not Guilty," of desertion, but "Guilty of absence without leave."

And the Court does therefore sentence him, Private James Bray, Co. A, 7th Regt., U. S. V. V., "To forfeit to the United States, the sum of fourteen dollars of his monthly pay per month, for four months."

5th. WILLIAM H. SUTTON, Private, Company I, 7th Regiment, U. S. Veteran Volunteers.
CHARGE.—"Sleeping on Post."

SPECIFICATION.—That Private Wm. A. Sutton, Co. I, 7th Regt., U. S. V. V., having been duly posted as a sentinel, was found asleep on his post, between the hours of three and four A. M., when visited by the officer of the day. This, at camp at Schuylkill Arsenal, Philadelphia, Pa., on or about the 22d September, 1865.

PLEA.—"Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, Private Wm. E. Sutton, Co. I, 7th Regt., U. S. V. V., as follows: "To forfeit to the United States ten dollars per month of his monthly pay, for three months."

6th. JOSEPH N. WALES, Private, Company I, 7th United States Veteran Volunteers.
CHARGE.—"Desertion."

SPECIFICATION.—That he, Private Joseph N. Wales, Co. I, 7th Regt., U. S. V. V., having been duly enlisted into the service of the United States, did desert the same at Camp Cadwader, Philadelphia, Pa., on or about the 3th day of August, 1865, and did remain absent and apprehended at Providence, Rhode Island, and forwarded to his Regiment under guard, on or about the 14th day of September, 1865.

PLEA.—"Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, Private Joseph N. Wales, Co. I, 7th U. S. V. V., as follows: "To forfeit all pay and allowances now due or to become due him, and to be confined at hard labor at such place as the Commanding General may direct, during the remainder of his term of service."

7th. ROBERT DUBERG, Private, Company F, 7th Regt., United States Vet. Vols.
CHARGE.—"Desertion."

SPECIFICATION.—That he, Private Robert Duberg, Co. F, 7th Regt., U. S. V. V., did, after having been duly mustered into the service of the United States, desert the same, on or about the 8th day of September, 1865, when he returned of his own accord. This, at camp at Schuylkill Arsenal, Philadelphia, Pa.

To which charge and Specification the prisoner pleaded as follows:

To the Specification, "Guilty."

To the Charge, "Not Guilty," but "Guilty of absence without leave."

FINDING.—Of the Specification, "Guilty," except as far as implies desertion.
Of the Charge, "Not Guilty," of desertion, but "Guilty of absence without leave."

And the Court does therefore sentence him, Private Robert Duberg, Co. F, 7th Regt., U. S. V. V., "To forfeit to the United States, the sum of fourteen dollars of his monthly pay, per month, for four months."

8th. JAMES COOPER, Private Company A, 7th Regt., United States Veteran Volunteers.
CHARGE.—"Desertion."

SPECIFICATION.—That Private James Cooper, Co. A, 7th Regt., U. S. V. V., having been duly enlisted into the service of the United States, did desert the same, on the 13th day of September, 1865, and remained absent until the 27th day of September, 1865, when he voluntarily returned to his Company.

To which charge and specification the prisoner pleaded as follows:

To the Specification, Guilty."

To the Charge, "Not Guilty," but "Guilty of absence without leave."

FINDING—Of the Specification, "Guilty," except as so far as implies desertion.
Of the Charge, "Not Guilty," of desertion, but "Guilty of absence without leave."

And the Court does therefore sentence him, Private Jamer Cooper, Co. A, 7th Regt., U. S. V. V., "To forfeit to the United States, the sum of fourteen dollars of his monthly pay per month, for four months."

9th. Captain JOHN H. JACK, Company A, 186th Pennsylvania Volunteers.

CHARGE 1st.—"Defrauding an enlisted man, to the prejudice of good order and military discipline."

SPECIFICATION.—In this, that on or about August 18th, 1864, Richard Jeffries, Private, Co. B, 186th Regt., Pa. Vols., did present himself to Captain John H. Jack, Co. A, 186th Pennsylvania Vols., (then recruiting officer for said Regiment) for enlistment, that after passing the necessary examination, Captain John H. Jack, asked the recruit to what part of the State he wished to be credited to, to which question the recruit answered, Philadelphia. Printed advertisements to aid in recruiting said Regiment announced that the recruit had the choice of bounty, that he (the recruit) was under the impression that he had been credited according to his own wishes, until his mother applied to the Soldier's Relief Committee, for aid, and was refused benefits because her son was not credited to the City of Philadelphia; that by investigation, Private Jeffries then ascertained, that Captain John H. Jack had credited him to a locality against his known desire, thereby defrauding him of the benefits he would have received, if credited as he requested to be at the time of his enlistment. This, at Philadelphia, Pa., on or about August 18th, 1864.

CHARGE 2d.—"Conduct unbecoming an Officer and a Gentleman."

SPECIFICATION.—In this, that on or about August 18th, 1864, Mr Lucien Hoguet, of Chester County, Pa., did pay six hundred and fifty (650) dollars bounty to Mr. J. J. Eshelman, for a recruit (credited to said County) by the name of Richard Jeffries, Private, Co. B, 186th Regt., Pa. Vols., and that Captain John H. Jack, Co. A, 186th Regt., Pa. Vols., (then recruiting officer for said Regiment) was present when the money was paid by Mr. Lucien Hoguet, for recruit Jeffries, and that Captain Jack did handle and count the money paid for said recruit, that instead of the recruit named receiving from Captain John H. Jack, the amount paid by Mr. Lucien Hoguet, for him, he received but four hundred and fifty (450) dollars, Captain Jack retaining the sum of two hundred dollars, thus fraudulently depriving the recruit of that amount of money, properly and lawfully belonging to him. This, at Philadelphia, Pa., on or about August 18th, 1864.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the Specification, 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, Captain John H. Jack, Co. A, 186th Regt., Pa. Vols., "To be dishonorably dismissed, without pay, from the service of the United States, to be utterly disabled to have or to hold any office or employment in the service of the United States, and to be confined at such place of confinement as the Commanding General may direct, for the space of one year, or until such time as he shall have paid to the United States the sum of two hundred (200) dollars."

10th. EDWARD MOORE, Private Company A, 7th R-gt., United States Vet. Vols.

CHARGE.—"Absence without leave."

SPECIFICATION.—In this, that he, Private Edward Moore, Co. A, 7th Regt., U. S. V. V., having been duly enlisted into the service of the United States, April the 3d, 1865, to serve for the period of one year, did absent himself from his Company and Regiment, on or about the 19th day of September, 1865, and remained absent until on or about the 25th day of September, 1865, at which time he re-joined his Company at Fort Mifflin. This, at Fort Mifflin, Pa., September 25th, 1865.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private Edward Moore, Co. A, 7th U. S. V., "To forfeit to the United States, ten dollars of his monthly pay, per month, for two months."

11th. WILLIAM DRISLANE, Private, Company C, 6th Regt., United States Vet Vols.
CHARGE 1st.—"Drunkenness on duty."

SPECIFICATION.—In this, that William Drislane, Private, Co. C, 6th Regt., 1st Army Corps, having been detailed for guard at Drover's Hotel, became drunk while on duty at that place. This, on the 24th day of September, 1865, near Harrisburg, Pa.

CHARGE 2d.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that the said William Drislane, Private, Co. C, 6th Regt., 1st A. C., did become drunk while on duty as a guard, and having been relieved, did straggle from his relief, and did in a disorderly manner, discharge his gun several times, thereby wounding Charles Fay, Private, Co. G, and Corporal Jacob W. Gasner, Co. G, 6th Regiment, 1st A. C. This on the 24th of September, 1865, near Harrisburg Pa.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private William Drislane, Co. C, 6th Regiment U. S. V. V., "To be confined at hard labor, at the headquarters of his Regiment, for the remainder of his time of service, wearing a twenty-four pound ball, attached to his left leg, by a chain three feet long. To forfeit to the United States, ten dollars of his monthly pay, per month, for the same period, and to be dishonorably discharged the service."

12th. Private DAVID R. LESSIG, Co. F, 7th Regiment U. S. Veteran Volunteers.
CHARGE.—"Desertion."

SPECIFICATION.—That he, David Lessig, Private, Co. F, 7th Regiment U. S. V. V., did after having been duly mustered into the service of the United States, desert the same on or about the 28th day of June, 1865, from Division Hospital at Camp Stoneman, D. C., and so remain absent until the 26th day of September, 1865, when he returned of his own accord. This at Camp at Schuylkill Arsenal, Philadelphia.

To which charge and Specification the prisoner pleaded as follows:

To the Specification, "Guilty."

To the Charge, "Not Guilty," but "Guilty of absence without leave."

FINDING.—Of the Specification, "Guilty," except so much as implies desertion.

Of the Charge, "Not Guilty," but "Guilty of absence without leave."

And the Court does therefore sentence him, Private David R. Lessig, Co. F, 7th Regt., U. S. Vet. Vols., "To forfeit to the United States all pay which shall have accrued during his absence, and in addition, to forfeit fourteen dollars of his monthly pay, for four months."

II. Before a General Court Martial, convened at Baltimore Md., pursuant to Special Orders No. 62, Headquarters Middle Military Department, Baltimore, September 27th, 1865, and of which Brevet Brig. Gen. V. P. VAN ANSWERP, U. S. V., was President, were arraigned and tried:

1st. Private JONATHAN F. KENYON, Co. B, 1st U. S. Vet. Vols.
CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, the said Private Jonathan F. Kenyon, Co. B, 1st U. S. V. V., having been duly enlisted into the service of the United States, did desert the same on or about the 24th day of September 1865, and did remain absent until apprehended and returned under guard, on or about October 3d 1865. This at Baltimore, Md., on or about September 24th 1865, and October 3d 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, the said Jonathan F. Kenyon, Private of Co. B, 1st U. S. V. V., "To forfeit all pay and allowances that are, or may become due him, from the Government of the United States, and to be confined at hard labor, at such place, or prison as Commanding General of the Department may direct, for the period of one year."

2nd. Private THOMAS MCSOURLEY, Co. B, 1st Regiment U. S. Vet. Vols.

CHARGE 1st.—“Deserting his guard.”

CHARGE 2d.—“Drunkenness on duty.”

PLEA.—“Not Guilty.”

FINDING.—“Not Guilty.”

And the Court do therefore acquit him, the said Private Thomas McSourley, of Co. B, 1st Regiment U. S. Vet. Vols.

3d. Private JOHN DOOLY, Co. B, 1st Regiment U. S. Vet. Vols.

CHARGE 1st.—“Neglect of duty.”

CHARGE 2nd.—“Loosing his accoutrements.”

CHARGE 3d.—“Absenting himself from his guard.”

PLEA.—“Not guilty.”

FINDING.—“Not Guilty.”

And the Court does therefore acquit him.

4th. Private GEORGE F. FINLEY, Co. B, 1st Regiment U. S. Vet. Vols.

CHARGE.—“Violation of the 38th Article of War.”

PLEA.—“Not Guilty.”

FINDING.—“Not Guilty.”

And the Court does therefore acquit him.

III. Before a General Court Martial, convened at Baltimore Md., pursuant to Special Orders No. 13, Headquarters Middle Military Department, Baltimore August 2nd, 1865, and of which Major THOMAS C. THOBURN, 195th Ohio Vols., was President, was arraigned and tried:

STEPHEN LALLONETTE, Private Co. I, 1st Regiment U. S. Vet. Vols.

CHARGE.—“Desertion.”

SPECIFICATION.—In this, that the said Stephen Laltonette, Co. I, 1st Regt. U. S. V. V., having been duly enlisted into the service of the United States, did desert his Company and Regiment, at Baltimore Md., on the 17th day of July 1865, and did remain absent until the 27th day of July 1865. All this at or near Baltimore Md., on or about the 17th day of July 1865.

PLEA.—“Not Guilty.”

FINDING.—“Guilty.”

And the Court do sentence Private Laltonette, Co. I, 1st Regt. U. S. V. V., “To forfeit all pay that is now due him, to make good the time lost by desertion, and to be confined at hard labor at such place as the Commanding General may direct, for the period of six months.”

IV. Before a General Court Martial, convened at Harrisburg, Penna., pursuant to Special Orders No. 12, Headquarters Middle Military Department, Baltimore Md., August 1st 1865, and of which Captain S. W. CARPENTER, 16th Legt. V. R. C., was President, were arraigned and tried:

1st. THOMAS GORDON, drafted, 20th District of Pennsylvania.

CHARGE.—“Desertion.”

SPECIFICATION.—In this, that the said Thomas Gordon, having been legally drafted into the military service of the United States, on the 20th day of March 1865, in Sub-District No. 12, in the 20th District of Pa., for one year, and having been duly notified thereof, and ordered to report at the Headquarters of the Provost Marshal of the 20th District of Penna., on the 8th day of April, 1865, did disregard said notice, by not reporting himself, but reported on the 26th day of July 1865.

PLEA.—“Not Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Thomas Gordon, drafted man, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due, or to become due him, and to be confined at hard labor at such place as the Commanding General may direct, for the period of two years."

2d. JOSEPH W. CARNELL, Private, Company I, 6th United States Vet. Vols.
CHARGE—"Conduct prejudicial to good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him.

2d. JOHN BROWN, Private, Company B, 6th Regt., United States Vet. Vols.
CHARGE—"Desertion."

SPECIFICATION.—In this, that the said Private John Brown, Co. B, 6th Regt., U. S. V. V., having been duly enlisted and mustered into the United States service, did desert the same on or about the 8th day of June, 1865, and returned voluntarily to his Company and Regiment, on June 20th, 1865. This, at Camp Stoneman, D. C.

To which charge and specification the accused pleaded as follows:

To the Specification, "Guilty."

To the Charge, "Not Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Not Guilty," of desertion, but "Guilty of absence without leave."

And the Court does therefore sentence him, John Brown, Private, Co. B, 6th Regt., U. S. V. V., "To be confined at hard labor at such place as the Commanding General may direct, for the period of four months, with loss of all pay and allowances for the same period of time."

4th. ALEXANDER WADLOW, Private, Company B, 16th Regiment, V. R. C.
CHARGE—"Desertion."

SPECIFICATION.—In this, that Alexander Wadlow (a Private of Co. B, 16th Regt., V. R. C., did desert his Company at Camp Draft Rendezvous, Pittsburg, Pa., on or about the 5th day of August 1865, and did not return until the 9th day of August, 1865, when he was apprehended in Pittsburg, Pa., and brought back to his Company under guard. This at Camp Draft Rendezvous, Pittsburg, Pennsylvania.

To which charge and specification the accused pleaded as follows:

To the Specification, "Guilty."

To the Charge, "Not Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Private Alexander Wadlow, Co. B, 16th Regt., V. R. C. "To be confined at hard labor at such place as the Commanding General may direct for the remainder of his term of enlistment, and forfeit to the United States, six dollars per month of his monthly pay for the same period."

5th. PHILIP CLARK, Private, Company B, 6th United States Veteran Volunteers.
CHARGE—"Theft."

SPECIFICATION.—In this, that the said Private Phillip Clark, Co. B, 6th Regt., 1st A. C., did, on or about the 25th day of July, 1865, steal or assist in stealing from John Roberts, late Private, 1st Pa. Cavalry, a ring containing a finger ring, and postage stamps amounting to about twenty five cents, belonging to said John Roberts. All this, at William Tell Hotel, at Harrisburg, Pa., on or about the 23d day of July, 1865.

PLEA—"Not Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, Private Phillip Clark, Co. B, 6th U. S. V. V., "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of three years."

6th. A. L. PARKHURST, Private, Company B, 6th United States Veteran Volunteers.

CHARGE.—"Theft."

PLEA.—"Not guilty."

FINDING.—"Not Guilty."

And the Court does therefore acquit him.

7th. DANIEL SHAY, Drafted Man.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, Daniel Shay, drafted man, having been legally drafted into the military service of the United States, on the 20th day of August, 1863, in Sub-District No. 22, in the 20th District of Pennsylvania, for three years, and having been duly notified thereof, failed to report in person on the day ordered in said notice, viz: on the 4th day of September, 1863, but reported on the 17th day of July 1865. All this at Meadville, Pa., on or about the 4th day of September, 1863.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Daniel Shay, drafted man, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be confined at hard labor, at such place as the Commanding General may direct, for the period of three years."

8th. MARTIN SPROLL, Drafted Man.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that the said Martin Sproll, having been legally drafted into the military service of the U. S., on the 20th day of March, 1865, in the 12th Sub-District, in the 20th District of Penna., for one year, and having been duly notified thereof, and ordered to report at the Headquarters of the Provost Marshal of the 20th District of Penna., on the 8th day of April, 1865, did disregard said notice by not reporting himself. All this, at Meadville, Penna., on or about the 8th day of April, 1865.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Martin Sproll, drafted man, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of six months."

9th. JAMES BYRNE, Private, Company B, 6th Regt., United States Vet. Vols.

CHARGE.—"Absence without leave."

SPECIFICATION.—In this, that he, the said Private James Byrne, Co. B, 6th Regt., U. S. V. V., having been duly enlisted and mustered into the military service of the United States, did receive a furlough for the period of ten days, on or about the 26th day of June, 1865, and failing to report at the expiration of said furlough, was reported a deserter on or about the 11th day of July, 1865, and remained so reported until on or about the 11th day of August, 1865, when the said Private James Byrne, Co. B, 6th Regt., U. S. V. V., did voluntarily return to his Company. This, at Camp Stone-man, D. C.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private James Byrne, Co. B, 6th Regt., U. S. V. V., "To forfeit to the United States his monthly pay, for the period of two months."

10th. HIRAM SHEAKLEY, Drafted Man.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that the said Hiram Sheakley, having been legally drafted into the military service of the United States, on the 30th day of May, 1864, in the 2d Sub-District in the 20th District of Penna., for three years, and having been duly notified thereof, and ordered to report at the Headquarters of the Provost Martial of the 20th District of Penna., on the 8th of June, 1864, did disregard said notice, by not reporting himself in person, but instead thereof, left the country for Canada, returned a short time since, was arrested July 17th 1865. All this, at Meadville, Pa., on or about the 8th of June, 1864.

PLEA.—"Not Guilty."
FINDING.—"Guilty."

And the Court does therefore sentence him, Eiram Sheakley, drafted man, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due, or to become due him, and to be confined at hard labor at such place as the Commanding General may direct, for the period of three (3) years."

11th. WILLIAM MOLYNEAUX, Private, Company B, 16th Regiment, V. R. C.

CHARGE 1st.—"Habitual drunkenness, to the prejudice of good order and military discipline."

SPECIFICATION.—In this, that he, Private William S. Molyneaux, Co. B, 16th Regt., V. R. C., is so addicted to intoxication that he can not be trusted to perform the duties of a soldier, and is in the habit of getting drunk whenever an opportunity offers; has been frequently drunk between the 1st of January, 1865, and the 24th of June, 1865, and particularly, on the 22d and 23d of April, 1865, the 2d of May, 1865, and the 11th of June, 1865. This, at Greensbury, Pa., and Draft Rendezvous, Pittsburg Penna.

CHARGE 2d.—"Drunkenness while on duty."

SPECIFICATION.—In this, that he, Private William S. Molyneaux, of Co. B, 16th Regt., V. R. C., being on duty as a member of the guard, did absent himself from the guard and post, without any authority, and did go to the village of Braddock's Field, and did return in a state of beastly intoxication, and utterly incapable of performing any kind of duty, and did bring a bottle of whiskey into Garrison on his return. This, at Draft Rendezvous, Pittsburg, Pa., on or about the 23d of June, 1865.

PLEA.—"Not Guilty."
FINDING.—"Guilty."

And the Court does therefore sentence him, William S. Molyneaux, Private, Co. B, 16th Regt., V. R. C., "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of one year."

12th. EDWARD BARNETT, Private, Company C, 16th Regiment, V. R. C.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, the said Private Edward Barnett, Co. C, 16th Regt., V. R. C., on receiving a furlough on the 17th of June, 1865, for ten days, with orders to rejoin his Company on the 28th day of June, 1865, or be considered a deserter, did remain absent without proper authority, until the 12th day of July, 1865. All this, at Draft Rendezvous, Pittsburg, Pa., June 17th, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Not Guilty," of desertion, but "Guilty of absence without leave."

And the Court does therefore sentence him, Private Edward Barnett, Co. C, 16th Regt., V. R. C., "To be confined at hard labor at such place as the Commanding General may direct, for the period of three months, with loss of all pay and allowances for the same period of time."

13th. JOHN HENLEY, Corporal, Company B, 6th Regiment, United States Vet. Vols

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, Corporal John Henley, Co. B, 6th Regt., U. S. V. V., having been duly enlisted and mustered into the United States service, did desert the same, on or about the 8th day of June, 1865, and returned voluntarily to his Company and Regiment, June 20th, 1865. This, at Camp Stoneman, D. C.

To which charge and specification the accused pleaded as follows:

To the Specification, Guilty."

To the Charge, "Not Guilty."

FINDING.—Of the Specification, "Guilty,"

Of the Charge, "Not Guilty," of desertion, but "Guilty of absence without leave."

And the Court does therefore sentence him, Corporal John Henley, Co. B, 6th Regt., U. S. V. V., "To be reduced to the ranks, and be confined at hard labor at such place as the Commanding General may direct, for the period of four months, with loss of all pay and allowances for the same period of time."

14th. Private MICHAEL HUGHES, Company B, 16th Regiment, V. R. C.

CHARGE.—"Sleeping on post."

SPECIFICATION.—In this, that he, Private Michael Hughes, Co. B, 16th Regt., V. R. C., being a member of the guard, and having been duly posted as sentinel at the stables between the hours of 11 o'clock, A. M., and 1 o'clock, P. M., did sit down and go to sleep while on duty as a sentinel. This, at Draft Rendezvous, Pittsburg, Pa., on or about the 13th day of August, 1865.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private Michael Hughes, Co. B, 16th Regt., V. R. C., "To be confined at hard labor at such place as the Commanding General may direct for the period of six months."

15th. JAMES STEWART, Private, Company I, 14th Pennsylvania Cavalry,

CHARGE.—"Desertion."

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty."
Of the Charge, "Not Guilty."

And from the evidence adduced, and the present emaciated appearance of the prisoner, the Court attach no criminality to him, and do therefore acquit him

16th. WILLIAM LAPPER, Private, Company F, 7th Regiment, U. S. Vet. Vols.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, the said William Lapper, Private, Co. F, 7th Regt., U. S. V. V., having been duly enlisted into the service of the United States, did desert the same, and did remain absent until apprehended and returned to the Regiment under guard, July 12th, 1865.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, William Lapper, Private, Co. F, 7th Regt., U. S. V. V., "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of one year."

17th. Captain A. NESBITT, Company K, 6th Regiment United States Vet. Vols.

CHARGE.—"Disobedience of orders."

SPECIFICATION 1st.—In this, that the said Capt. A. Nesbitt, Co. K, 6th Regt., U. S. V. V., did, after having a lawful written, and also, a verbal order from his Commanding Officer, Major Lauser, 6th Regt., U. S. V. V., to the effect that he should be present, and do duty with his Company, when not on duty in Court Martial Rooms, disobey the same, and continue to disobey the same. This, at Camp Return, near Harrisburg, Pa., on or about August 9th, 1865.

SPECIFICATION 2d.—In this, that the said Capt. A. Nesbitt, Co. K, 6th Regt., U. S. V. V., did, after having received a lawful written order from Bvt. Brig. Gen. Kiddoo, Commanding Post at Harrisburg, Pa., to the effect that he should return to, and remain in charge of his command, during such hours as the Court was not in session, on which he was serving as a member, disobey said order, and continue to do so. This, at Harrisburg, Pa., on or about August 10th, 1865.

SPECIFICATION 3d.—In this, that the said Capt. A. Nesbitt, Co. K, 6th Regt., U. S. V. V., after having received a lawful written order from his Commanding Officer, Col. C. E. LaMott, 6th Regt., U. S. V. V., to be present, and do duty with his Company when the Court Martial with which he was on duty, was not in session, did disobey the same, and continue so to do. This, at Camp Return, near Harrisburg, Pa., on or about August 25th, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the 1st Specification, "Guilty," except the words "written, and also a."
Of the 2d Specification, "Guilty."
Of the 3d Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, Capt. A. Nesbitt, 6th Regt., U. S. V. V., "To be suspended from rank and pay, for the period of two months."

18th. 1st Lieutenant A. D. ROOD, Company C, 6th Regiment, United States Vet Vols. CHARGE.—"Disobedience of orders."

SPECIFICATION 1st.—In this, that the said 1st Lieut. A. D. Rood, Co. C, 6th Regt., U. S. V. V., did, after having received a lawful written, and also, a verbal order from his Commanding Officer, M'j. Lawver, 6th Regt., U. S. V. V., to the effect that he should be present, and do duty with his Company, when not on duty in Court Martial Rooms, disobey the same, and continue to disobey the same. This, at Camp Return, near Harrisburg, Pa., on or about August 9th, 1865.

SPECIFICATION 2d.—In this, that the said 1st Lieut. A. D. Rood, Co. C, 6th Regt., U. S. V. V., did, after having received a lawful written order from Bvt. Brig. Gen. J. B. Kiddoo, Commanding Post at Harrisburg, Pa., to the effect that he should return to, and remain in charge of his command, during such hours as the Court was not in session, on which he was serving as a member, disobey said order, and continued so to do. This, at Harrisburg, Pa., on or about August 10th, 1865.

SPECIFICATION 3d.—In this, that the said 1st Lieut. A. D. Rood, after having received a lawful written order from his Commanding Officer, Col. C. E. LaMott, 6th Regt., U. S. V. V., to be present, and do duty with his Company when the Court Martial with which he was on duty, was not in session, did disobey the same, and continued so to do. This, at Camp Return, near Harrisburg, Pa., on or about August 25th, 1865.

SPECIFICATION 4th.—In this, that the said 1st Lieut. A. D. Rood, Co. C, 6th U. S. V. V., after having received a lawful order from M'j. Gen. Humphreys, Commanding District of Pennsylvania, to the effect that he, Lieut. A. D. Rood, should do duty as 1st Lieut. with his Company when not on duty with General Court Martial, of which he is a member, did disobey the same, and continue so to do. This, at Harrisburg, Pa., on or about August 23d, 1865.

PLEA—"Not guilty."

FINDING.—Of the 1st Specification, "Guilty," except the words "written, and also a"
Of the 2d Specification, "Guilty."
Of the 3d Specification, "Guilty."
Of the 4th Specification, "Guilty."
Of the Charge, "Guilty."

And the Court does therefore sentence him, 1st Lieut. A. D. Rood, Co. C, 6th Regt., U. S. V. V., "To be suspended from rank and pay, for the period of two months, and to forfeit half his monthly pay, for the period of two months after his restoration to rank."

The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

The proceedings and findings in the cases of Private John Dooly, Co. B, 1st Regt., U. S. V. V., Private George E. Pinley, Co. B, 1st Regt., U. S. V. V., Private Thomas McSorley, Co. B, 1st Regt., U. S. V. V., Joseph W. Corned, Private, Co. I, 6th U. S. V. V., Private James Stewart, Co. I, 14th Pa. Cav., Private J. L. Parkhurst, Co. B, 6th U. S. V. V., and Capt. John H. Jack, Co. A, 186th Regt., Pa. Vols., are approved and confirmed. The prisoners will be released from confinement and returned to duty.

The proceedings, findings and sentences in the cases of Private Edward Moore, Co. A, 7th Regt., U. S. V. V., Private William Drislane, Co. C, 6th Regt., U. S. V. V., Private Robert Duberg, Co. F, 7th Regt., U. S. V. V., Private James Cooper, Co. A, 7th Regt., U. S. V. V., Private Wm. H. Sutton, Co. I, 7th Regt., U. S. V. V., Private Thomas Rowland, Co. A, 7th Regt., U. S. V. V., Private James Brye, Co. A, 7th Regt., U. S. V. V., Private David R. Lessig, Co. F, 7th Regt., U. S. V. V., Private John Murphy, Co. F, 7th Regt., U. S. V. V., Private John Brown, Co. B, 6th U. S. V. V., Private James Byrne, Co. B, 6th Regt., U. S. V. V., Corporal John Henry, Co. B, 6th Regt., U. S. V. V., 1st Lieut. A. D. Rood, Co. C, 6th U. S. V. V., and Capt. A. Nesbitt, 6th Regt., U. S. V. V., are approved and confirmed, and will be duly executed.

The proceedings, findings and sentences in the cases of Thomas Gordon, drafted man, Hiram Sheakley, drafted man, William S. Mlyneaux, Private, Co. B, 16th Regt., V. R. C., Private Michael Hayes, Co. B, 16th Regt., V. R. C., Private Edward Barrett, Co. C, 16th V. R. C., Private William Lapper, Co., F, 7th U. S. V. V., Private Phillip Clark, Co. B, 6th U. S. V. V., Private Alexander Wallow, Co. B, 15th V. R. C., Martin Sproll, drafted man, Daniel Shay, drafted man, Private Jonathan F. Kenyon, Co. B, 1st Regt., U. S. V. V., Private Joseph W. Wales, Co. I, 7th Regt., U. S. V. V., are approved and confirmed, and will be duly executed. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoners will be conducted under a suitable guard. The Quartermaster's Department will furnish the necessary transportation.

The proceedings, findings and sentence in the case of Private Stephen Lallouette, Co. I, 1st U. S. V. V., are approved and confirmed. In view of the recommendations of the members of the Court before which the prisoner was tried, and in consideration of the previous good record of the accused, so much of the sentence as directs that the prisoner shall be confined for six months, is hereby remitted.

The proceeding, findings and sentence in the case of Capt. J. H. Jack, 186th Regt., Penna. Vols., are approved and confirmed, and will be duly executed. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoner will be conducted under a suitable guard. The Quartermaster's Department will furnish the necessary transportation. This officer accordingly ceases to be an officer in the service of the United States from this date.

By Command of Major General A. A. HUMPHREYS,

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:



Assistant Adjutant General.

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HEADQUARTERS MIDDLE MILITARY DEPARTMENT.

BALTIMORE, MD., *November 7, 1865.*

GENERAL ORDERS, }

No. 28. }

Before a Military Commission, convened at Winchester, Va., pursuant to Special Orders No. 80, Headquarters M. M. Department, Baltimore, Md., October 18, 1865, and of which Brig. General J. D. FESSENDEN, U. S. V. was President, was arraigned and tried:

George M. O. Bannon, citizen, of Jefferson County, Va.

CHARGE 1ST:

Violation of Parole.

Specification.—In this that he, *George M. O. Bannon*, late a private of Co. E, 43d Battalion Va. Cavalry, in the so-called Confederate service, then in arms against the United States, and subsequently a prisoner of the United States authorities, was on the 17th of May, 1865, duly paroled, which parole, signed and sworn to by him, said *George M. O. Bannon*, is as follows:

CHARLESTOWN, VA., *May 17th, 1865.*

I, *George M. O. Bannon*, private of Co. E, 43d Battalion Va. Cavalry C. S. Army, do hereby give this my parole of honor, that I will not take up arms against the United States Government until I am regularly exchanged, and that if I am permitted to remain at my home, I will conduct myself as a good and peaceable citizen, and will respect the laws in force where I reside, and will do nothing to

the detriment of, or in opposition to the United States Government.

GEORGE M. O. BANNON.

And the said *George M. O. Bannon*, being permitted to remain at his home in Jefferson Co. Va., not regarding his said parole, but in utter violation thereof, did on the 7th day of October, 1865, in company with John Gibson, William Gibson and Albert Moore, (also late soldiers in the rebel army,) go to the residence of one Eli Derry, a peaceable and loyal citizen of Loudon Co. Va., Michael Derry, son of said Eli Derry, late a soldier in the Federal army, and Samuel H. Jones, late a scout in the United States army, being then at said residence with several others; and he, the said *George M. O. Bannon*, did then and there in a violent and disorderly manner assault the said Michael Derry and Samuel Jones, and did then and there with a pistol loaded with powder and ball, shoot at said Michael Derry, then and there showing his purpose to kill, as he said all Yankees, then and there, thereby meaning all loyal persons. And he, the said *George M. O. Bannon*, together with the said John and William Gibson and Albert Moore, and others of his company aforesaid, did then and there assault and abuse the said Michael Derry and Samuel Jones, and other peaceable citizens then and there assembled, and did then and there forcibly break the windows of the house of said Eli Derry, and did then and there by threats of violence, and tumultuous and disorderly conduct, alarm the good and peaceable citizens then and there assembled. All this at Loudon Co. Va., and in violation of the said *George M. O. Bannon's* parole aforesaid.

CHARGE 2D:

Assault and Battery with an intent to kill.

Specification.—In this that *George M. O. Bannon*, citizen of Jefferson Co. Va., did conspire and combine with one Love, alias Major Love, John Gibson, William Gibson and Albert Moore, citizens of the State of Va., and with divers others parties whose names are unknown, and with force of arms did enter the premises and house of one Eli Derry, of Loudon Co. Va., and announce they were Moseby's men, intending to carry out Moseby's principles; that they came to kill one Samuel H. Jones and Michael Derry, men who had served in the Federal army, and did then and there make an assault and battery with an intent to kill with firearms, sticks, stones, and with their hands and feet, upon the person of one William H. Wicks, a citizen of the United States, and did cut and bruise and mutilate the body of said Wicks, thereby endangering his life. All this in Loudon Co. Va. on or about the 7th of October, 1865.

CHARGE 3D:

Assault with an intent to kill.

Specification.—In this that he, *George M. O. Bannon*, citizen of Jefferson Co. Va., did conspire with one Love, alias Major Love, John Gibson, William Gibson and Albert Moore, citizens of the United States, and in company of divers other men, whose names are unknown, and with force of arms did enter the premises and house of one Eli Derry, of Loudon Co. Va., avowing they were Moseby's men, and intended to carry out Moseby's principles, and that they came there to kill one Samuel H. Jones and Michael Derry, who had previously served in the United States army, and did then and there make an assault with

intent to kill upon said Jones and Derry, with fire-arms, shooting at them several times, thereby endangering their lives. All this at Loudon Co. Va., on or about October the 7th, 1865.

CHARGE 4TH:

Violation of the Laws and Customs of War.

Specification.—In this that he, *George M. O. Bannon*, citizen of Jefferson Co. Va., and of the United States, owing allegiance thereto, and not belonging to any regular or authorized force, at war with the United States, did consent with one Love, alias Major Love, William Gibson, John Gibson, Albert Moore and others whose names are unknown, in robbing and plundering peaceable citizens of the United States, avowing their intention to carry out the principles of one Moseby, claiming to belong to his band, and in attacking men who had previously belonged to the Federal forces, in violation of the laws and customs of war. All this at Loudon Co. Va., on or about the 7th day of October, 1865.

CHARGE 5TH:

Robbery.

Specification.—In this that he, *George M. O. Bannon*, a citizen of the State of Virginia, in company and league with one Love, alias Major Love, John Gibson, William Gibson and Albert Moore, citizens of the State of Virginia, and other parties whose names are unknown, did unlawfully, and with force of arms, enter upon the premises of one Eli Derry, of Loudon Co. Va., and did announce that they were Moseby's men, intending to carry out Moseby's principles, and that they came there to kill one Samuel H. Jones and Michael Derry, formerly of the Federal army, and

did then and there forcibly and feloniously take, steal and carry away therefrom a large quantity of goods the property of the said Eli Derry, viz: one six barrelled revolver pistol and fifteen daguerreotype likenesses, all of the value of seventy-five dollars, more or less, the property of said Eli Derry, forcibly and against his will. This in the County of Loudon, State of Virginia, on or about October 7th, 1865.

To which charges and specifications the accused pleaded, "Not guilty."

FINDING.

Of the specification 1st charge "Guilty," except using the words "then and there avowing his purpose to kill, as he said, all Yaukees then and there."

Of the 1st charge, "Guilty."

Of the specification of 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

Of the specification of the 3d charge, "Guilty," except the words "did conspire and combine with one Love, alias Major Love, John Gibson, William Gibson and Albert Moore, citizens of the United States," and the words "avowing they were Moseby's men intending to carry out Moseby's principles, and that they came there to kill one Samuel H. Jones and one Michael Derry, who had previously served in the Union army."

Of the 3d charge, "Guilty."

Of the specification of the 4th charge, "Not guilty."

Of the 4th charge, "Not guilty."

Of the specification of the 5th charge, "Not guilty."

Of the 5th charge, "Not guilty."

And the Court does therefore sentence him, *George M. O. Bannon*, "To be confined at hard labor for three (3) years at such prison or place as the Major General Commanding the Middle Military Department may direct."

The proceedings, findings and sentence in the foregoing case having been submitted to the Major General Commanding, the following is the order thereon :

The proceedings, findings and sentence in the case of *George M. O Bannon*, a citizen of Jefferson Co. Va., are approved and confirmed, and will be duly executed. Albany penitentiary, N. Y. is designated as the place of confinement, subject to the approval of the Secretary of War.

BY COMMAND OF MAJ. GEN'L A. A. HUMPHREYS,

ADAM E. KING,
Assistant Adjutant General.

OFFICIAL :

A. D. C.

HEADQUARTERS MIDDLE MILITARY DEPARTMENT,

BALTIMORE, Md., Nov. 4, 1865.

GENERAL ORDERS, }

No. 29. }

Before a General Court-Martial convened at Harrisburg, Penna., pursuant to Special Orders, No. 12, Headquarters Middle Military Department, Baltimore, Md., August 1, 1865, and of which Captain S. W. CARPENTER, 16th Regiment V. R. C., was President, were arraigned and tried:

1. *John M. Bane*, private Co. B, 191st Penna. Vols.

CHARGE:

Conduct Prejudicial to Good Order and Military Discipline.

Specification 1st.—In this, that the said private *John M. Bane*, Co. B, 191st Penna. Vols., did steal one infantry great-coat, the property of private Ernest Gerdom, Co. I, 208th Penna. Vols., the said *John M. Bane* and Ernest Gerdom being at the time patients in McClellan U. S. A. General Hospital, Philadelphia, Pa.

Specification 2d.—In this, that the said private *John M. Bane*, Co. B, 191st Penna. Vols., did carry away and sell one infantry great-coat, the property of Ernest Gerdom, private Co. I, 208th Penna. Vols., for money or its equivalent. All this at McClellan U. S. A. General Hospital, Philadelphia, Penna., on or about the 29th day of June, 1865.

Plea, "Guilty."

Finding, "Guilty."

And the Court does therefore sentence him, private *John M. Bane*, Co. B, 191st Penna. Vols., "To be dishonorably discharged the service of the United States, with loss of all pay and allowances from June 29, 1865."

2
2. *Mathew Gallagher*, private Co. A, 16th N. Y. Heavy Artillery.

CHARGE:

Desertion.

Specification.—In this, that the said private *Mathew Gallagher*, Co. A, 16th N. Y. Heavy Artillery, did, without proper authority, absent himself from his Company and Regiment, at Alexandria, Va., from August 8, 1865, until August 13, 1865, when he was apprehended and delivered to Capt. D. M. Lane, Provost Marshal 1st, 2d, and 4th District of Pennsylvania, at his Head-Quarters. This at Alexandria, Va., on or about the 8th day of August, 1865.

PLEA.

To the specification, "Guilty."

To the charge, "Not guilty."

Finding, "Guilty."

And the Court does therefore sentence him, private *Mathew Gallagher*, Co. A, 16th N. Y. Heavy Artillery, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of one year."

3. *Jacob Berger*, private Co. B, 5th Penna. Cavalry.

CHARGE:

Desertion.

Specification.—In this, that private *Jacob Berger*, Co. B, 5th Penna. Cavalry, did, without proper authority, absent himself from his Company, Regiment, and Post, at Appomattox Court-House, Va., from the 10th of April, 1865, to the 7th of September, 1865, during a period of five months, until apprehended and delivered to

Captain M. Yardley, Provost Marshal 3d and 5th District of Penna., at his Head-Quarters, on or about the 7th of September, 1865.

PLEA.

To the specification, "Guilty."

To the charge, "Not guilty."

Finding, "Guilty."

And the Court does therefore sentence him, *Jacob Berger*, private Co. B, 5th Pa. Cavalry, "To be dishonorably discharged the service of the United States, and be confined at hard labor at such place as the Commanding General may direct, for the period of one year."

4. *Adolph Betz*, private Co. G, 6th U. S. Veteran Volunteers.

CHARGE 1ST:

Conduct prejudicial to Good Order and Military Discipline.

Specification.—In this, that he, private *Adolph Betz*, Co. G, 6th U. S. Veteran Volunteers, did wilfully and maliciously destroy the following property of the United States, to wit: one common tent, by cutting and otherwise defacing it.

CHARGE 2D:

Disobedience of Orders.

Specification.—That private *Adolph Betz*, Co. G, 6th U. S. Veteran Volunteers, while on duty with his Regiment at Camp Return, Penna., said Regiment having been specially detailed for the purpose of protecting Government property and preserving the peace of the State of Pennsylvania, during the mustering out of the Volunteers of said State, did wilfully and maliciously destroy a common tent, the property of the United States, and for which Lieut. R. F. Wolfkill, A. R. Q. M. 6th Regiment U. S. Veteran Volunteers,

is accountable. All this at Harrisburg, Penna., on or about the 5th day of September, 1865.

Plea, "Not guilty."

Finding, "Guilty."

And the Court does therefore sentence him, *Acolyh Betz*, private Co. G, 6th Regiment U. S. Veteran Volunteers, "To be confined at hard labor at such place as the Commanding General may direct, for the period of four months, with loss of all pay and allowance for the same period of time."

5. *Charles Zeigler*, private Co. D, 16th Veteran Reserve Corps.

CHARGE:

Desertion.

Specification.—In this, that private *Charles Zeigler*, Co. D, 16th Veteran Reserve Corps, did desert the service of the United States on or about the 25th of June, 1865, and did not return until on or about the 31st of August, 1865, when he reported at Camp Douglas, Chicago, Ills. All this at Draft Rendezvous, Pittsb'g, Pa.

Plea, "Not guilty."

FINDING.

Of the specification, "Guilty."

Of the charge, "Not guilty of desertion, but guilty of absence without leave."

And the Court does sentence him, *Charles Zeigler*, private Co. D, 16th Regiment Veteran Reserve Corps, "To be dishonorably discharged the service of the United States, with less of all pay and allowances now due or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of five months."

6. *Abraham B. Dobson*, private Co. D, 6th U. S. Veteran Vols.

CHARGE:

Robbery

Specification.—In this, that the said *Abraham B. Dobson*, private Co. D, 6th U. S. Veteran Volunteers, did forcibly and feloniously take from the person of John Burderim, private Co. I, 16th Veteran Reserve Corps, the sum of ninety-eight dollars. All this at or near Draft Rendezvous, Pittsburg, Penna., on or about the 5th of August, 1865.

Plea, "Not guilty."

Finding, "Guilty."

And the Court does therefore sentence him, *Abraham B. Dobson*, private Co. D, 6th Regiment U. S. Veteran Volunteers, "To be dishonorably discharged the service of the United States, and be confined at hard labor at such place as the Commanding General may direct, for the period of three (3) years."

7. *Patrick Hayden*, private Co. A, 6th U. S. Veteran Vols.

CHARGE:

Stabbing with intent to kill.

Specification.—In this, that the said private *Patrick Hayden*, Co. A, 6th U. S. Veteran Volunteers, did violently assault and cut with a knife, or some other sharp instrument, without any just cause or provocation, private Geo. Garnell, Co. H, 6th U. S. Veteran Volunteers, exclaiming at the same time, "I'll kill you, God damn you!" or words to that effect. All this at the City of Pittsburg, Pa., on or about the 18th day of August, 1865.

Plea, "Not guilty."

Finding, "Guilty."

And the Court does therefore sentence him, private *Patrick Hayden*, Co. A, 6th U. S. Veteran Volunteers, "To be dishonorably dis-

charged the service of the United States, with loss of all pay and allowances now due or to become due him, and to be confined at hard labor at such place as the Commanding General may direct, for the period of three years."

8. *Balthazar alias John Haber*, drafted man.

CHARGE:

Desertion.

Specification.—In this, that the said *Balthazar alias John Haber*, was on the 9th day of July, 1863, drafted into the military service from the 9th sub-district, 22d District of Pennsylvania, for three years, according to due form of law, and was duly notified to report on the 23d day of July, 1863, but failed to report, was arrested the 5th day of August, 1865, examined by Capt. J. Heron Foster, Provost Marshal 22d District of Pa., and found fit for duty and held to service.

Plea, "Not guilty."

Finding "Guilty."

And the Court does therefore sentence him, *Balthazar alias John Haber*, drafted man, "To forfeit to the United States all pay and allowances now due or to become due him; to be dishonorably discharged the service of the United States, and be confined at hard labor at such place as the Commanding General may direct, for the period of three (3) years."

9. *Samuel P. Edwards*, Co. C, 16th V. R. C.

CHARGE 1ST:

Desertion.

Specification.—In this, that he, private *Samuel P. Edwards*, Co. C, 16th V. R. C., did absent himself from his Company on or about the 25th day of June, 1865, without permission from proper authority, until the 2d day of August, 1865, when he voluntarily reported himself

at the Headquarters of his Regiment, at Harrisb'g, Pa.
All this at Draft Rendezvous, at Pittsburg, Pa., on or
about the 25th day of June, 1865.

CHARGE 2D:

Breaking Guard, to the prejudice of good order and Military discipline.

Specification.—In this, that he, private *Samuel P. Edwards*, Co. C, 16th V. R. C., after being arrested at the City of Pittsburg, Pa., by private *John McKeown*, and told that he must go with him to camp, did break away from him and did run and escape from his sight entirely. All this at the City of Pittsburg, Pa., on or about the 28th day of June, 1865.

To which charges and specifications the prisoner pleaded as follows:

To the specification, 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification, 2d charge, "Guilty."

To the 2d charge, "Guilty."

FINDING.

Of the specification of the 1st charge, "Guilty," with the exception of the words, "With intention to desert the same."

Of the 1st charge, "Not guilty of desertion, but guilty of absence without leave."

Of the specification of the 2d charge, "Guilty."

Of the 2d charge, "Guilty."

And the Court does therefore sentence him, *Samuel P. Edwards*, private Co. C, 16th V. R. C., "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due, or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of six (6) months."

10. *William W. Dingey*, private Co. E, 6th U. S. Vet. Vols.

CHARGE:

Desertion.

Specification.—In this, that he, *William W. Dingey*, private Co. E, 6th U. S. Veteran Volunteers, did desert his Company on or about the 19th day of August, 1865, and did remain absent from the same until the 24th day of August, 1865, when he was arrested in the City of Harrisburg, Pa., and was returned to his Company under guard. All this at Camp Return, Pa., on or about the 24th day of August, 1865.

Plea, "Not guilty."

Finding, "Guilty."

And the Court does therefore sentence him, *William W. Dingey*, private Co. E, 6th Regiment U. S. Veteran Volunteers, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be confined at hard labor at such place as the Commanding General may direct, for the period of one year."

11. *John C. Clavenger*, private Co. B, 6th U. S. Vet. Vols.

CHARGE:

Sleeping on Post.

Specification.—In this, that the said private *John C. Clavenger*, Co. B, 6th Regiment U. S. Vet. Vols., having been duly posted as a sentinel, was found asleep on his post between the hours of 12 M., and 1 A. M., when visited by the officer of the day. This at Draft Rendezvous Pittsburg, Pa., on or about the 16th day of August 1865.

Plea, "Not guilty."

Finding, "Guilty."

And the Court does therefore sentence him, private *John C. Clavenger*, Co. B, 6th Regiment U. S. Veteran Volunteers, "To be con-

lined at hard labor at such place as the Commanding General may direct, for the period of six months, with loss of all pay and allowances for the same period of time."

12. *Adolphus Thompson*, private Co E, 16th V. R. C.

CHARGE:

Gross neglect of duty, to the prejudice of good order and military discipline.

Plea, "Not guilty."

Finding, "Not guilty."

And the Court does therefore acquit him.

13. *Patrick Caulfield*, private Co. H, 6th U. S. V. V.

CHARGE:

Drunkenness while on Duty.

Plea, "Not guilty."

Finding, "Not guilty."

And the Court does therefore acquit him.

14. *Charles Holden*, private, 2d class, of the Company of U. S. Ordnance.

CHARGE 1ST:

Violation of the 6th Article of War.

Specification.—In this, that private *Charles Holden*, of the Ordnance Detachment at Alleghany Arsenal, Pa., did between the hours of 11 A. M., and 12 M., on the 26th day of August, 1865, say to his Commanding Officer, Lieut. Col. R. H. K. Whitely, "you God damned white headed old son of a bitch," or words to that effect, the said Lieut. Col. Whitely being in the performance of his duty. All this at Alleghany Arsenal, Pa.

CHARGE 2D:
Mutinous conduct to the prejudice of good order and military discipline.

Specification.—In this, that private *Charles Holden*, of the Ordnance Detachment, at Alleghany Arsenal, when being arrested by Corporal Charles Horan, of the same detachment, for disorderly conduct, did resist him, and did say in a loud tone of voice, "I'll not go with you," or words to that effect, and did attempt to strike him, the said Corporal Horan. This at Alleghany Arsenal, Pa., on the 26th day of August, 1865, between the hours of 11 A. M., and 12 M.

CHARGE 3D:
Violation of the 9th Article of War.

Specification.—In this, that private *Charles Holden*, of the Ordnance Detachment at Alleghany Arsenal, did between the hours of 11 A. M., and 1 P. M., on the 26th of August 1865, offer violence against his Superior Officer, Act'g Asst. Surgeon, R. B. Simpson, by seizing him with his hands and throwing him on the floor of the hospital, thereby causing him, the said Surgeon Simpson, to fall violently on his head, the said Surgeon Simpson being then and there in the performance of his duty. All this at Alleghany Arsenal, Pa.

CHARGE 4TH:
Conduct to the prejudice of Good Order and Military Discipline.

Specification.—In this, that private *Charles Holden*, of the Ordnance Detachment at Alleghany Arsenal, Pa., did between the hours of 11 A. M., and 12 M., on the 26th of August 1865, offer violence to 1st Sergt. Cristopher Farnan, of the same detachment, by seizing him by the hair of his head, and by striking him with his

hand, the said Sergeant Farnan being then and there in the performance of his duty. All this at Alleghany Arsenal, Pa.

Plea, "Not Guilty."

Finding, "Guilty."

And the Court does therefore sentence him, *Charles Holden*, private 2d Class Ordnance Detachment, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him, and be confined at hard labor at such place as the Commanding General may direct for the period of three years."

15 *Charles G. Cotter*, private Co. C, 7th U. S. V. V.

CHARGE:

Desertion.

Specification.—In this that said private *Charles G. Cotter*, Co. C, 7th U. S. V. V. having been duly enlisted into the service of the United States, did desert the same on or about the 22d of July, 1865, at Camp Cadwallader, Pa., and did remain absent until arrested by a guard on or about the 14th day of August, 1865, at Philadelphia, Pa. All this on or about the time and place above specified.

Plea, "Not Guilty."

FINDING.

Of the specification, "Guilty."
of the charge, "Not guilty of desertion, but guilty of absence without leave."

And the Court does therefore sentence him, *Charles G. Cotter*, private Co. C, 7th Regiment U. S. V. V., "To be confined at hard labor at such place as the Commanding General may direct for the period of four months."

16. *Jacob Rouse*, private Co. G, 6th U. S. V. V.

CHARGE 1ST:

Disobedience of Orders.

Specification.—In this that he, private *Jacob Rouse*, Co. G, 6th U. S. V. V., did while on duty as guard in marching to his post, leave the ranks without permission and against the orders of his superior officer in command. All this at Harrisburg, Pa. on or about the 3d day of August, 1865.

CHARGE 2D:

Drunkenness on Duty.

Specification.—In this that he, private *Jacob Rouse*, Co. G, 6th U. S. V. V., did while on duty as guard, become so drunk as to be unfit for duty. All this at Harrisburg, Pa., on or about the 3d day of August, 1865.

Plea, "Not Guilty."

Finding, "Guilty."

And the Court does therefore sentence him, *Jacob Rouse*, Co. G, 6th U. S. V. V., "To be confined at hard labor at such place as the Commanding General may direct for the period of six months, and forfeit to the United States Government his pay and allowances for the same period of time."

17. *C. C. Canning*, 2d Lieut. 6th U. S. V. V.

CHARGE 1ST:

Conduct unbecoming an Officer and a Gentleman.

CHARGE 2D:

Drunkenness on Duty.

Plea, "Not Guilty."

Finding, "Not Guilty."

And the Court does therefore acquit him.

Before a General Court-Martial convened at Baltimore, Md., pursuant to Special Orders, No. 62, Headquarters Middle Military Department, Baltimore, Sept. 27, 1865, and of which Bvt. Brig. Genl. V. P. VANANTWERP, U. S. V., was President, were arraigned and tried :

1. *Samuel Hoover*, private Co. G, 1st U. S. Veteran Vols.

CHARGE :

Conduct to the Prejudice of Good Order and Military Discipline.

Plea, "Not guilty."

Finding, "Not guilty."

And the Court does therefore acquit him.

2. *John Swicker*, private Co. G, 1st Regiment U. S. Vet. Vols.

CHARGE :

Conduct to the Prejudice of Good Order and Military Discipline.

Plea, "Not guilty."

Finding, "Not guilty."

And the Court does therefore acquit him.

3. *Richard McMullen*, private Co. G, 1st U. S. Vet. Vols.

CHARGE 1ST :

Absence without Leave.

Specification.—In this, that the said *Richard McMullen*, private Co. G, 1st Regiment, 1st Army Corps, being on guard-duty at Headquarters of the Middle Military Department, did, on the 14th day of September, 1865, absent himself, without leave of his Commanding Officer, and did remain absent until the 17th day of September, 1865.

CHARGE 2D :

Drunkenness.

Specification.—In this, that the said *Richard McMullen*, private Co. G, 1st Regiment, 1st Army Corps, being on guard-

duty at Headquarters of the Middle Military Department, was, on the night of the 12th and 13th of September, 1865, while on post, intoxicated to such a degree as to be unable to properly perform his duty. All this at Baltimore, Md.

To which charges and specifications the accused pleaded as follows :

To the specification, 1st charge, " Not guilty."

To the 1st charge, " Guilty."

To the specification, 2d charge, " Not guilty."

To the 2d charge, " Not guilty."

Finding, " Guilty."

And the Court does therefore sentence him, the said *Richard McMullen*, private Co. G, 1st Regiment, 1st Army Corps, " To forfeit ten dollars of his monthly pay each month for four (4) months."

Before a Military Commission convened at Baltimore, Md., pursuant to Special Orders, No. 63, Headquarters Middle Military Department, Baltimore, Sept. 28, 1865, and of which Capt. E. W. H. READ, 8th U. S. Infantry, was President, were arraigned and tried :

William F. Kierle, and *Charles O. Kraft*, citizens.

CHARGE 1ST :

Falsely Assuming to be Government Officers.

CHARGE 2D :

Obtaining Money under False Pretences.

CHARGE 3D :

Conspiring, Combining, and Confederating with an Officer in the employ of the United States Government, to Defraud the United States Government.

Plea, " Not guilty."

FINDING.

Of the specification of the 1st charge, " Guilty, but attach no criminality thereto."

Of the 1st charge, " Guilty, but attach no criminality thereto."

Of the specification of the 2d charge, "Guilty," with the exception of the words, "Levying black mail or extortion, did obtain from Captain D. L. Beckwith, 22d Regiment Vet. Reserve Corps, during the month of August, and between the sixteenth and thirtieth thereof, the sum of \$600, and in order to do this." But attach no criminality thereto.

Of the 2d specification, 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

Of the specification 3d charge, "Not guilty."

Of the 3d charge, "Not guilty."

And the Commission does therefore acquit them.

Before a General Court-Martial convened at Philadelphia, Pa., pursuant to Special Orders, No. 56, Headquarters Middle Military Department, Baltimore, Sept. 20, 1865, and of which Bvt. Major General R. O. TYLER, U. S. Vols., was President, were arraigned and tried:

1. Private *William Flemming*, Co. F, 7th Regt. U. S. V. V.

CHARGE:

Desertion.

Specification.—That he, *William Flemming*, private Co. F, 7th Regiment U. S. V. V., did, after having been duly mustered into the service of the United States, desert the same on or about the 25th day of July, 1865, and so remain absent until on or about the 25th day of August, 1865, when he was apprehended and returned to camp. This at Camp Cadwallader, Philadelphia, on or about the 25th day of July, 1865.

To which charge and specification the prisoner pleaded as follows:

To the specification, "Guilty."

To the charge, "Not guilty of desertion, but guilty of absence without leave."

FINDING.

Of the specification, "Guilty, except so much as implies desertion,"

Of the charge, "Not guilty of desertion, but guilty of absence without leave."

And the Court does therefore sentence him, private *William Fleming*, Co. F, 7th Regiment U. S. V. V., "To forfeit to the United States the sum of fourteen (\$14) dollars of his monthly pay per month, for four (4) months."

2. *Sergt. David Ginther*, Co. A, 7th U. S. Vet. Vols.

CHARGE:

Absence without Leave.

Specification.—In this that *Sergt. David Ginther*, Co. A, 7th Regt. U. S. V. V., having been duly enlisted into the service of the United States, on the 3d day of April, 1865, to serve for the period of one year, did absent himself from his Company and Regiment, on or about the 18th day of September, 1865, and did remain absent until the 25th day of September, 1865, at which time he voluntarily returned to his Company. This at Fort Mifflin, Pa., Sept. 18, 1865.

Plea, "Guilty."

Finding, "Guilty."

And the Court does therefore sentence him, *Sergt. David Ginther*, Co. A, 7th Regiment U. S. V. V., "To be reduced to the rank of a private soldier, and to forfeit to the United States the sum of fourteen dollars of his monthly pay per month for two months."

3. *Nicholas Beck*, private Co. E, 7th Regiment U. S. V. V.

CHARGE:

Desertion.

Specification.—In this that *Nicholas Beck*, private Co. E, 7th Regt. U. S. V. V., having been duly enlisted and mustered into the military service of the United States, did desert the same at Camp Cadwallader, Philadelphia, Pa., on or about the 13th day of August, 1865, and

did remain absent until apprehended in Philadelphia, Pa., on the 16th day of September, 1865. This at or near the city of Philadelphia, Pa., on or about the 13th day of August, 1865.

To which charge and specification the accused pleaded as follows:

To the specification, "Guilty."

To the charge, "Not guilty, but guilty of absence without leave."

FINDING.

Of the specification, "Guilty, excepting so far as implies desertion."

Of the charge, "Not guilty of desertion, but guilty of absence without leave."

And the Court does therefore sentence him, private *Nicholas Beck*, Co. E, 7th Regt. U. S. V. V., "To forfeit to the United States the sum of fourteen dollars of his monthly pay per month for three months."

The proceedings, findings and sentences in the foregoing cases having been submitted to the Major General Commanding, the following are the orders thereon:

The proceedings and findings in the cases of *William F. Kierle* and *Charles O. Kraft*, citizens, are approved and confirmed. The prisoners will be released from confinement.

The proceedings and findings in the cases of *Alolphus Thompson*, private Co. E, 16th Regt. V. R. C., *Patrick Caulfield*, private Co. H, 6th U. S. V. V., *C. C. Canning*, 2d Lieut. Co. F, 6th U. S. V. V., *John Swicker*, private 1st Regt. U. S. V. V., and *Samuel Hoover*, private Co. G, 1st Regiment U. S. V. V., are approved and confirmed. The prisoners will be released from confinement and returned to duty.

The proceedings, findings, and sentences in the cases of private *William Flemming*, Co. F, 7th Regiment U. S. V. V., *Sergt. David Ginther*, Co. A, 7th Regiment U. S. V. V., private *Nicholas Beck*,

Co. E, 7th Regiment U. S. V. V., private *Richard McMullen*, Co. G, 1st Regiment 1st Army Corps, and private *John M. Bane*, Co. B, 191st Penna. Vols., are approved and confirmed, and will be duly executed.

The proceedings, findings, and sentences in the cases of private *Jacob Rouse*, Co. G, 6th U. S. V. V., private *Charles G. Cotter*, Co. C, 7th U. S. V. V., private *Charles Holden*, 2d Class Ordnance Detachment, private *John C. Clavenger*, Co. B, 6th U. S. V. V., private *William W. Dingey*, Co. E, 6th U. S. V. V., private *Samuel P. Edwards*, Co. C, 16th V. R. C., *John Haber*, drafted man, private *Mathew Gallagher*, Co. A, 16th N. Y. Heavy Artillery, private *Adolph Betz*, Co. G, 6th U. S. V. V., private *Jacob Berger*, Co. B, 5th Penna. Cavalry, private *Charles Zeigler*, Co. D, 16th V. R. C., private *Abraham B. Dobson*, Co. D, 6th U. S. V. V., and private *Patrick Hayden*, Co. A, 6th U. S. V. V., are approved and confirmed, and will be duly executed. Fort Delaware, Del., is designated as the place of confinement, to which place the prisoners will be conducted under a suitable guard. The Quartermaster's Department will furnish the necessary transportation.

BY COMMAND OF MAJ. GEN'L A. A. HUMPHREYS,

ADAM C. KING,
Assistant Adjutant General.

OFFICIAL:

A. D. C.

HEADQUARTERS MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., Nov. 9th, 1865.

GENERAL ORDERS, }

No. 30. }

Before a General Court-Martial convened at Baltimore, Md., pursuant to Special Orders, No. 62, Headquarters Middle Military Department, Baltimore, September 27, 1865, and of which Bvt. Brig. Genl. V. P. VANANTWERP, U. S. V., was President, were arraigned and tried:

1. *Michael McGraw*, private Co. G, 1st U. S. V. V.

CHARGE:

Desertion.

Specification.—In this, that he, the said *Michael McGraw*, a private of Co. G, 1st Regiment U. S. V. V., did absent himself without proper authority from his Company and Regiment on the 2d day of September, 1865, and did remain absent from the same until the 14th day of September, 1865. This at Fort McHenry, Baltimore, Md.

PLEA.

To the specification of the charge, "Guilty."

To the charge, "Not guilty."

FINDING.

Of the specification of the charge, "Guilty."

Of the charge, "Not guilty, but guilty of absence without leave."

And the Court do therefore sentence him, the said *Michael McGraw*, "To forfeit to the United States ten dollars of his monthly pay per month for the period of four months."

2. *Charles A. Anderson*, Co. I, 1st Regiment, 1st Army Corps.

CHARGE:

Absence without Leave.

Plca, "Not guilty."

Finding, "Not guilty."

And the Court does therefore acquit him.

3. *William H. Light*, private Co. D, 1st Regiment U. S. V. V.

CHARGE 1st:

Attempted Robbery, to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that he, the said *William H. Light*, private Co. D, 1st Regiment U. S. V. V., did, on or about the 17th day of September, 1865, between the hours of 9 o'clock, and 11 o'clock, P. M., enter the quarters of Lieut. Winfield, 1st Regiment U. S. V. V., his commanding officer, and attempted to steal his (Lieut. Winfield's) clothing, and other articles of value. This at Wilmington, Del., on or about the 17th day of September, 1865.

CHARGE 2d:

Attempted Arson, to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that he, the said *William H. Light*, private Co. D, 1st Regiment U. S. V. V., did, on or about the 17th day of September, 1865, enter the private quarters of Lieut. Winfield, his commanding officer, and place a roll of paper and box of matches on the bed, with the intention and for the purpose of setting on fire the buildings, after robbing the room used as a sleeping apartment by the Commanding Officer of his Company. This at Wilmington, Del., on or about September the 17th, 1865.

CHARGE 3D:

Burglary.

Specification.—In this, that he, the said *William H. Light*, private Co. D, 1st Regiment U. S. V. V., did, on or about the 17th day of September, 1865, enter the buildings situate at the corner of 9th and Tatnall streets, in the City of Wilmington, State of Delaware, and by means of keys unlock the door of the private sleeping apartments of Lieut. Winfield, 1st U. S. V. V., his Company commander, for the purpose of robbing the premises and setting the building on fire, but was only prevented from doing so by the return of Lieut. Winfield, when he made his escape from the building by leaping from the window and running along the roof, but was finally arrested by the guards and consigned to the guard-house, All this at Wilmington, Del., on or about Sept. 17th, 1865.

CHARGE 4TH:

Absence without Leave.

Specification.—In this, that *William H. Light*, private Co. D, 1st Regiment U. S. V. V., did absent himself from his Company and Regiment on the following dates: From the 8th to the 29th of June, 1865, at Camp Stoneman, D. C.; from July 18th to 20th, 1865; from July 26th to 28th, 1865; from August 13th to 15th, 1865; from August 24th to 28th, 1865. This at Fort Marshall, Md., from Sept. 10th to Sept. 24th, 1865, at Wilmington, Del. All this without proper authority from his commanding officer or officers.

CHARGE 5TH:

Breaking Guard, to the Prejudice of Good Order and Military Discipline.

Specification 1st.—In this, that *William H. Light*, private Co. D, 1st Regiment U. S. V. V., did, after being arrested and imprisoned for the charge of desertion, and while

at Camp Stonemau, D. C., in charge of the Provost Marshal, 1st Division, 1st Army Corps, break from and escape his guard, to the prejudice of good order and military discipline. All this at Camp Stoneman, D. C., on or about the 29th day of June, 1865.

Specification 2d.—In this, that *William H. Light*, private Co. D, 1st U. S. V. V., did, after being arrested and confined by his Commanding Officer, for stealing and other offences, at Wilmington, Del., break from and escape his guard, to the prejudice of good order and military discipline. All this on or about the 24th day of September, 1865.

CHARGE 6TH :

Attempted Bribery, to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that *William H. Light*, private Co. D, 1st Regt. U. S. V. V., did, while in confinement at Wilmington, Del., on charges preferred against him, by Lieut. Winfield, his Commanding Officer, on or about the 5th day of October, 1865, write a letter to his Commanding Officer, in words and figures following, to wit :

WILMINGTON, DEL., Oct. 5, 1865.

Lt. D. H. WINFIELD,

SIR : If you please, allow me to ask you one favor, if you will do it for me, it will oblige me, and I never will forget you as long as I live; and the favor is, that if you will not prefer charges against me, I will give you an order to draw my pay : and I will give you \$100 to release me and put me doing duty ; and if you will not do it for that, I will give you \$200, and think myself happy to get off at that. I pray God you may do this for me, and if you will do this, I will come up and give you the order any time you send for me ; and I would like to come up and see

you. Lt., if it had not been for a person in the Company, I never would have been in the state I am in to-day, and all the boys told me not to have anything to do with him, or he would get me in trouble, so I have found it out to be so. If you will not do this for me, please let me go up and sleep at the stove, for it is dreadful cold in this guard-house, having nothing to lay on excepting on the cold floor. Allow me to come to see you, if you please.

Sgd,

W. H. LIGHT.

All this with intent to bribe and corrupt said officer in the discharge of his duty, to the non-performance thereof. This at Wilmington, Del., Oct. 5, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification of the 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification of the 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

To the specification of the 4th charge, "Not guilty."

To the 4th charge, "Not guilty."

To the 1st specification of the 5th charge, "Not guilty."

To the 2d specification of the 5th charge, "Guilty."

To the 5th charge, "Guilty."

To the specification of the 6th charge, "Guilty."

To the 6th charge, "Not guilty."

FINDING.

Of the specification of the 1st charge, "Not guilty."

Of the 1st charge, "Not guilty."

Of the specification of the 2d charge, "Not guilty."

Of the 2d charge, "Not guilty."

Of the specification of the 3d charge, "Not guilty."

Of the 3d charge, "Not guilty."

Of the specification of the 4th charge, "Guilty," excepting the

words, "September 10th to 24th, 1865," substituting therefor September 10th to September 14th, 1865.

Of the 4th charge, "Guilty."

Of the 1st specification of the 5th charge, "Guilty."

Of the 2d specification of the 5th charge, "Guilty."

Of the 5th charge, "Guilty."

Of the specification of the 6th charge, "Guilty."

Of the 6th charge, "Guilty."

And the Court do therefore sentence him, the said private *William H. Light*, of Co. D, 1st Regt. U. S. V. V., "To forfeit to the Government of the United States all pay and allowances now due, or to become due him, and to be dishonorably discharged from the service of the United States, and to be confined at hard labor at such prison, or place as the Commanding General of the Department may direct, for the period of two years."

4. *Charles Kearney*, private Co. G, 1st U. S. V. V.

CHARGE:

Desertion.

Specification.—In this, that he, the said *Charles Kearney*, a private in Co. G, 1st Regt. U. S. V. V., did absent himself from his Company and Regiment without proper authority, on or about the 31st day of August, 1865, and remain absent from the same until the 13th day of September, 1865. This at Fort McHenry, Baltimore, Md.

PLEA.

To the specification of the charge, "Guilty."

To the charge, "Not guilty."

FINDING.

Of the specification, "Guilty."

Of the charge, "Not guilty," but guilty of absence without leave.

And the Court do therefore sentence him, the said *Charles Kearney*, "To forfeit to the United States, his pay proper each month, for the period of three months."

5. *Samuel Hadlock*, private Co. B, 1st Regt. U. S. V. V.

CHARGE 1ST:

Violation of the 38th Article of War.

Specification.—In this, that he, the said private *Samuel Hadlock*, Co. B, 1st Regt. U. S. V. V., did while on detail as guard, lose his rifle (Sharp's) and accoutrements. This at or near Baltimore, Md., on or about August 23d, 1865.

CHARGE 2D:

Disobedience of Orders.

Specification.—In this, that he, the said private *Samuel Hadlock*, Co. B, 1st Regiment U. S. V. V., did, while a sentinel on post, with orders to walk his beat, disobey said order, and sit down. This at Baltimore, Md., on or about the 1st day of September, 1865.

PLEA.

To the specification of 1st charge, "Guilty."

To the 1st charge, "Not guilty."

To the specification of 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

Finding, "Guilty."

And the Court does therefore sentence him, the said private *Samuel Hadlock*, Co. B, 1st Regiment U. S. V. V., "To forfeit to the United States \$36, the price of one Sharp's rifle, and also forfeit to the United States \$16 of his monthly pay for one month."

6. *George Nelson*, private of 118th Co., 2d Battalion, V. R. C.

CHARGE 1ST:

Drunkenness.

CHARGE 2D:

Conduct to the Prejudice of Good Order and Military Discipline.

CHARGE 3D :

Violation of the 9th Article of War.

Plea, "Not guilty."

Finding, "Not guilty."

And the Court do therefore acquit him.

7. *Samuel Craig*, private Co. F, 1st Regiment, U. S. V. V.

CHARGE :

Conduct Prejudicial to Good Order and Military Discipline.

Plea, "Not guilty."

Finding, "Not guilty."

And the Court do therefore acquit him.

8. *John Starr*, private Co. E, 1st Regiment U. S. V. V.

CHARGE 1ST :

Threatening to Kill his Superior Officer, to the Prejudice of Good Order and Military Discipline.

Specification.—In this, that *John Starr*, private Co. E, 1st Regt. U. S. V. V., did, while his Company and Regiment were in bivouac for the night, on a march from Winchester, Va., to Washington, D. C., on or about May 7, 1865, when ordered by Lieut. Strong, Co. E, 1st Regiment U. S. V. V. to go with a Sergeant for punishment, he having been disorderly, refused to do so, and loaded his gun in the presence of several enlisted men, expressing his avowed intention to kill the said Lieut. Strong. All this at or near Fairfax Court-House, Va., on or about the 7th day of May, 1865.

CHARGE 2D :

Conduct Prejudicial to Good Order and Military Discipline.

Specification.—In this, that *John Starr*, private Co. E, 1st Regiment U. S. V. V., did, while in a state of intoxication, and when ordered to keep quiet and remain or-

derly, abusively and in a disorderly manner refuse so to do, raising great disturbance in the quarters of his Company and garrison post. All this at Fort Marshall, Baltimore, Md., on or about the 21st day of August, 1865.

CHARGE 3D:

Mutinous Conduct, to the Prejudice of Good Order and Military Discipline.

Specification.—In this that *John Starr*, Co. E, 1st Regt. U. S. V. V., was while in a state of intoxication, and being disorderly, ordered to the guard-house by Lieut. Ellis, Co. E, 1st Regt. U. S. V. V., that he refused to go, that immediately thereafter the Sergeant of the guard ordered him to the guard-house, whereupon the said accused in a violent and abusive manner, caught hold of and fiercely struck said Sergeant of the guard, using all his power and force, requiring several men to subdue and confine him, that upon being confined he threatened to kill said Sergeant of the guard. All this at Fort Marshall, near Baltimore, Md., on or about the 21st day of August, 1865.

CHARGE 4TH:

Disobedience of Orders to the prejudice of good order and Military Discipline.

Specification.—In this that *John Starr*, Co. E, 1st Regt. U. S. V. V., having been duly notified that an inspection of his Company would take place on the afternoon of August 21st, 1865, or thereabouts, by the District Inspector, and being ordered to prepare and get ready for said inspection, neglected so to do, did not appear, and when called upon was found in his bed in a beastly state of intoxication. All this at Fort Marshall, Md., on or about August 21, 1865.

To which charges and specifications the accused pleaded as follows:

To the specification 1st charge, "Not guilty."

To the 1st charge, "Not guilty."

To the specification 2d charge, "Not guilty."

To the 2d charge, "Not guilty."

To the specification 3d charge, "Not guilty."

To the 3d charge, "Not guilty."

To the specification 4th charge, "Guilty."

To the 4th charge, "Not guilty."

Finding, "Guilty."

And the Court do therefore sentence him, the said *John Starr*, of Co. E, 1st Regt. U. S. V. V., "To forfeit to the Government of the United States all pay and allowances now due or hereafter to become due him, and to be confined at hard labor at such prison or place as the Commanding General of the Department may select, for the period of five years."

9. *Bernard Van D'Moore*, private Co. B, 1st Regt. U. S. V. V.

CHARGE 1ST:

Disobedience of Orders.

Specification.—In this that he, the said private *Bernard Van D'Moore*, Co. B, 1st Regt. U. S. V. V., did while posted as a sentinel over prisoners, with orders to walk his beat, lay down, and when discovered by the Sergeant of the guard, and ordered to get up, did refuse so to do. This at Baltimore, Md., on or about the 30th of August, 1865.

CHARGE 2D:

Neglect of Duty to the prejudice of good order and Military Discipline.

Specification.—In this that he, the said private *Bernard Van D'Moore*, Co. B, 1st Regt. U. S. V. V., did while posted as a sentinel over prisoners, with orders to walk his

beat, lay down and allow one of said prisoners to escape. This at Baltimore, Md., on or about the 30th day August, 1865.

Plea, "Not guilty."

FINDING.

Of the specification of 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification 2d charge, "Guilty," except so much as reads, "And allow one of said prisoners to escape."

Of the 2d charge, "Guilty."

And the Court do therefore sentence him, the said *Bernard Van D'Moore*, Co. B, 1st Regiment U. S. V. V., "To forfeit to the United States ten dollars of his monthly pay for one month."

Before a General Court-Martial convened at Philadelphia, Pa., pursuant to Special Orders, No. 56, Headquarters Middle Military Department, Baltimore, Sept. 20, 1865, and of which Bvt. Major General R. O. TYLER, U. S. Vols., was President, were arraigned and tried:

1. Private *Charles Love*, Co. C, 7th Regiment U. S. V. V.

CHARGE:

Absence without Leave.

Specification 1st.—In this, that he, private *Charles Love*, Co. C, 7th Regiment U. S. V. V., did absent himself from his Company without proper authority, at Camp Cadwalader, Philadelphia, Penna., on or about the 12th day of August, 1865, and did remain absent until the 29th day of September, 1865. All this on or about the time and place above specified.

Specification 2d.—In this, that he, private *Charles Love*, Co. C, 7th Regiment U. S. V. V., did absent himself from his Company without proper authority, at Camp Cadwalader, Philadelphia, Pa., on or about the 2d day of October, 1865, and did remain absent until the 5th day of October, 1865. All this on or about the time and place above specified.

To which charge and specification the accused pleaded as follows:

To the 1st specification of the charge, "Not guilty."

To the 2d specification of the charge, "Guilty."

To the charge, "Guilty."

Finding, "Guilty"

And the Court does therefore sentence him, private *Charles Love*, Co. C, 7th Regiment U. S. V. V., "To forfeit to the United States fourteen dollars of his monthly pay for four months."

2. Private *James Donnell*, Co. E, 7th U. S. V. V.

CHARGE 1ST:

Conduct prejudicial to Good Order and Military Discipline.

Specification 1st.—In this, that private *James Donnell*, Co. E, 7th U. S. V. V., having been detailed by Corporal Jacob Geig, of said Company and Regiment, to proceed to Fifth and Buttonwood streets, Philadelphia, Pa., for the rations of the detachment of the Company on duty at 24th and Chestnut streets, and to return without delay, did fail to obey said order. This at Philadelphia, Pa., on or about October 1st, 1865.

Specification 2d.—In this, that private *James Donnell*, of said Company and Regiment, having received three days rations for himself and three other members of his Company, on duty at 24th and Chestnut streets, Philadelphia, Pa., did unjustly dispose of said rations by appropriating them, or the money obtained for them to his own use. This at Philadelphia, Pa., on or about October 1st, 1865.

CHARGE 2D:

Desertion.

Specification.—In this, that the said private *James Donnell*, of said Company and Regiment, having been duly enlisted in the military service of the United States, did desert the same on or about the 1st day of October, 1865, and did remain absent from his Company and

Regiment until the 5th day of October, 1865, when he was arrested and returned to it. All this at Philadelphia, Pa., on or about the 1st of October, 1865.
Plea, "Not Guilty."

FINDING.

Of the 1st specification of the 1st charge, "Guilty."
of the 2d specification of the 1st charge, "Guilty," except the words, "By appropriating them, or the money obtained for them, to his own use."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Guilty," except the words, "Did desert the same."

Of the second charge, "Not guilty of desertion, but guilty of absence without leave."

And the Court does therefore sentence him, private *James Donnell*, Co. E, 7th Regiment U. S. V. V., "To forfeit to the United States the sum of fourteen dollars of his monthly pay per month, for two months."

3. Private *Michael Smith*, Co. B, 7th Regt. U. S. V. V.

CHARGE:

Absence without Leave.

Specification.—In this, that private *Michael Smith*, Co. B, 7th Regt. U. S. V. V., did while under treatment at Post Hospital, Camp Stoneman, D. C. absent himself therefrom without permission from proper authority, on or about the 20th day of May, 1865, and did remain absent from said Hospital and his Company, until the 9th day of October, 1865, when he returned to his Company at camp Cadwalader, Philadelphia, Penn.

Plea, "Guilty."

Finding, "Guilty."

And the Court does therefore sentence him, private *Michael Smith*, Co. B, 7th Regt. U. S. V. V., "To forfeit all pay due him at the date of promulgation of sentence, and to forfeit to the United States the sum of fourteen dollars of his monthly pay, for six months."

4. Major *Isaac C. Lawver*, 6th Regt. U. S. V. V.

CHARGE :

Conduct Unbecoming an Officer and a Gentleman.

Plea, "Not guilty."

Finding, "Not guilty."

And the Court does therefore acquit him.

5. Private *Samuel Wallace*, Co. B, 7th U. S. V. V.

CHARGE :

Absence without Leave.

Specification.—In this, that private *Samuel Wallace*, Co. B, 7th U. S. V. V., absented himself from his Company and Regiment without proper authority, on the 18th day of July, 1865, and did not return until the 29th day of August, 1865. This at camp Cadwalader, Philadelphia, Pa., on the 18th day of July, 1865.

Plea, "Guilty."

Finding, "Guilty."

And the Court does therefore sentence him, private *Samuel Wallace*, Co. B, 7th Regt. U. S. V. V., "To forfeit to the United States fourteen dollars of his monthly pay, for three months."

6. Private *James Green*, Co. B, 7th Regt. U. S. V. V.

CHARGE :

Desertion.

Specification 1st.—In this, that private *James Green*, Co. B, 7th Regt. U. S. V. V., having been duly enlisted in the service of the United States, while on duty with his Company, at Camp Discharge, Pa., did desert the same on the 3d day of August, 1865, and remained absent until apprehended in the City of Philadelphia, Pa., August 31st, 1865.

Specification 2d.—In this, that private *James Green*, Co. B, 7th Regt. U. S. V. V., while under guard with his Company at Camp Cadwalader, Philadelphia, Pa., on the 31st day of August, 1865, did break guard and desert, remaining absent until apprehended in the City of Philadelphia, Sept. 26th, 1865.

Specification 3d.—In this, that private *James Green*, Co. B, 7th Regt. U. S. V. V., being confined in the guard-house at Camp Cadwalader, Philadelphia, Pa., having been apprehended from desertion, did on the 26th day of September, 1865, escape and desert from the same, and remained absent until apprehended, in the city of Philadelphia, Pa., October 4, 1865.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge, "Guilty," except the words "did desert the same."

To the 2d specification of the charge, "Guilty," except the words "and desert."

To the 3d specification of the charge, "Guilty," except the words "and desert from the same."

Finding, "Guilty."

And the Court does therefore sentence him, private *James Green*, Co. B, 7th Regt. U. S. V. V., "To forfeit to the United States all pay and allowances which are or may become due him at the date of promulgation of this sentence, to have his head shaved, and to be drummed out of the service, in the presence of the Command to which he belongs, and to be dishonorably discharged the service of the United States."

The proceedings, findings, and sentences in the foregoing cases having been submitted to the Major General Commanding, the following are the orders thereon:

The proceedings and findings in the cases of private *Samuel Craig*, Co. F, 1st Regiment U. S. V. V., private *George Nelson*, of 118th Co., 2d Batt. V. R. C., private *Charles A. Anderson*, Co. I, 1st U.

S. V. V., and Major *I. C. Lawver*, 6th Regiment U. S. V. V., are approved and confirmed. The prisoners will be released from confinement and returned to duty.

The proceedings, findings, and sentences in the cases of *Michael McGraw*, private Co. G, 1st Regiment U. S. V. V., *Bernard Van D'Moore*, private Co. B, 1st Regiment U. S. V. V., *Samuel Hadlock*, private Co. B, 1st Regiment U. S. V. V., *Charles Kearney*, private Co. G, 1st Regiment U. S. V. V., *Charles Love*, private Co. C, 7th U. S. V. V., *James Donnell*, private Co. E, 7th U. S. V. V., *Michael Smith*, private Co. B, 7th U. S. V. V., *Samuel Wallace*, private Co. B, 7th U. S. V. V., and *James Green*, private Co. B, 7th U. S. V. V., are approved and confirmed, and will be duly executed.

The proceedings, findings, and sentences in the cases of private *John Starr*, Co. E, 1st Regiment U. S. V. V., and *William H. Light*, private Co. D, 1st Regiment U. S. V. V., are approved and confirmed, and will be duly executed. Fort Delaware, Del., is designated as the place of confinement. To which place the prisoners will be conducted under a suitable guard. The Quartermaster's Department will furnish the necessary transportation.

BY COMMAND OF MAJ. GEN'L A. A. HUMPHREYS.

ADAM E. KING,
Assistant Adjutant General.

OFFICIAL:

A. D. C.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., December 9, 1865.

GENERAL ORDERS, }

No. 36. }

I. Before a General Court Martial, convened at Harrisburg, Pennsylvania, pursuant to Special Orders No. 12, Headquarters, Middle Military Department, Baltimore, Maryland, August 1st, 1865, and of which Captain S. W. CARPENTER, was President, was arraigned and tried:

1st. AUGUSTUS F. S. SINGLETON, 57th Company, 2d Battalion, Veteran Reserve Corps.

CHARGE 1st.—“Absence without leave.”

SPECIFICATION 1st.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion, Veteran Reserve Corps, was absent from his Company, on duty at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania, without permission from proper authority, from 9, A. M., the 24th of May, 1865, to 8, A. M., the 30th of May, 1865. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania.

SPECIFICATION 2d.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion, Veteran Reserve Corps, was absent from his Company, on duty at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania, without permission from proper authority, from 9, A. M., the 5th of June, 1865, to 8, A. M., the 17th of June, 1865. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania.

SPECIFICATION 3d.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion, Veteran Reserve Corps, was absent from his Company, on duty at Satterlee U. S. A. General Hospital, West Philadelphia, Pennsylvania, without permission from proper authority, from 9 o'clock A. M., the 5th of July 1865, to 8 1-2 A. M., the 7th of July, 1865. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania.

SPECIFICATION 4th.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion, Veteran Reserve Corps, was absent from his Company, on duty at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania, without permission from proper authority, from 9, A. M., July 19th, 1865, to 9, A. M., July 20th, 1865. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania.

SPECIFICATION 5th.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion, Veteran Reserve Corps, was absent from his Company, on duty at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania, without permission from proper authority, from 9, A. M., August 3d, 1865, to 9 1-2, P. M., August 5th, 1865. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania.

CHARGE 2d.—“Conduct to the prejudice of good order and military discipline.”

SPECIFICATION 1st.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion, Veteran Reserve Corps, is in the constant habit of becoming intoxicated, and of running the guard lines of the Hospital, and is worthless as a soldier, as no dependence or reliance can be placed in him; that his disgraceful behavior in his frequent state of intoxication is highly prejudicial to good order and discipline in the Company. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania, on the evening of the 24th day of December, 1864.

SPECIFICATION 2d.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion, Veteran Reserve Corps, is in the constant habit of becoming intoxicated, and of running the guard lines of the Hospital, and is worthless as a soldier, as no dependence or reliance can be placed on him; that his disgraceful behavior in his frequent state of intoxication is highly prejudicial to good order and discipline in the Company. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania, frequently during the months of January, February, March and April, 1865.

SPECIFICATION 3d.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion, Veteran Reserve Corps, is in the constant habit of becoming intoxicated and of running the guard line of the Hospital, and is worthless as a soldier, as no dependence or reliance can be placed on him; that his disgraceful behavior in his frequent state of intoxication is highly prejudicial to good order and discipline in the Company. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania, on the 24th day of May, 1865.

SPECIFICATION 4th.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion Vet. Res. Corps, is in the constant habit of becoming intoxicated and of running the guard lines of the Hospital, and is worthless as a soldier, as no dependence or reliance can be placed on him; that his disgraceful behavior in his frequent state of intoxication is highly prejudicial to good order and military discipline in the Company. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania, on the 5th day of June, 1865.

CHARGE 3d.—"Violation of the 6th Article of War."

SPECIFICATION.—In this, that Private Augustus F. S. Singleton, 57th Company, 2d Battalion, Veteran Reserve Corps, on his return from absence without leave, in the quarters of the 57th Company, 2d Battalion, Veteran Reserve Corps, and in the presence of a number of enlisted men of said Company, uttered the words "I don't care a damn for Captain Brian, my time is out and I will go out, and if he tries to punish me, he will find his match before he has done with me," or words to that effect, thereby attempting to show his contempt and disrespect to Captain Brian, the commanding officer of the Company of which he is a member. All this, at Satterlee United States Army General Hospital, West Philadelphia, Pennsylvania, on the 5th of August, 1865.

To which charges and specifications the accused pleaded as follows:

To the 1st Specification, 1st Charge, "Not Guilty."
 To the 2d Specification, 1st Charge, "Not Guilty."
 To the 3d Specification, 1st Charge, "Not Guilty."
 To the 4th Specification, 1st Charge, "Not Guilty."
 To the 5th Specification, 1st Charge, "Not Guilty."
 To the 1st Charge, "Guilty."
 To the 1st Specification, 2d Charge, "Not Guilty."
 To the 2d Specification, 2d Charge, "Not Guilty."
 To the 3d Specification, 2d Charge, "Not Guilty."
 To the 4th Specification, 2d Charge, "Not Guilty."
 To the 2d Charge, "Not Guilty."
 To the Specification, 3d Charge, "Not Guilty."
 To the 3d Charge, "Not Guilty."

FINDING.—Of the 1st Specification, 1st Charge, "Guilty."
 Of the 2d Specification, 1st Charge, "Guilty."
 Of the 3d Specification, 1st Charge, "Guilty."
 Of the 4th Specification, 1st Charge, "Guilty."
 Of the 5th Specification, 1st Charge, "Guilty."
 Of the 1st Charge, "Guilty."
 Of the 1st Specification, 2d Charge, "Guilty."
 Of the 2d Specification, 2d Charge, "Guilty."
 Of the 3d Specification, 2d Charge, "Guilty."
 Of the 4th Specification, 2d Charge, "Guilty."
 Of the 2d Charge, "Guilty."
 Of the Specification, 3d Charge, "Not Guilty."
 Of the 3d Charge, "Not Guilty."

And the Court does therefore sentence him, Private Augustus F. S. Singleton 57th Company, 2d Battalion, Veteran Reserve Corps, "To be dishonorably discharged the service of the United States, and be confined at hard labor at such place as the Commanding General may direct, for the period of one year."

2d. Private JOHN MEIER, Company I, 16th Veteran Reserve Corps.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that Private John Meier, Company I, 16th Regiment, Veteran Reserve Corps, did desert from the Post Hospital, at Draft Rendezvous, near Pittsburg, Pennsylvania, on the 27th day of September, 1863, and did not return until he was arrested in Pittsburg, Pennsylvania, on or about the 9th day of October, 1865, and brought under guard to this camp. This, at Draft Rendezvous, Pittsburg, Penna.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private John Meier, Company I, 16th Veteran Reserve Corps, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or to become due him."

3d. Private CHARLES SHANNON, Company G, 16th Veteran Reserve Corps.

CHARGE.—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA.—"Not Guilty."

FINDING.—"Not Guilty."

And the Court does therefore acquit him.

4th. Private WILLIAM TOMPKINS, Company A, 16th Veteran Reserve Corps.

CHARGE.—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA.—"Not Guilty."

FINDING.—"Not Guilty."

And the Court does therefore acquit him.

5th. HENRY P. REED, Private, Company F, 16th Veteran Reserve Corps.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that Private Henry P. Reed, Company F, 16th Veteran Reserve Corps, having been duly enlisted in the United States service on the 23d day of December, 1863, did desert the same on the 4th day of October, 1865, and did remain absent from his Company and Regiment until apprehended at Philadelphia, Pennsylvania, on the 15th day of October, 1865. All this, at Harrisburg, Pennsylvania, on the 4th day of October, 1865.

PLEA.—To the Specification, "Guilty."

To the Charge, "Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private Henry P. Reed, Co. F, 16th Veteran Reserve Corps, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due, or to become due him, and to be confined at hard labor at such place as the Commanding General may direct, for the period of one (1) year.

6th. DANIEL W. ROLPH, Private Co. F, 16th Veteran Reserve Corps.
 CHARGE 1st.—"Absence without leave."

SPECIFICATION 1st.—In this, that Private Daniel W. Rolph, Co. F, 16th Veteran Reserve Corps, did absent himself from his Company and Regiment, on the 16th day of September, 1865, and did remain absent until the 5th day of October, 1865.

CHARGE 2nd.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION 1st.—In this, that Private Daniel W. Rolph, Co. F, 16th Veteran Reserve Corps, did on or about the 12th day of Sept., 1865, present a letter to Lieut. George W. Rollins, written by himself, purporting to come from his family physician, asking that he, Daniel W. Rolph, Co. F., 16th Veteran Reserve Corps, have permission to go home, on account of the critical illness of his wife, thereby deceiving, or attempting to deceive his superior Officer. This at Harrisburg, Pennsylvania, on or about the 12th day of September, 1865.

SPECIFICATION 2d.—In this, that Private Daniel W. Rolph, Company F, 16th Veteran Reserve Corps, did, on or about the 12th of September, 1865, present to his superior officer, Lieutenant and Adjutant George W. Rollins, 16th Veteran Reserve Corps, an envelope on which the date of the Post Office stamp was altered with fresh ink, saying at the same time that this envelope contained the letter alleged to be sent by his family physician, summoning him home to the sick bed of his wife. All this, at Harrisburg, Pennsylvania, on or about the 12th of September, 1865.

PLEA.—To the Specification, 1st Charge, "Guilty."

To the 1st Charge, "Guilty."

To the 1st Specification, 2d Charge, "Not Guilty."

To the 2d Specification, 2d Charge, "Guilty."

To the 2d Charge, "Guilty."

FINDING.—"Guilty."

And the Court do therefore sentence him, Private Daniel W. Rolf, Company F, 16th Veteran Reserve Corps, "To be confined at hard labor, at such place as the Commanding General may direct, for the period of one year."

7th. JOHN I. ICKLIN, Private, Company A, 16th Veteran Reserve Corps.

CHARGE.—"Habitual drunkenness, to the prejudice of good order and military discipline."

SPECIFICATION 1st.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 17th of June, 1865, as to be unable to perform the duties of a soldier. All this, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 17th of June, 1865.

SPECIFICATION 2d.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 6th of July, 1865, as to be unable to perform the duty of a soldier. All this, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 6th of July, 1865.

SPECIFICATION 3d.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 12th day of July, 1865, as to be unable to perform the duty of a soldier. All this, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 12th of July, 1865.

SPECIFICATION 4th.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 18th of July, as to be unable to perform the duty of a soldier. All this, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 18th of July, 1865.

SPECIFICATION 5th.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 23d day of July, 1865, as to be unable to perform his duty as a soldier. All this, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 23d day of July, 1865.

SPECIFICATION 6th.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 15th day of August, 1865, as to be unable to perform the duties of a soldier. All this, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 15th day of August, 1865.

SPECIFICATION 7th.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 25th day of August, 1865, as to be unable to perform the duty of a soldier. All this, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 25th of August, 1865.

SPECIFICATION 8th.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 27th of August, 1865, as to be unable to perform the duty of a soldier. All this, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 27th of August, 1865.

SPECIFICATION 9th.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 21st of September, 1865, as to be unable to perform the duty of a soldier. All this, at Camp Hinks, Harrisburg, Pennsylvania, on or about the 21st of September, 1865.

SPECIFICATION 10th.—In this, that the said Private John I. Icklin, Company A, 16th Veteran Reserve Corps, was so much intoxicated at Camp Hinks, Harrisburg, Pennsylvania, on the 24th of September, 1865, as to be unable to perform his duty as a soldier. All this, at Camp, Harrisburg, Pennsylvania, on or about the 24th of September, 1865.

To which charge and specifications the accused pleaded as follows:

To the 1st Specification, "Not Guilty."
 To the 2d Specification, "Not Guilty."
 To the 3d Specification, "Guilty."
 To the 4th Specification, "Not Guilty."
 To the 5th Specification, "Not Guilty."
 To the 6th Specification, "Guilty."
 To the 7th Specification, "Not Guilty."
 To the 8th Specification, "Guilty."
 To the 9th Specification, "Guilty."
 To the 10th Specification, "Guilty."
 To the Charge, "Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private John I. Icklin, Company A, 16th Veteran Reserve Corps, "To be dishonorably discharged the service of the United States, with loss of all pay and allowances now due, or to become due him, and to be confined at hard labor at such place as the Commanding General may direct, for the period of one year.

H. Before a General Court Martial, convened at Philadelphia, Pennsylvania, pursuant to Special Orders No. 56, Headquarters, Middle Military Department, Baltimore, September 20th, 1865, and of which Brevet Major General R. O. TYLER, U. S. V., was President, was arraigned and tried:

1st. Major B. I. TAYMAN, 7th Regiment, United States Veteran Volunteers.

CHARGE 1st.—"Conduct unbecoming an Officer and a Gentleman."

CHARGE 2d.—"Misapplication of provisions belonging to the United States."

PLEA.—"Not Guilty."

FINDING.—"Not Guilty."

And the Court does therefore acquit him.

2d. WILLIAM W. CRIBB, Private, Company D, 21st Regiment, Veteran Reserve Corps.
CHARGE.—"Desertion."

SPECIFICATION 1st.—That Private William W. Cribb, Company D, 21st Regiment, Veteran Reserve Corps, having been duly enlisted in the service of the United States, did desert the same while on daily duty in the Post Hospital, Camp Cadwalader, Philadelphia, Pennsylvania, on or about the 11th day of September, 1865, and did remain absent until arrested by Captain Edward S. E. Newbury, Veteran Reserve Corps, on or about the 22d day of September, 1865. This, at Camp Cadwalader, Philadelphia, Penna.

SPECIFICATION 2d.—That Private William W. Cribb, Company D, 21st Regiment, Veteran Reserve Corps, having been arrested and placed in confinement and transferred to the Post Hospital at Camp Cadwalader, Philadelphia, Pennsylvania, did desert from the said Post Hospital, on or about the 19th day of October, 1865, and did remain absent until arrested by Captain Edward S. E. Newbury, Veteran Reserve Corps, on or about the 23d day of October, 1865. All this, at Camp Cadwalader, Philadelphia, Penna.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court do therefore sentence him, Private William W. Cribb, Company D, 21st Regiment, Veteran Reserve Corps, "To forfeit to the United States all pay and allowances that are due or may become due him at the date of promulgation of this sentence, to have his head shaved and be drummed out of service, in the presence of the command to which he belongs."

3d. CLARK SMITH, Private, Company I, 4th United States Artillery.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that the said Private Clark Smith, of Battery I, 4th United States Artillery, did, without proper authority, absent himself from his Battery, Regiment and Post, on or about the 18th day of May, 1865, until apprehended and delivered to Captain John Knox, Provost Marshal, 12th District of Pennsylvania, at his Headquarters, October 24, 1865.

To which charge and specification the prisoner pleaded as follows:

PLEA.—To the Specification, "Guilty."

To the Charge, "Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private Clark Smith, Battery I, 4th United States Artillery, "To forfeit to the United States all pay and allowances which are or may become due him at the date of promulgation of this sentence, to be confined at hard labor, without pay or allowances, until such time as he has made good the time lost by desertion, and then to be dishonorably discharged the service of the United States."

The proceedings, findings and sentences in the foregoing cases having been submitted to the Major General Commanding, the following are the orders thereon:

The proceedings and findings in the cases of Private WILLIAM TOMPKINS, Company A, 16th Regiment, Veteran Reserve Corps, and Private CHARLES SHANNON, Company G, 16th Veteran Reserve Corps, are approved and confirmed. The prisoners will be released from confinement and returned to duty.

The proceedings, findings and sentences in the cases of Private JOHN MEIER, Company I, 16th Regiment, Veteran Reserve Corps, and Private WILLIAM W. CRIBB, Company D, 21st Regiment, Veteran Reserve Corps, are approved and confirmed and will be duly executed.

The proceedings, findings and sentences in the cases of AUGUSTUS F. S. SINGLETON, 57th Company, 2d Battalion, Veteran Reserve Corps, HENRY P. REED, Company F, 16th Veteran Reserve Corps, Private DANIEL W. ROLPH, Company F, 16th Veteran Reserve Corps, Private JOHN I. ICKLIN, Company A, 16th Veteran Reserve Corps, and Private CLARK SMITH, Company L, 4th Regiment, United States Artillery, are approved and confirmed, and will be duly executed. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoners will be conducted under a suitable guard. The Quartermaster's Department will furnish the necessary transportation.

In passing final action upon the proceedings in the case of Major B. I. TAYMAN, 7th Regiment, United States Veteran Volunteers, it cannot be permitted to pass unnoticed, that the Court admitted to its daily sittings, a member who had absented himself during one of the days of the trial, after testimony had been received on the former days of the trial, and on the day of the member's absence. Had the findings of the Court been the conviction of the accused, this error would doubtless have invalidated the proceedings, but in view of the prisoner's acquittal, and the mass of evidence showing his innocence, the proceedings and findings in the case are approved and confirmed. The accused will be released from confinement, and returned to duty.

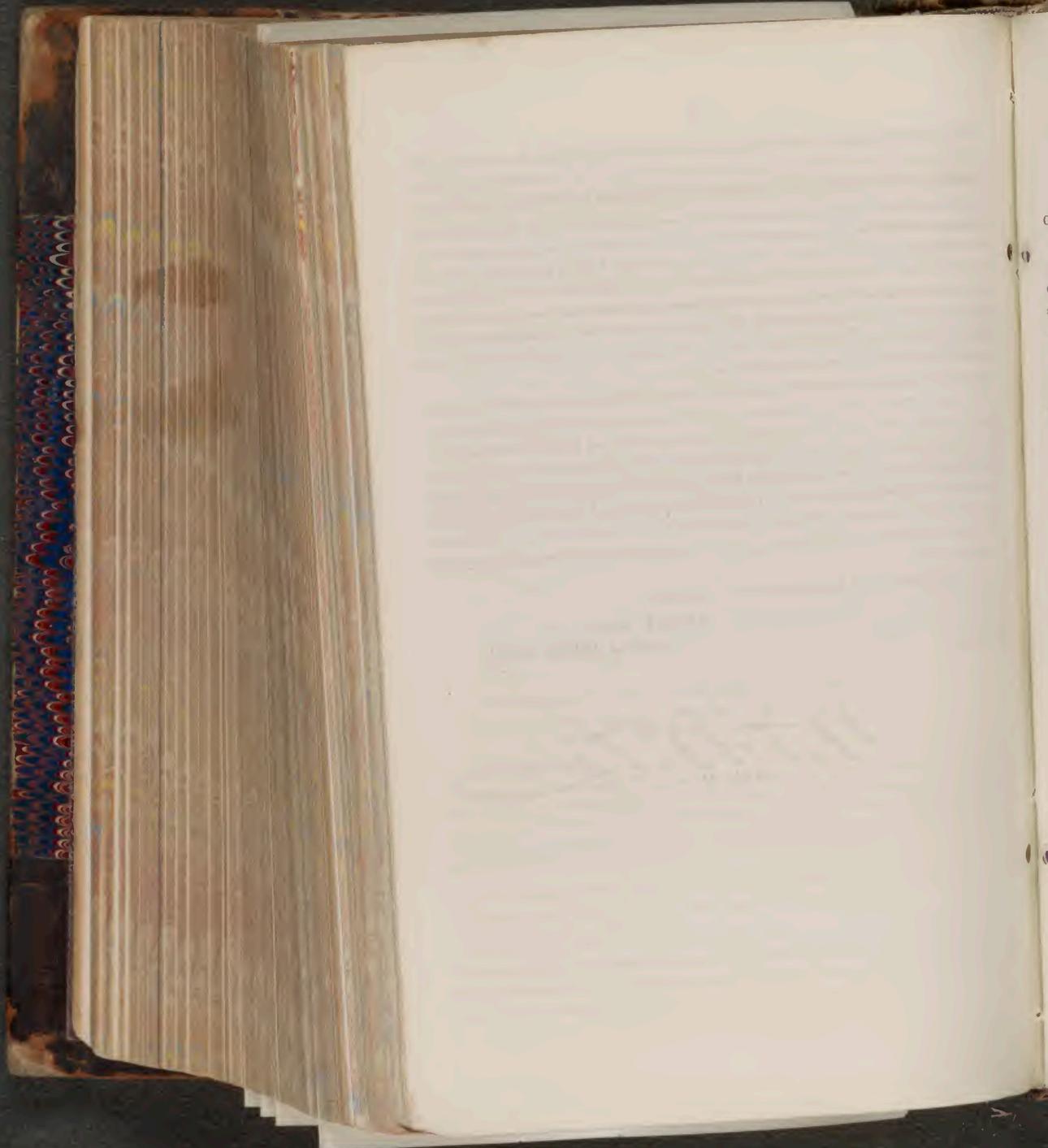
By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

W. S. Hancock
A. D. C.



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HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., December 12, 1865.

GENERAL ORDERS, }

No. 37. }

L. Before a General Court Martial, convened at Baltimore, Maryland, pursuant to Special Orders No. 62, Headquarters, Middle Military Department, Baltimore, September 27th, 1865, and of which Brevet Brigadier General V. P. VAN ANTWERP, U. S. V., was President, was arraigned and tried :

Colonel N. G. AXTELL, 192d New York Volunteers.

CHARGE 1st.—"Conduct unbecoming an Officer and a Gentleman."

* * * * *

SPECIFICATION 22d.—In this; that he, Colonel N. G. Axtell, 192d Regiment, New York Volunteers, having received from Private Francis Clark, 192d New York Volunteers, a certificate or bounty check on the Troy Savings Bank, signed by James Forsyth, Captain, &c., for four hundred and fifty dollars and drawn in favor of said Francis Clark, did transmit said certificate or bounty check to one John M. Landon, Attorney at Law of the City of Troy, New York, with directions to collect said claim or check, and did permit the said Landon to collect said check or claim, on the 3d day of June, 1865, when he, the said Axtell knew that the said Francis Clark had deserted the service of the United States on the 17th of April, 1865. All this, at the Headquarters, 192d Regiment, New York Volunteers, on or about the months of April, May and June, 1865.

SPECIFICATION 26th.—In this; that he, Colonel N. G. Axtell, 192d Regiment, New York Volunteers, did receive from Private John Williams, 192d Regiment, New York Volunteers, for collection, and for the individual benefit of said Williams, a certificate or bounty check, on the Troy Savings Bank, for the sum of three hundred dollars, signed by James Forsyth, Captain, &c., and drawn in favor of the said John Williams, and did transmit to one John M. Landon, Attorney at Law, said bounty check or certificate, with directions that he, the said Landon should collect this check or certificate, and did permit said Landon to collect said certificate or bounty check, on the 3d day of June, 1865, when he, the said Axtell knew that the said John Williams had deserted the service of the United States, on the 17th day of March, 1865. All this, at the Headquarters, 192d New York Volunteers, on or about the months of March, April, May and June, 1865.

SPECIFICATION 27th.—In this; that he, Colonel N. G. Axtell, 192d Regiment, New York Volunteers, did receive from Private James Lynch, 192d Regiment, New York Volunteers, for collection and for the individual benefit of said Lynch, a certificate or bounty check, for the sum of five hundred and fifty dollars on the Troy Savings Bank, signed by James Forsyth, Captain, &c., and drawn in favor of said Lynch, did transmit said certificate or bounty check to one J. M. Landon, Attorney at Law, to collect said certificate or bounty check, and did permit said collection on the 3d day of June, 1865, when the said Axtell knew that the said Lynch had deserted the service of the United States, on the 2d day of March, 1865. All this, at Headquarters, 192d Regiment, New York Volunteers, on or about the months of March, April, May and June, 1865.

* * * * *

SPECIFICATION 29th.—In this; that he, Colonel N. G. Axtell, 192d Regiment, New York Volunteers, did receive, from one James Riley, Private, 192d Regiment, New York Volunteers, for collection and for the individual use of the said Riley, a certificate or bounty check, for five hundred and fifty dollars, on the Troy Savings Bank, signed by James Forsyth, Captain, &c. and drawn in favor of the said Riley, and that the said Axtell did transmit the said certificate or bounty check to one J. M. Landon, Attorney at Law, with directions to collect the same, and that the said Axtell did permit the said Landon to collect the said certificate or bounty check, on the 3d day of June, 1865, when he, the said Axtell knew that the said Riley had deserted the service of the United States, on the 3d day of April, 1865. All this, at the Headquarters, 192d Regiment, New York Volunteers, on or about the months of April, May and June, 1865.

SPECIFICATION 30th.—In this; that he, Colonel N. G. Axtell, 192d Regiment, New York Volunteers, did receive for collection and for their individual benefit, from Privates William Bennett, Patrick Connolly, Charles Dayton, Thomas Jones, Thomas Moran and Francis E. Clark, certificates or bounty checks, on the Troy Savings Bank, signed by one James Forsyth, Captain, &c., and drawn in favor of one William Bennett for four hundred and fifty dollars; for Patrick Connolly for three hundred dollars; another for Charles Dayton for three hundred dollars; another for Thomas Jones for six hundred and seventy-five dollars; another for Thomas Moran for three hundred dollars, and another for Francis E. Clark for four hundred and fifty dollars, which certificates or bounty checks, he, the said Axtell, transmitted to one J. M. Landon, Attorney at Law, with directions to collect the same, and when collected, to place the money to the said Axtell's credit in the Bank of America, thereby placing the money drawn on the aforesaid checks or bounty certificates beyond the control and reach of the aforesaid parties, to whom it actually belonged. All this, at Headquarters, 192d Regiment, New York Volunteers, during the months of May, June and July, 1865.

* * * * *

CHARGE 2d.—"Violation of the 6th Article of War."

* * * * *

CHARGE 3d.—"Disobedience of Orders."

SPECIFICATION 1st.—In this; that the said Colonel N. G. Axtell, of the 192d New York State Volunteers, was, on or about the 20th day of March, 1865, and at other times, ordered by Brevet Major General Egan, then his Commanding Officer, to send before a Military Board of Examination, all the Officers of his Regiment, the said 192d New York Volunteers, who were not duly qualified for the offices they held in the said Regiment, that the said Colonel Axtell, in reply to said orders, returned that there was no officers in his Regiment that were not duly qualified, both as gentlemen and officers, for the positions they held in said Regiment, and he declined to send any of his officers before such a Board. That shortly thereafter, seven of his officers, to-wit: Lieutenant S. B. Bratton, Lieutenant J. F. Austin, Captain Tunis M. Ball, Captain Chas. S. Holmes, Lieutenant John J. Doyle, Lieutenant John E. Bounce and Captain W. A. C. Ryan, tendered their resignations on the ground of confessed incompetency of the offices they held, respectively, in said Regiment, which resignations were approved by their Colonel, the said N. G. Axtell, and by the proper superior authorities, and the said officers were discharged from the service on the ground of confessed incompetency. This, at Summit Point, Virginia, on or about the 20th of June, 1865.

SPECIFICATION 2d.—In this; that certain papers relating to imputations of improper and fraudulent conduct on the part of the said Colonel N. G. Axtell, 192d New York State Volunteers, in the enlistment of the drummers of his said Regiment, were received at the Headquarters, 3d Division, Army of the Shenandoah, that said papers were for-

warded from said Headquarters, to said Colonel Axtell, whose Regiment then belonged to, and constituted part of said Division, for his, the said Colonel Axtell's remarks; that upon said papers, when so forwarded to said Colonel Axtell, orders were endorsed by the said Brevet Major General Egan, to said Colonel Axtell, to return said papers through the proper channels, that the said Colonel Axtell refused to obey said orders and returned said papers direct to the War Department. This, at Summit Point, Va., on or about the 1st of May, 1865.

CHARGE 4th.—"Conduct Prejudicial to Good Order and Military Discipline."

PLEA.—"Not Guilty."

FINDINGS.—Of the Specifications of the 1st Charge, "Not Guilty."

Of the 1st Charge, "Not Guilty."

Of the Specification of the 2d Charge, "Guilty," except so much as is embraced in the words following, to-wit: "That the said statements are in every particular, utterly false and malicious, that they are slanderous in their nature, and adapted to prejudice deeply the interest of the service, that the secret method adopted by the said Colonel Axtell in making said statement and representations, was irregular, unmilitary and disgraceful to the author and to the service to which he belongs," but attach no criminality thereto.

Of the 2d Charge, "Not Guilty."

Of the Specifications of the 3d Charge, "Not Guilty."

Of the 3d Charge, "Not Guilty."

Of the Specification of the 4th Charge, "Not Guilty."

Of the 4th Charge, "Not Guilty."

And the Court does therefore acquit Colonel N. G. Axtell, 192d Regiment, New York Volunteers.

The proceedings and findings in the foregoing cases, having been submitted to the Major General Commanding, the following is the orders thereon:

Upon an examination of the record of the proceedings of the General Court Martial, in the case of Colonel N. G. AXTELL, 192d Regiment, New York Volunteers, the Major General Commanding is of the opinion that the findings are not in accordance with the evidence in Specifications 22, 26, 27, 29 and 30, under Charge 1st. The action of the Court cannot but be condemned. The different sums of money collected by the accused, through his Attorney, upon the bounty check claims of enlisted men in his command, who had deserted the service previous to the collection, are traced to the accused, and to his individual credit in the Bank of America.

The additional acts prejudicial to the interests of the service are established in his accepting the claims of enlisted men for collection, the incurring in their collection an expense not originally stipulated, and in charging the fractional part of one dollar for his own benefit, which was not shown to be a necessary expense, can not be too severely censured.

It is not understood how the Court could arrive at a finding of "Not Guilty," in the premises, after the long and mature consideration given to this case.

The offences specified under Charge 3d are distinctly proven by abundant testimony. The Regulations and existing Orders prescribe the channels of official communication, and to an officer who has been in the military service for the length of time that Colonel AXTELL appears to have been, the course adopted by him would seem premeditated.

The record of the proceedings is fatally defective, in failing to show what and how many members were present and took part in the trial. Upon one day all are recorded as present, upon another, all but one; upon another, all but two; no one is individualized, and the presumption is that certain members absent one day when testimony was received, were permitted to act and take part in the deliberations of the Court upon subsequent days. This is inexcusable negligence. It being impossible to reconvene the Court for a reconsideration of the findings in this case, and for a correction of their errors as set forth, the proceedings and findings in the case of Colonel N. G. AXTELL, 192d New York Volunteers, are disapproved.

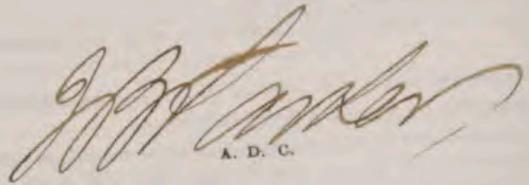
Colonel AXTELL will be released from arrest, and will report to the Adjutant General of the Army, by letter, transmitting a copy of this order promulgating the proceedings in his case.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL



A. D. C.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., December 23d, 1865.

GENERAL ORDERS, } No. 40.

I. Before a General Court Martial, convened at Philadelphia, Pennsylvania, pursuant to Special Orders, No. 56, Headquarters, Middle Military Department, Baltimore, September 20th, 1865, and of which Brevet Major General R. O. TYLER, United States Volunteers, is President, was arraigned and tried:

1st. Captain FELIX BOYLE, Company M. 3d Provisional Pennsylvania Cavalry.

CHARGE.—"Conduct unbecoming an Officer and a Gentleman."

SPECIFICATION 1st.—In this, that the said Captain Felix Boyle, Company M, 3d Regiment Provisional Pennsylvania Cavalry, United States Volunteers, did, on or about the 6th day of October, 1865, at or near early candlelight, visit the house of one Margaret Henry, widow, living in or near McConnellsburg, Pennsylvania, and did make proposals of an indecent character to the said Margaret Henry, and did offer her the sum of ten dollars, if she would comply with said proposals. All this, at or near McConnellsburg, Pennsylvania, on or about the 6th day of October, 1865.

SPECIFICATION 2nd.—In this, that the said Captain Felix Boyle, Co. M, 3d Regiment Provisional Pennsylvania Cavalry, U. S. Volunteers, on or about the 6th day of October, 1865, at or near early candle-light, did threaten the said Margaret Henry, that he, the said Captain Felix Boyle, Company M, 3d Regiment Provisional Pennsylvania Cavalry, U. S. Volunteers, would return to the house at bed time, and stay with her, meaning thereby, that he would have carnal connection with the said Margaret Henry, and that he, the said Captain Felix Boyle, Company M, 3d Regiment Provisional Pennsylvania Cavalry, U. S. Volunteers, did so return to the house of the said Margaret Henry, at or near the hour of twelve o'clock, midnight, and did attempt to enter her house, in pursuance of the threat made by him. All this, at or near McConnellsburg, Pennsylvania, on or about the 6th day of October, 1865.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Captain Felix Boyle, Company M, 3d Regiment Provisional Pennsylvania Cavalry, "To be dismissed the service."

2nd. JAMES BRAY, Private, Company A. 7th U. S. Veteran Volunteers.

CHARGE 1st.—Striking a Non Commissioned Officer, to the prejudice of good order, and military discipline.

SPECIFICATION.—That Private James Bray, Company A, 7th U. S. Veteran Volunteers, did without any just cause or provocation, strike First Sergeant William R. Williams, Company A, 7th Regiment U. S. Veteran Volunteers, said Sergeant Williams being then in the execution of his Office. This at Fort Mifflin, Pennsylvania, on the 21st day of November, 1865.

CHARGE 2nd.—"Absence without leave."

SPECIFICATION.—That the aforesaid Private James Bray, Company A, 7th Regiment U. S. Veteran Volunteers, being a prisoner awaiting sentence of a General Court Martial, and under treatment at the Post Hospital, did absent himself without permission from proper authority, on or about the 19th day of November, 1865, and remained absent until 11 o'clock A. M., November 21st 1865. This at Fort Mifflin, Pennsylvania.

To which charges and specifications, the prisoner pleaded as follows:

PLEA.—To the Specification of the 1st Charge, "Not Guilty."

To the 1st Charge, "Not Guilty."

To the Specification of the 2nd Charge, "Guilty."

To the 2nd Charge, "Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him Private James Bray, Company A, 7th Regiment U. S. Veteran Volunteers, "to forfeit all pay and allowances, that are now due, or may become due him, to be confined at hard labor, and wear a twenty-four pound ball and chain, until the expiration of his term of service, and then to have one side of his head shaved, and be drummed out of the service, and furnished with a dishonorable discharge."

3. JOHN H. BENNETT, Artificer, Company K, 4th U. S. Artillery.

CHARGE 1st.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that he, Artificer John H. Bennett, Company K, 4th U. S. Artillery, did enter a boat and leave the Post, when peremptorily ordered not to do so by a sentinel, said orders being the instructions of the sentinel, and that he, Artificer John H. Bennett, Company K, 4th U. S. Artillery, did threaten the sentinel with personal violence, should he, the said sentinel, endeavor to stop him. All this at Fort Delaware, Delaware, on or about the 22nd of November 1865.

CHARGE 2nd.—"Absence without leave."

SPECIFICATION.—In this, that he the said Artificer, John H. Bennett, Company K, 4th U. S. Artillery, did absent himself without proper authority, from his Company and Post, from ten o'clock A. M., of the 22nd day of November, 1865, until 12.30 P. M., on the same day. All this at Fort Delaware, Delaware, on or about the 22nd day of November, 1865.

To which Charges and Specifications, the prisoner pleaded as follows:

PLEA.—To the Specification of the 1st Charge, "Not Guilty."

To the 1st Charge, "Not Guilty."

To the Specification of the 2nd Charge, "Guilty."

To the 2nd Charge, "Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Artificer John H. Bennett, Company K, 4th U. S. Artillery, "to forfeit to the United States ten (10) dollars of his monthly pay, for four months.

4th. GEORGE ROSE, Private Company H, 7th Regiment U. S. Veteran Volunteers.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he, the said Private George Rose, Company H, 7th Regiment U. S. Veteran Volunteers, being duly enlisted into the service of the United States, did desert the same, on or about the 19th day of September, 1865, at or near Fort Delaware, and did remain absent until apprehended at Philadelphia, Pennsylvania, on or about the 8th day of November, 1865, by the Assistant Provost Marshal, District of Pennsylvania. All this, at or near Fort Delaware, Delaware, on or about the 19th day of September, 1865.

PLEA.—“Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Private George Rose, Company H, 7th Regiment U. S. Veteran Volunteers, “To forfeit to the United States all pay and allowances which are, or may become due him at the date of promulgation of this sentence, to be indelibly marked with the letter D, on the left hip, with letter one and one half (1 1-2) inches long, and to be drummed out of the service.”

5th. GILBERT SMITH, Private, Company D, 7th Regiment, U. S. Veteran Volunteers.

CHARGE.—“Absence without leave.”

SPECIFICATION.—In this, that Private Gilbert Smith, Company D, 7th Regiment U. S. Veteran Volunteers, did absent himself from his company, without permission from proper authority, on or about the 2nd day of July, 1865, at Camp Stoneman, D. C., and did remain absent, until the 25th day of November, 1865, when he voluntarily returned to his Company, at Fort Delaware, Delaware.

PLEA.—“Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Private Gilbert Smith, Company D, 7th Regiment U. S. Veteran Volunteers. “To forfeit to the United States all pay and allowances which are, or may become due him at the date of promulgation of this sentence, and to forfeit to the United States fourteen (14) dollars per month of his monthly pay for four months.

6th. Corporal JOSEPH P. SHEPPARD, Company K, 4th U. S. Artillery.

CHARGE 1st.—“Conduct prejudicial to good order and military discipline.”

SPECIFICATION 1st.—In this, that he, Corporal Joseph P. Sheppard, Company K, 4th U. S. Artillery, did enter a boat and leave Post, when peremptorily ordered not to do so by a sentinel. All this at Fort Delaware, Delaware, on or about the 22nd day of November, 1865.

CHARGE 2nd.—“Absence without leave.”

SPECIFICATION.—In this, that he, the said Corporal Joseph P. Sheppard, Company K, 4th U. S. Artillery, having applied for a pass, and being refused did absent himself without proper authority, from his Company and Post, from 10 o'clock A. M., of the 22nd day of November, 1865, until 12.30, P. M., on the same day. All this at Fort Delaware, Delaware, on or about the 22nd day of November, 1865.

PLEA.—“Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Corporal Joseph P. Sheppard, Company K, 4th U. S. Artillery, to be reduced to the rank of private sentinel, and to forfeit to the United States ten (10) dollars of his monthly pay per month, for four (4) months.

7th. WILLIAM F. LANTZ, Private, Company A, 7th U. S. Veteran Volunteers.

CHARGE.—“Absence without leave.”

SPECIFICATION.—In this, that Private William F. Lantz, Company A, 7th Regiment U. S. Veteran Volunteers, having been duly enlisted into the service of the United States, did absent himself from his Company and Regiment, on or about the 21st of September, 1865, and remained absent until the 27th of November, 1865, when he voluntarily returned to his Company. This at Fort Mifflin, Pennsylvania.

PLEA.—“Guilty.”

FINDING.—"Guilty."

And the Court does therefore sentence him, Private William F. Lantz, Company A, 7th Regiment U. S. Veteran Volunteers, "To forfeit to the United States, the sum of fourteen (14) dollars of his monthly pay, for four (4) months.

8th. PATRICK KEENAN, Private, Company A, 7th Regiment U. S. Veteran Volunteers.

CHARGE.—"Absence without leave."

SPECIFICATION.—In this, that Private Patrick Keenan, Company A, 7th U. S. Veteran Volunteers, having been duly enlisted into the service of the United States, did absent himself from his Company and Regiment, on or about the 21st of September, 1865, and remained absent until the 29th of November, 1865, when he voluntarily returned to his Company. This at Fort Mifflin, Pennsylvania.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Patrick Keenan, Company A, 7th Regiment U. S. Veteran Volunteers, "To forfeit to the United States the sum of fourteen (14) dollars of his monthly pay, per month, for four (4) months.

9th. BENJAMIN F. FISHER, Company G, 16th Regiment Veteran Reserve Corps.

CHARGE.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that Benjamin F. Fisher, Private, Company G, 16th Regiment Veteran Reserve Corps, did at various times, from the 1st day of March, 1865, to the 6th day of November, 1865, dispose of his clothing, furnished him for his proper uniform, and did falsely represent to his Commanding Officer, that his clothes had been stolen, as an excuse for drawing others. This at Harrisburg, at various times between the 1st of March, 1865, and the 6th day of November, 1865.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty, except the word 'falsely.'"

Of the Charge, "Guilty."

And the Court does therefore sentence him, Private Benjamin F. Fisher, Company G, 16th Regiment Veteran Reserve Corps, "To be confined at hard labor for the period of one (1) month, wearing a twenty four pound ball attached to his left leg, by a chain four feet long.

10th. BENJAMIN SASSAMAN, Private, Company D, 21st Regiment Veteran Reserve Corps.

CHARGE.—"Desertion."

SPECIFICATION.—In this, that he the said Private Benjamin Sassaman, Company D, 21st Regiment Veteran Reserve Corps, having been duly enlisted into the service of the United States, did desert the same, on or about the 29th day of July, 1865 and did remain absent until apprehended by Sergeant David R. Hood, on or about the 9th day of November, 1865. All this at Camp Cadwalader, Philadelphia, Pennsylvania.

PLEA.—"Not Guilty."

FINDING.—Of the Specification, "Guilty," excepting the words, "until apprehended by Sergeant David R. Hood.

Of the Charge, "Guilty."

And the Court does therefore sentence him, Private Benjamin Sassaman, Company D, 21st Regiment Veteran Reserve Corps, "To forfeit all pay and allowances, which are now, or may become due him, to have one side of his head shaved, to be drummed out of the service, and furnished with a dishonorable discharge.

II. Before a General Court Martial, convened at Harrisburg, Pennsylvania, pursuant to Special Orders, No. 12, Headquarters, Middle Military Department, Baltimore, August 1st, 1865, and of which Captain S. W. CARPENTER, 16th Regiment Veteran Reserve Corps is President, was arraigned and tried:

1st. AUGUSTUS EVERHART, Hospital Steward, U. S. A.

CHARGE 1st.—"Drunkenness while on duty."

SPECIFICATION.—In this, that Augustus Everhart, Hospital Steward, U. S. A., on duty at the Post Hospital, Pittsburg, Pennsylvania, did become intoxicated to such an extent, as to fall into the gutter when passing the Head Quarters of the Post. All this at Pittsburg, Pennsylvania, on or about the 7th of August, 1865.

CHARGE 2nd.—"Neglect of duty."

SPECIFICATION.—In this, that Augustus Everhart, Hospital Steward U. S. A., did, on account of gross intoxication, neglect the duties of his office, and did fail to give such aid as his position demanded he should render, in the care and attention required by the patients of the Hospital, where he was on duty. All this at Pittsburg, Pennsylvania, on or about the 7th of August, 1865.

CHARGE 3d —"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that Augustus Everhart, Hospital Steward U. S. A., did use insolent and disrespectful language towards his superior Officer, John W. Parris, Lieutenant Commanding Company H, 186th Pennsylvania Volunteers, saying that he would not obey the order of any Lieutenant, and also that he would not obey the order of any person but the Commanding Officer of the Post, and when told by the Commanding Officer of the Post, (Captain Albert Hubel,) that he would have to obey the orders of any superior Officer, he, (Everhart,) continued to make use of insulting language, by telling him (Captain Hubel,) that he would not obey such orders. All of which was said in the presence of several enlisted men, thus indulging in a course of conduct to the prejudice of good order and military discipline. All this at Pittsburg, Pennsylvania, on or about the 7th day of August, 1865.

To which Charges and Specifications, the prisoner pleaded as follows:

PLEA.—To the Specification of the 1st Charge, "Guilty."

To the 1st Charge, "Not Guilty."

To the Specification of the 2nd Charge, "Not Guilty."

To the 2nd Charge, "Not Guilty."

To the Specification of the 3d Charge, "Not Guilty."

To the 3d Charge, "Not Guilty."

FINDING.—Of the Specification of the 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the Specification of the 2nd Charge, "Guilty."

Of the 2nd Charge, "Guilty."

Of the Specification of the 3d Charge, "Guilty," in so far as using disrespectful language towards his superior Officer, Lieutenant John W. Parris.

Of the 3d Charge, "Guilty."

And the Court does therefore sentence him, Augustus Everhart, Hospital Steward U. S. A., "To be dishonorably discharged the service of the United States, with loss of all pay now due or to become due him."

III. The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon :

IV. The proceedings, findings and sentences, in the cases of Artificer John H. Bennett, Company K, 4th Regiment U. S. Artillery, Private Gilbert Smith, Company D, 7th Regiment U. S. Veteran Volunteers, Corporal Joseph P. Sheppard, Company K, 4th Regiment U. S. Artillery, Augustus Everhart, Hospital Steward U. S. A., Benjamin F. Fisher, Private Company G, 16th Veteran Reserve Corps, Patrick Keenan, Company M, 7th Regiment U. S. Veteran Volunteers, and William F. Lantz, Private Company A, 7th Regiment U. S. Veteran Volunteers, are approved and confirmed, and will be duly executed.

V. The proceedings, findings, and sentence, in the case of Private James Bray, Company A, 7th Regiment U. S. Veteran Volunteers, are approved and confirmed, and will be duly executed. So much of the sentence as directs "to have one side of his head shaved," is remitted. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoner will be sent under a suitable guard. The Quartermaster's Department, will furnish the necessary transportation.

VI. The proceedings, findings, and sentence, in the case of Private Benjamin Sassaman, Company D, 21st Regiment Veteran Reserve Corps, are approved and confirmed, and will be duly executed. So much of the sentence as directs "to have one side of his head shaved," is remitted.

VII. The proceedings, findings, and sentence, in the case of Private George Rose, Company H, 7th Regiment U. S. Veteran Volunteers, are approved, and confirmed, and will be duly executed. So much of the sentence as directs the prisoner "to be indelibly branded with the letter "D," on the left hip, with letter one and one half (1 1-2) inches long," is remitted.

VIII. The proceedings, findings, and sentence, in the case of Captain Felix Boyle, Company M, 3d Regiment Provisional Pennsylvania Cavalry, are approved and confirmed, and will be duly executed.

This Officer accordingly ceases to be an Officer in the service of the United States, from this date.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL :

Adam E. King
A. E. King

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., December 30, 1865.

GENERAL ORDERS, } No. 42.

1. Before a General Court Martial, convened at Philadelphia, Pennsylvania, pursuant to Special Orders, No. 56, Headquarters, Middle Military Department, Baltimore, September, 20th 1865, and of which Brevet Major General R. O. TYLER, U. S. Volunteers, is President, was arraigned and tried:

Private PATRICK GRIFFIN, Company D, 1st Regiment U. S. Veteran Volunteers.

CHARGE.—“Absence without leave.”

SPECIFICATION.—In this, that he the said Patrick Griffin, Company D, 1st Regiment U. S. Veteran Volunteers, having been duly enlisted in the service of the United States, did absent himself from his Company and Regiment, on the 15th day of November, 1865, and remain absent until the 19th day of November, 1865, when he was brought back under guard. All this at Wilmington Delaware, on or about the 15th and 19th of November, 1865.

To which Charges and Specifications, the prisoner pleaded as follows:

PLEA.—To the Specification “Not Guilty.”

To the Charge, “Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Private Patrick Griffin, Company D, 1st Regiment U. S. Veteran Volunteers, “To forfeit to the United States the sum of fourteen (14) dollars of his monthly pay, for one (1) month.”

2nd. DANIEL RIZER, Private Company F, 7th Regiment U. S. Veteran Volunteers.

CHARGE.—“Absence without leave.”

SPECIFICATION.—In this, that he, the said Daniel Rizer, Private Company F, 7th Regiment U. S. Veteran Volunteers, did, on or about the 12th day of November, 1865, absent himself without proper authority from his Company, at Philadelphia Pennsylvania, and did remain absent until the 4th day of December, 1865, being a period of twenty two (22) days, when he returned to his Company of his own accord. This at Philadelphia, Pennsylvania, on or about the 12th day of November, 1865.

PLEA.—“Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Private Daniel Rizer, Company F, 7th Regiment U. S. Veteran Volunteers, “To forfeit fourteen (14) dollars of his monthly pay to the United States, for the period of two (2) months.”

The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

The proceedings, findings and sentences, in the cases of Private Patrick Griffin, Company D, 1st Regiment U. S. Veteran Volunteers, and Private Daniel Rizer, Company F, 7th Regiment U. S. Veteran Volunteers, are approved, and confirmed, and will be duly executed.

The General Court Martial, of which Brevet Major General R. O. TYLER, is President, is hereby dissolved.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

A. D. C.





MILITARY TRIALS.

HEADQUARTERS

Middle Department.

1866.



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FOR
1866.

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HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., January 19, 1866.

GENERAL ORDERS, } No. 3. }

1. Before a General Court Martial, convened at Baltimore, Maryland, pursuant to Special Orders No. 122, Head Quarters Middle Military Department, December the 11th, 1865, and of which Brevet Brigadier General JOHN WOOLLEY, U. S. Volunteers, was President, was arraigned and tried:

Surgeon Charles M. WIGHT, 32nd United States Colored Troops.

CHARGE 1st.—“Conduct to the prejudice of good order and military discipline.”

SPECIFICATION 1st.—In this, that he, Surgeon Charles M. Wight, 32nd U. S. Colored Troops, did insert, or cause to be inserted over the signature of Captain Newton B. Plummer, 32nd U. S. Colored Troops, and without his knowledge and consent, the word “not,” in a statement made by Captain Plummer on a certificate of disability, for the discharge of Private Moses Taylor, Company K, 32nd U. S. Colored Troops, thereby changing said statement from words and figures as follows:—“I think the disease has been contracted while in the service,” to words and figures as follows:—“I think the disease has not been contracted while in the service.” This at Beaufort, South Carolina, on or about June 1st, 1865.

SPECIFICATION 2nd.—In this, that he, the said Surgeon Charles M. Wight, 32nd Regiment U. S. Colored Troops, did insert, or cause to be inserted, over the signature of Lieut. John W. Pollock, 32nd U. S. Colored Troops, and without his knowledge or consent, the words “James Island,” in a statement made by Lieutenant Pollock, on a certificate of disability, for the discharge of Private William Parker, Company I, 32nd U. S. Colored Troops, thereby changing the statement from words and figures, as follows:—“Private William Parker was wounded on the 30th of November, 1864, at the battle of Honey Hill, South Carolina,” to words and figures as follows:—“Private William Parker was wounded on the 30th of November 1864, at the battle of James Island, South Carolina.” This at Beaufort, South Carolina, on or about May 24th, 1865.

SPECIFICATION 3d.—In this, that he, the said Surgeon Charles M. Wight, 32nd U. S. Colored Troops, did knowingly in a return of Hospital property, state that one Hospital mess chest was lost in transportation from Morris Island, South Carolina, to Hilton Head South Carolina, which statement he knew to be false, the said chest being at the time the return was made, in his possession. This at the Camp of the 32nd Regiment U. S. Colored Troops, near Hilton Head, South Carolina, on or about the 10th of October, 1864.

SPECIFICATION 4th.—In this, that he, the said Surgeon Charles M. Wight, 32nd U. S. Colored Troops, did without proper authority, take from the stores of the Medical Department of the United States Army, for which he was responsible, certain spirituous liquors, and did, without proper authority, apply the said liquors to his own private use. This at the Camp of the 32nd Regiment U. S. Colored Troops, near Hilton Head, South Carolina, on or about September 23d, 1865.

SPECIFICATION 5th.—In this, that he, the said Surgeon Charles M. Wight, 32nd Regiment U. S. Colored Troops, did subsist himself upon the Hospital fund of the 32nd Regiment U. S. Colored Troops, from January 23d, 1865, until February the 19th, 1865, without making any compensation for such subsistence. This at Edisto Island, South Carolina, on or about the date specified.

SPECIFICATION 6th.—In this that he, the said Surgeon Charles M. Wight, 32nd Regiment U. S. Colored Troops, did subsist his family upon the Hospital fund of the 32nd Regiment U. S. Colored Troops, from November the 19th 1864, until February 19th 1865, without making any compensation for such subsistence. This at or near Hilton Head, South Carolina, on or about the dates specified.

SPECIFICATION 7th.—In this that he, the said Surgeon Charles M. Wight, 32nd Regiment U. S. Colored Troops, did while in the presence of the enemy leave his post, which was a Field Hospital, without proper authority, and about three hours before his Regiment was withdrawn, and did make no provision for the removal of the wounded soldiers, and Hospital property under his charge. All this at or near the battle field of Honey Hill, South Carolina, on or about November 30th 1864.

SPECIFICATION 8th.—In this that he, the said Surgeon Charles M. Wight, 32nd Regiment U. S. Colored Troops, did while in the face of the enemy, quit his post and regiment, without proper authority, and did not return until ordered to do so by Colonel G. W. Baird, Commanding his regiment. All this at or near Deveau Neck, South Carolina, on or about December 7th, 1864.

CHARGE 2nd.—“Violation of the 45th Article of War.”

SPECIFICATION.—In this that he, the said Surgeon Charles M. Wight, 32nd Regiment U. S. Colored Troops, did while on duty in a Field Hospital during an engagement with the enemy, become so intoxicated as to be unfit to attend to his duties properly. This at or near the battle field of Honey Hill, South Carolina, on or about November 30th 1864.

PLEA.—“Not Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, the said Surgeon Charles M. Wight, 32nd Regiment U. S. Colored Troops, “To be cashiered and dishonorably discharged the service of the United States, with loss of all pay and allowances that now are, or may become due him.”

The proceedings, findings, and sentence, in the foregoing case having been submitted to the Major General Commanding, the following are the orders thereon:

The proceedings, and findings, in the case of Charles M. Wight, Surgeon 32nd Regiment U. S. Colored Troops, to Specifications 3d 4th 5th and 6th, of Charge 1st, and Charge 1st, are approved and confirmed; Specifications 1st 2nd 7th and 8th, of Charge 1st, and Charge 2nd, with its Specification, are disapproved.

So much of the sentence as directs “to be cashiered and dishonorably dismissed the service of the United States,” is approved, the remaining portion of the sentence, “with loss of all pay and allowances that now are, or may become due him,” is disapproved.

Upon an examination of the record in this case, it appears that the prosecution failed to prove Specification 1st of Charge 1st.

The evidence under the 2nd Specification of the same Charge, although literally proving the Specification as laid, such findings, nor the evidence, do not necessarily show an intention to commit a fraud.

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The remaining Specifications which are disapproved, do not appear to be clearly proven.
Charles M. Wight, Surgeon 32nd Regiment U. S. Colored Troops, ceases to be an officer in
the military service of the United States, from this date.

The General Court Martial of which Brevet Brigadier General JOHN WOOLLEY, U. S.
Volunteers is President, is hereby dissolved.

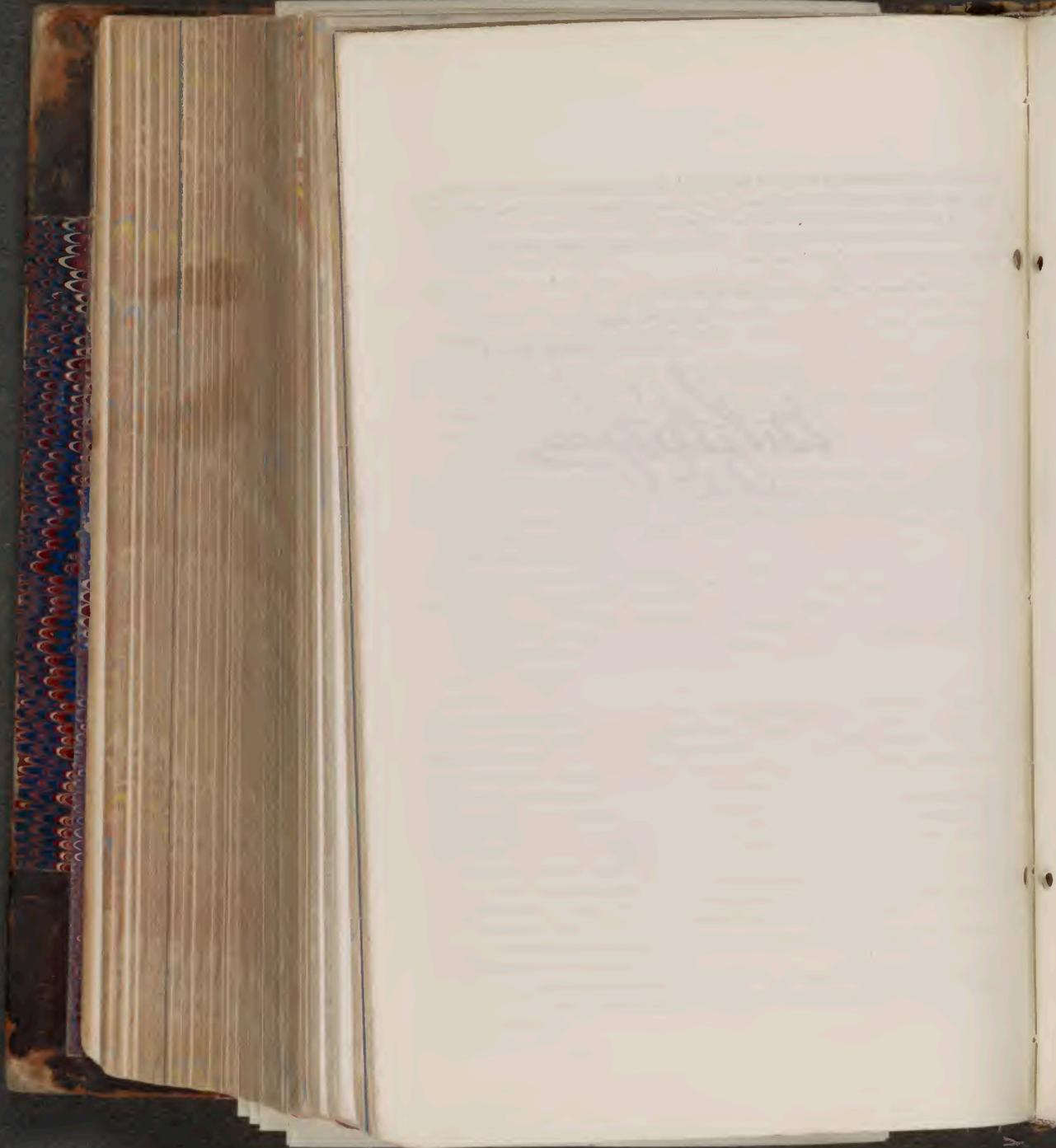
By Command of Major General W. S. HANCOCK

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL.

W. S. Wilson
Adjutant General
A. O. C.



HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., February 6, 1865.

GENERAL ORDERS, }
No. 5. }

1. Before a General Court Martial, convened at Baltimore, Maryland, pursuant to Special Orders No. 7, Head Quarters Middle Military Department, January 10th, 1865, and of which Brevet Lieutenant Colonel JOHN HANCOCK, A. A. G., U. S. Volunteers, was President, was arraigned and tried :

Private RAMEY GERTIN, Company H, 1st U. S. Veteran Volunteers.

CHARGE.—“Conduct prejudicial to good order and military discipline.”

SPECIFICATION 1st.—In this that he, Ramey Gertin, Private, Company H, 1st U. S. Veteran Volunteers, having been duly enlisted into the service of the United States, did attempt to obtain from 1st Lieutenant J. M. Ellendorf, 1st U. S. Veteran Volunteers, the sum of three hundred dollars, upon the claim that said Ellendorf held in his possession three hundred dollars of the bounty money of said Gertin, which claim he, the said Gertin knew to be false and fraudulent. All this at Camp Hancock, Virginia, on or about the 15th day of March, 1865.

SPECIFICATION 2nd.—In this that he, Ramey Gertin, Private, Company H, 1st U. S. Veteran Volunteers, did address, or cause to be addressed, a communication to Major General W. S. Hancock, Commanding Middle Military Department, in words and figures as follows :

Hicks Hospital, Baltimore, Maryland, December, 8th 1865.

Major General W. S. HANCOCK,

Commanding Middle Military Department.

General :

I respectfully beg leave to make the following statement for your consideration ; When enlisted in the 1st U. S. Veteran Volunteers, and had received my bounty, I was brought before the Adjutant, and was informed by him, that the orders were from General Hancock himself, for each man to deliver up the sum of three hundred dollars to him. I gave him the money, and received no receipt for the same, as he told me that it was all right, and that I could obtain the money whenever I called for it. There were other men who gave up a portion of their bounty in my presence, and like myself got no receipt for the same. As I did not need the money, I did not ask for it until we arrived at Camp Hancock, near Harper's Ferry, I there applied for it, and received it, but for some unknown reason, I was made give it back to him again before night, and was not allowed by the Colonel the privilege of explaining, and was threatened with punishment if I did not “hush up.” I placed the matter in the hands of my Captain, who promised to attend to it, but he never did. Now General this money is mine, I have been in the service four years, and am a married man, and can ill afford to loose it, and I respectfully ask that it may be restored to me. There are several men in my Company that can substantiate the above statement.

I am, General,

Very respectfully Your Obedient Servant,

(Signed,)

Ramey Gertin, Co. H, 1st U. S. V. V.

which statements and claim, he the said Ramey Gertin, knew to be false, and fraudulent

All this at or near Baltimore, Maryland, on or about the 8th day of November, 1865.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private Ramey Gertin, "To forfeit to the United States ten dollars (\$10.00) of his monthly pay, per month, for two months."

The proceedings, findings and sentence, in the foregoing case, having been submitted to the Major General Commanding, the following is the order thereon:

It appears that all the members composing the General Court Martial, before which Private Gertin was tried, recommend the prisoner to clemency. One of the reasons for such recommendation as submitted by the members of the Court, "is the apparent absence of malicious or evil intentions on the part of the accused, in committing the offence charged;" such being the view of the Court, it should have been considered, and so expressed in the findings.

The proceedings, findings and sentence, in the case of Private Ramey Gertin, Company H, 1st U. S. Veterans Volunteers, are disapproved. The prisoner will be released from confinement, and restored to duty.

By Command of Major General W. S. HANCOCK

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL

W. P. Wilson
A. D. C.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., February 10, 1866.

GENERAL ORDERS, }
No. 6. }

Before a General Court Martial, convened at Baltimore, Maryland, pursuant to Special Orders Number 7, Head Quarters Middle Military Department, Baltimore, January 10th 1866, and of which Brevet Lieutenant Colonel JOHN HANCOCK, is President, were arraigned and tried:

1st. Captain GEORGE M. STELLE, Company I, 1st U. S. Veteran Volunteers.

CHARGE 1st.—"Absence without leave."

SPECIFICATION.—In this, that he; Captain George M. Stelle, Company I, 1st U. S. Veteran Volunteers, after having received orders to move with his Company to Cumberland Maryland, did absent himself without proper authority, from the Commanding Officer of his Regiment and Post, and did remain so absent until after his Company had marched away. All this at Fort McHenry, Maryland, on or about the 6th day of January, 1866, between the hours of 10 o'clock A. M., and 3 o'clock, P. M.

CHARGE 2nd.—"Conduct prejudicial to good order and military discipline."

SPECIFICATION.—In this, that he; the said Captain George M. Stelle, Commanding Company I, 1st Regiment U. S. Veteran Volunteers, did go to Captain Cummings, A. Q. M., in charge of transportation, and falsely representing himself as Commanding Officer, of a detachment of troops, ordered to duty in the District of West Virginia, did obtain transportation for the same, without any authority for so doing. All this at the City of Baltimore, Maryland, on or about the 6th day of January, 1866.

CHARGE 3d.—"Neglect of duty."

SPECIFICATION.—In this, that he, the said Captain George M. Stelle, Commanding Company I, 1st U. S. Veteran Volunteers, did, after his Company had reached the Depot at Baltimore, Maryland, to proceed to the District of West Virginia, fail to join his Company at the Depot in proper time to command it, and did not take command of it until shortly before the departure of the train. All this at the City of Baltimore, Maryland, on or about the 6th day of January 1866, between the hours of 3 o'clock P. M., and 9 o'clock P. M.

PLEA.—"Not Guilty."

FINDING.—Of the Specification of the 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the Specification of the 2nd Charge, "Guilty," except the word "falsely," and of this word, "Not Guilty."

Of the 2nd Charge, "Guilty."

Of the Specification of the 3d Charge, "Guilty."

Of the 3d Charge, "Guilty,"

And the Court does therefore sentence him, Captain George M. Stelle, Company I, 1st U. S. Veteran Volunteers, "To be dishonorably dismissed the service of the United States."

2nd. 2nd Lieutenant ADOLPH MEYER, Company K, 1st U. S. Veteran Volunteers.

CHARGE.—“Neglect of duty.”

SPECIFICATION.—In this, that he, 2nd Lieutenant Adolph Meyer, Commanding Company K, 1st U. S. Veteran Volunteers, did while his company was awaiting transportation to Harper's Ferry, Virginia, at the Depot in the City of Baltimore Maryland, it having been ordered to duty in the District of West Virginia, grossly neglect his duty, by absenting himself from his Company and Detachment, thus leaving his Company without an Officer to command it, and free to commit and engage in various excesses, and riotous proceedings. All this at the City of Baltimore, Maryland, on or about the 6th day of January, 1866, between the hours of 3 o'clock and 9 o'clock P. M.

PLEA.—“Not Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, 2nd Lieutenant Adolph Meyer, Company K, 1st U. S. Veteran Volunteers, “To be dismissed the service of the United States.”

The proceedings, findings and sentences, in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

The proceedings, findings and sentence, in the cases of Captain George M. Stelle, Company I, 1st U. S. Veteran Volunteers, and 2nd Lieutenant Adolph Meyer, Company K, 1st U. S. Veteran Volunteers, are approved and confirmed, and will be duly executed.

The above named Officers, cease to be Officers in the service of the United States from this date.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL

W. S. Hancock
A. D. C.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD., February 21, 1866.

GENERAL ORDERS, } No. 7.

I. Before a General Court Martial, convened at Baltimore, Maryland, pursuant to Special Orders, No. 7, Headquarters, Middle Military Department, Baltimore, January 10th, 1866, and of which Brevet Lieutenant Colonel JOHN HANCOCK, A. A. G., U. S. Volunteers, is President, were arraigned and tried:

1st. DAVID GINTHER, Private Co. A, 7th U. S. V. V.

CHARGE:—"Absence without leave."

SPECIFICATION.—In this, that Private David Ginther, Co. A, 7th U. S. Veteran Volunteers, having been duly enlisted into the service of the United States, did absent himself without authority from his company and regiment, on or about the 12th day of January 1866, and did not return until arrested and brought back the 13th day of January 1866.

This at Fort Mifflin, Pennsylvania.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him the said Private David Ginther, Co. A, 7th U. S. V. V., to forfeit to the United States, fifteen (15) dollars of his monthly pay, per month, for two (2) months.

2nd. LOUIS L. FREEMAN, Private Co. K, 1st U. S. V. V.

CHARGE 1st—"Conduct prejudicial to good order and military discipline."

SPECIFICATION 1st.—In this, that he, Private Louis L. Freeman, Co. K, 1st U. S. V. V., while stationed with his company at the Baltimore and Ohio Rail Road Depot, awaiting transportation for Harper's Ferry, Va. did by repeated affronts offered to members of his company and others, try to occasion disturbances, thereby endangering the peace of the place. All this at or near Baltimore, Md. on or about the 6th day of January 1866.

CHARGE 2nd—"Disobedience of orders."

SPECIFICATION 2nd.—In this, that he, Private Louis L. Freeman, Co. K, 1st Regt. U. S. V. V. having been ordered by his company commander to keep quiet and behave himself, did again without provocation, attack one William Fowler, Private Co. K, 1st U. S. V. V., thereby again disturbing the peace, and good order of the place. All this at Baltimore, Md. on or about the 6th day of January 1866.

CHARGE 3d—"Riotous conduct to the prejudice of good order and military discipline."

SPECIFICATION 3d.—In this that he, Private Louis L. Freeman, Co. K, 1st Regt. U. S. V. V. after having been put into a passenger car belonging to the Baltimore and Ohio Rail Road Company, occupied by a part of his company for transportation to Harper's Ferry, Va., did leave the said car and engage in fighting with one Marshall Iglehart, Private Co. H, 1st U. S. V. V. and when he returned to the said car, did commence fighting in the dark with several persons unknown inside the car, thereby occasioning a general disturbance during which several windows of the car were broken. All this at or near the Baltimore and Ohio Rail Road Depot, Baltimore, Md. between the hours of 3 P. M. and 9 P. M. on the 6th day of January 1866.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private Louis L. Freeman, Co. K, 1st Regt. U. S. V. V., to forfeit to the United States, all pay and allowances that now, or may become due him, and to be dishonorably discharged the service of the United States.

3d. MARSHALL IGLEHART, Private, Company H, 1st U. S. V. V.
CHARGE 1st—"Conduct prejudicial to good order and military discipline."

SPECIFICATION 1st—In this, that Marshall Iglehart, a Private of Co. H, 1st U. S. V. V., having been stationed with his company during the afternoon and evening of the 6th day of January, 1866, at the Baltimore and Ohio Rail Road Depot, in Baltimore, Md., awaiting transportation, did by repeated disturbances and fighting, occasioned and participated in by him, greatly disturb the peace and safety of the place. This at or near Baltimore, Md., on or about the date specified.

CHARGE 2d—"Riotous conduct to the prejudice of good order and military discipline."

SPECIFICATION 2d—In this, that Marshall Iglehart, a Private of Co. H, 1st U. S. V. V., did engage with one Louis L. Freeman, Co. K, 1st Regt. U. S. V. V., in fighting, in the course of which he followed said Freeman into a passenger car wherein the men of Co. K, 1st Regt. U. S. V. V. were stationed, which brought on a general disturbance in the car, followed by the breaking of windows and other appurtenances of that car, in the darkness. All this at Baltimore, Md., on or about the 6th day of January, 1866.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private Marshall Iglehart, Co. H, 1st Regt. U. S. V. V., to forfeit to the United States all pay and allowances that are now, or may become due him, and to be dishonorably discharged the service of the United States.

4th. CAPTAIN PAUL HARTLEY, Co. H, 1st U. S. V. V.
CHARGE 1st—"Disobedience of orders."

SPECIFICATION 1st—In this, that he, the said Captain Paul Hartley, Commanding Co. H, 1st Regt. U. S. Vet. Vols., did, after having received orders from the commanding officer of his regiment, Colonel Charles Bird, not to march a detachment of troops ordered on duty in the District of West Virginia, to the depot in the city of Baltimore, until such time as he, Capt. Hartley, commanding the detachment by virtue of being the senior officer present with the detachment, should receive his transportation and orders to move, disobey these orders, and did move his detachment to the depot, thereby causing the troops to wait at said depot for upward of six hours, greatly to the discomfort of the men. All this at Fort McHenry, Md., on the 6th day of January, 1866.

CHARGE 2d—"Neglect of duty, to the prejudice of good order and military discipline."

SPECIFICATION 2d—In this, that he, the said Capt. Paul Hartley, Commanding Co. H, 1st U. S. V. V., after having been placed in command of a detachment of troops of the 1st Regt. U. S. V. V., ordered to duty in the District of West Virginia, and having marched the detachment to the depot, preparatory to taking transportation to Harper's Ferry, Va., did absent himself from his detachment and company, and remain absent therefrom until shortly before the detachment left the city, thus grossly neglecting his duty as commanding officer, and leaving the troops free to commit various excesses and engage in riotous proceedings.

All this at the City of Baltimore, on or about the 6th day of January, 1866, between the hours of 3 o'clock P. M. and 9 o'clock P. M.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Captain Paul Hartley, 1st U. S. V. V., "to make good from his pay to the Baltimore and Ohio Rail Road the sum of eighteen dollars and seventy-five cents, being the amount of damages done by the men of his detachment, and to be cashiered the service of the United States."

5. JAMES SMITH, Private Co. I, 7th U. S. V. V.

CHARGE—"Absence without leave."

SPECIFICATION—That he, Private James Smith, Co. I, 7th U. S. V. V., did leave his company, without proper authority; on the 6th day of December, 1865, and did remain absent until the 28th day of December, 1865. This at Camp Crossman, Schuylkill Arsenal, Philadelphia, Pa.

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, the said Private James Smith, Co. I, 7th Regt. U. S. V. V., to forfeit to the United States fifteen (15) dollars per month of his monthly pay for two months.

6th. EDWARD MCPAUL, Private Co. A, 1st U. S. V. V.

CHARGE—"Absence without leave."

SPECIFICATION 1st—In this, that he, Private Edward McPaul, Co. A, 1st Regt. U. S. V. V., was absent from his company and regiment without permission from proper authority, from the 2d day of February, 1866, until the 5th of February, 1866. This at Fort Marshall, near Baltimore, Md., on or about the 5th day of February, 1866.

SPECIFICATION 2d—In this, that he, the said Private Edward McPaul, Co. A, 1st U. S. Vet. Vola., was absent from his company and regiment, without permission from proper authority, from the evening of the 5th of Feb., 1866, to the night of the 8th day of February, 1866. This at Fort Marshall, near Baltimore, Md., on or about the 8th day of February 1866.

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, the said Private Edward McPaul, Co. A, 1st Regt. U. S. V. V., to forfeit to the United States fifteen (15) dollars per month of his monthly pay for two months.

7th. PATRICK O'BRIEN, Private Co. B, 8th U. S. Infantry

CHARGE 1st—"Conduct prejudicial to good order and military discipline."

SPECIFICATION 1st—In this, that he, Private Patrick O'Brien, Co. B, 8th U. S. Infantry, did not return to his quarters at the beating of "Tattoo," but did absent himself therefrom, without proper authority for so doing.

This at Harper's Ferry, West Virginia, on or about the 6th day of February, 1866.

SPECIFICATION 2d—In this, that he, Private Patrick O'Brien, Co. B, 8th U. S. Infantry, being absent from his quarters after "Tattoo," without authority, did, when ordered by his commanding officer to accompany a guard to the guard-house, resist said guard with violence.

All this at Harper's Ferry, West Virginia, on or about the 9th day of February, 1866.

SPECIFICATION 3d—In this, that he, the said Patrick O'Brien, Private Co. B, 8th U. S. Infantry, did strike Corporal Patrick Conner, Co. B, 8th U. S. Infantry, when he, the said Conner, was in the execution of his duty, and in charge of a guard endeavoring to arrest the said O'Brien, by order of the commanding officer of the Post of Harper's Ferry.

All this at Harper's Ferry, West Virginia, on or about the 9th day of February, 1866.

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, the said Private Patrick O'Brien, Co. B, 8th U. S. Infantry, to forfeit to the United States fifteen dollars per month of his monthly pay for three months.

I. Before a General Court Martial, convened at Fort McHenry, Maryland, pursuant to Special Orders, No. 6, Headquarters District of Baltimore, Baltimore, Md., January 8th, 1866, and of which Major L. R. STEGMAN was President, was arraigned and tried :

1. GARRETT FITZGERALD, Private Co. G, 1st U. S. V. V.

CHARGE—"Conduct prejudicial to good order and military discipline."

SPECIFICATION—In this, that he, Private Garrett Fitzgerald, Co. G, 1st U. S. V. V., when ordered by the First Sergeant of his company, to go to bed and keep himself quiet, after Taps, did continue to be noisy, and made use of the following words, viz: "Captain Farr, the damned son of a bitch. I'll make him shine, the damned son of a whore."

This at Fort McHenry, Md., on the 20th day of January, 1866.

PLEA—"Not Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, Private Garrett Fitzgerald, Co. G, 1st Regt. U. S. Vet. Vols., to be confined at hard labor at this Post for the remainder of the term of his enlistment.

The proceedings, findings and sentences in the foregoing cases having been submitted to the Major General Commanding, the following are the orders thereon:—

In the cases of Privates DAVID GINTHER, Co. E, 7th U. S. V. V., JAMES SMITH, Co. I, 7th U. S. V. V., EDWARD MCPAUL, Co. A, 1st U. S. V. V., PATRICK O'BRIEN, 8th U. S. Infantry, and GARRETT FITZGERALD, Co. G, 1st U. S. V. V., the proceedings, findings and sentences are approved and confirmed, and will be duly executed.

In the cases of Private MARSHALL IGLEHART, Co. H, 1st U. S. V. V., and Private LOUIS L. FREEMAN, Co. K, 1st U. S. V. V., the proceedings, findings and sentences are approved and confirmed, and will be duly executed. So much of the sentences as direct "to be dishonorably discharged the service of the United States" is remitted.

The proceedings, findings and so much of the sentence as directs "to be cashiered the service of the United States," in the case of Capt. PAUL HARTLEY, 1st U. S. Vet. Vols., are approved and confirmed, and will be duly executed. The remaining portion of the sentence is disapproved.

The Commanding General having enforced by order a summary reparation for the damages done, renders unnecessary that portion of the sentence which is disapproved.

Capt. PAUL HARTLEY, 1st U. S. V. V., ceases to be an officer in the service of the United States, from this date.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

W. S. Hancock
A. D. G.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD. February 27, 1866.

GENERAL ORDERS, }
No. 8. }

Before a General Court Martial, convened at Fort McHenry, Maryland, pursuant to Special Orders Number 6, Head Quarters District of Baltimore, Baltimore, Md., January 8th, 1866, and of which Major L. R. STEGMAN, 1st U. S. Vet. Vols, was President, was arraigned and tried:

GEORGE W. MURPHY, Private Co. F, 1st U. S. V. V.

CHARGE 1st.—“Conduct to the prejudice of good order and military discipline.”

SPECIFICATION 1st—In this, that he, Private George W. Murphy, Co. F, 1st U. S. Vet. Vols., having been duly enlisted into the military service of the United States, did feloniously take and carry away one blank check, being the personal goods of another, to wit: E. H. C. Hooper Major and additional Paymaster U. S. A.

All this at Baltimore, Md., on or about November 7th, 1865.

SPECIFICATION 2d—In this, that he, Private George W. Murphy, Co. F, 1st U. S. Vet. Vols., having been duly enlisted into the service of the United States, did fill up one blank check of the Depository of the United States at Baltimore, Md., for the amount of five hundred and ten dollars and seventy cents, and forge the name of E. H. C. Hooper, Major and additional Paymaster U. S. A. to said check, and did present, or assist in presenting said check, so filled up and forged, to one E. Braffman, of the city of Baltimore, Md.

All this in the city of Baltimore, Md., on or about the 7th of November, 1865.

PLEA.—“Not Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Private George W. Murphy, Co. F, 1st Regt. U. S. Vet. Vols., to forfeit all pay and allowances now due or will become due him, and all bounties now due or shall become due him, to be confined at hard labor at such Penitentiary as the Commanding General may direct, for the period of one year, and at the expiration of his term of service, to be dishonourably discharged the service of the United States.

The proceedings, findings and sentence in the foregoing case having been submitted to the Major General Commanding, the following is the order thereon:—

In the case of Privat GEORGE W. MURPHY, Co. F, 1st U. S. Vet. Vols., the proceedings, findings and sentence are approved and confirmed, and will be duly executed. Auburn Penitentiary, at Auburn, New York, is designated as the place of confinement, to which place the prisoner will be sent without delay, under charge of a suitable guard. The Quartermaster's Department will furnish the necessary transportation.

The General Court Martial of which Major L. R. STEGMAN, 1st U. S. V. V., is President, is hereby dissolved.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

HEADQUARTERS UNITED STATES ARMY

OFFICE OF THE ADJUTANT GENERAL

WASHINGTON, D. C.

ADJUTANT GENERAL'S OFFICE



ADJUTANT GENERAL'S OFFICE

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT,

BALTIMORE, MD. March 6, 1866.

GENERAL ORDERS, }
No. 9. }

Before a General Court Martial, convened at Baltimore, Maryland, pursuant to Special Orders Number 7, Head Quarters Middle Military Department Baltimore, Md., January 10th, 1866, and of which Bvt. Lt. Col. JOHN HANCOCK, A. A. G., U. S. Vols., was President, were arraigned and tried:

1. THOMAS MAHONY, Private Co. H, 1st U. S. V. V.

CHARGE 1st.—“Conduct to the prejudice of good order and military discipline.”

SPECIFICATION 1st—In this, that he, Private Thomas Mahony, Co. H, 1st U. S. Vet. Vols., did while awaiting transportation at the Baltimore and Ohio Railroad depot, in the city of Baltimore, engage in riotous conduct to the prejudice of the service, and the peace and safety of the place.

All this at Baltimore, Md., on or about the 6th day of January, 1866.

SPECIFICATION 2d—In this, that he, Private Thomas Mahony, Co. H, 1st U. S. Vet. Vols., after having been placed in the cars at the depot of the Baltimore and Ohio Railroad, in the city of Baltimore, did attempt to leave said cars without orders, armed with his rifle, with the avowed intention of using said rifle in fighting some men of another company.

All this at Baltimore, Md., on or about the 6th day of January, 1866.

SPECIFICATION 3d—In this, that he, Private Thomas Mahony, Co. H, 1st U. S. Vet. Vols., did offer violence to Sergt. D. S. Clark, 1st U. S. Vet. Vols., while he, said Clark, was in the execution of his duty. All this at the depot of the Baltimore and Ohio Railroad, in Baltimore, Md., on or about the 6th day of January, 1866.

SPECIFICATION 4th—In this, that he, Private Thomas Mahony, Co. H, 1st U. S. Vet. Vols., did strike with the butt of his rifle Sergt. C. Volner, Co. H, 1st U. S. Vet. Vols., when he, the said Volner, was in the execution of his duty. All this at or near Baltimore, Md., on or about the 6th of January, 1866.

CHARGE 2d.—“Disobedience of orders.”

SPECIFICATION—In this, that he, Private Thomas Mahony, Co. H, 1st U. S. Vet. Vols., having left the railroad car at the depot of the Baltimore and Ohio Railroad, in Baltimore, Md., without permission, did, when ordered by Sergeant C. Volner, of his company and regiment, to return to said car, positively refuse to obey said order.

All this at or near Baltimore, Md., on or about the 6th day of January, 1866.

PLEA.—“Not Guilty.”

FINDING:—

- Of the 1st Specification of the 1st Charge, “Guilty.”
- Of the 2d Specification of the 1st Charge, “Not Guilty.”
- Of the 3d Specification of the 1st Charge, “Not Guilty.”
- Of the 4th Specification of the 1st Charge, “Not Guilty.”
- Of the 1st Charge, “Guilty.”
- Of the Specification of the 2d Charge, “Not Guilty.”
- Of the 2d Charge, “Not Guilty.”

And the Court does therefore sentence him, the said Private Thomas Mahony, Co. H, 1st U. S. V. V., to forfeit to the United States fifteen (15) dollars per month of his monthly pay for two months.

2. GEORGE HARTMAN, alias Harz, Private Co. C, 14th U. S. Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, the said Private George Hartman, Company C, 14th U. S. Infantry, to forfeit to the United States fifteen (15) dollars per month of his monthly pay for six months, and to be confined at hard labor at such place as the Commanding General may direct for three months.

3. JOHN SCHNEIDER, Private Co. E, 8th U. S. Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, the said Private John Schneider, Co. E, 8th U. S. Infantry, to forfeit to the United States fifteen dollars per month of his monthly pay for six months, and to be confined at hard labor at such place as the Commanding General shall designate for the period of three months.

4th. AXEL GERNER, Private Co. E, 8th U. S. Infantry.

CHARGE—"Desertion."

SPECIFICATION—In this, that he, Private Axel Gerner, Co. E, 8th U. S. Infantry, having been granted a sick furlough for fifteen days, commencing on or about October 14th, 1865, did, after taking advantage of said furlough, fail to report himself at its expiration, and did remain absent from his regiment until returned to it under guard, on or about the 20th day of January, 1866.

This at or near Hancock Barracks, Baltimore, Md., on or about the date specified.

PLEA—"Not Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, the said Private Axel Gerner, Co. E, 8th U. S. Infy., to forfeit to the United States fifteen (15) dollars per month of his monthly pay for three months, and to be confined at hard labor at such place as the Commanding General may direct for the period of one month.

5. GUNNELL JACKSON, 17th Co., 2d Battalion V. R. C.

CHARGE, "Desertion."

SPECIFICATION—That Private Gunnell Jackson, 17th Co., 2d Battalion Veteran Reserve Corps, having been duly enlisted into the service of the United States, did desert the same at Jarvis U. S. A. General Hospital, Baltimore, Maryland, on or about the 16th day of June, 1865, and did remain absent without authority until on or about the 26th day of October, 1865, when, in obedience to instructions from the War Department, he was arrested in Milwaukee, Wisconsin, and returned under guard to his command.

PLEA—"Not Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, the said Private Gunnell Jackson, 17th Co., 2d Battalion Vet. Res. Corps, to be dishonorably discharged the service of the United States with loss of all pay that now is or may become due him.

6. MICHAEL SEIBERT, Private Co. E, 7th U. S. V. Y.

CHARGE—"Absence without leave."

SPECIFICATION.—In this, that Private Michael Siebert, Co. E, 7th Regt. U. S. V. V., did absent himself without proper authority from his company and regiment, on or about the 21st day of November, 1865, and did remain so absent until the 31st day of December, 1865, when he voluntarily returned. All this at or near Philadelphia, Pa., on or about the date specified.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private Michael Siebert, Co. E, 7th U. S. V. V., to forfeit to the United States fifteen (15) dollars of his monthly pay per month for two months.

7. JAMES B. SMITH, Co. B, 8th U. S. Infantry.

CHARGE. "Desertion."

SPECIFICATION.—In this, that he, James B. Smith, a private of Co. B, 8th U. S. Infantry, being duly enlisted into the U. S. service, did desert his company and regiment in Baltimore city, on or about the 11th day of January, 1866, and did remain absent until arrested and brought back, on or about the 20th day of January, 1866.

All this in Baltimore city, Md., on or about the date specified.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private James B. Smith, Co. B, 8th U. S. Infy., to forfeit to the United States fifteen (15) dollars of his monthly pay per month for four months, and to be confined at hard labor upon such government works as the Commanding General may direct for four months.

8. ROBERT S. DAME, 2d Lieut. Co. D, 1st U. S. V. V.

CHARGE 1st.—"Absence without leave."

SPECIFICATION.—In this that he, Robert S. Dame, 2d Lieut. Co. D, 1st Regt. U. S. V. V., being on leave of absence, terminating on the 13th day of January, 1866, did fail to report for duty with his company, then at Fort McHenry, Md., at the expiration of said leave, and did remain absent until delivered up as a prisoner at Portsmouth, N. H., on or about the 1st day of February, 1866.

All this at or near Fort McHenry, Md., and Portsmouth, N. H., on or about the date specified.

CHARGE 2d.—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION.—In this, that he, the said 2d Lt. Robert S. Dame, Co. D, 1st Regt. U. S. V. V., being absent from his company and regiment without leave, did tender his resignation as 2d Lieutenant Co. D, 1st Regt. U. S. V. V. All this at or near Portsmouth, N. H., on or about the 19th day of January, 1866.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said 2d Lieut. Robert S. Dame, Co. D, 1st Regt. U. S. V. V., to be dishonorably discharged the service of the United States, with loss of all pay and allowances that now are or may become due him.

The proceedings, findings and sentences, in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

In the cases of Privates AXEL GERNER, Co. E, 8th U. S. Infantry, JAMES B. SMITH, Co. B, 8th U. S. Infantry, JOHN SCHNEIDER, Co. E, 8th U. S. Infantry, and GEORGE HARTMAN, Company C, 2d Battalion 14th U. S. Infantry. The proceedings, findings and sentences are approved and confirmed, and will be duly executed. Fort Delaware, Del., is designated as the place of confinement, to which place the prisoners will be sent without delay. The Qr. Master's Department will furnish the necessary transportation.

In the cases of Privates THOMAS MAHONEY, Co. II, 1st U. S. V. V., MICHAEL SIEBERT, Co. E, 7th U. S. V. V., GUNNEL JACKSON, 17th Co., 2d Battalion, V. R. C., and 2d Lieut. ROBERT S. DAME, 1st Regt. U. S. V. V., the proceedings, findings and sentences are approved and confirmed, and will be duly executed.

2d Lieut. ROBERT S. DAME, 1st U. S. V. V., ceases to be an officer in the service of the United States from this date.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

Adam E. King
A. D. C.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT

BALTIMORE, MD., March 21, 1866.

GENERAL ORDERS, } No. 10. }

Before a General Court Martial, convened at Harrisburg, Pa, pursuant to Special Orders Number 48, Head Quarters Middle Military Department Baltimore, Md., March 5th, 1866, and of which Bvt. Lt. Col. JOHN HANCOCK, A. A. G., U. S. Vols., was President, were arraigned and tried:

1. PATRICK CONWAY, Co. F, 7th U. S. Vet. Vols.

CHARGE—"Desertion."

SPECIFICATION—In this that he, Private Patrick Conway, Co. F, 7th U. S. V. V., did, after having been duly enlisted into the service of the United States, desert the same on or about the 18th day of December, 1865 and so remained absent until the 26th day of December, 1865, when he was apprehended at his home in Philadelphia, Pa., and returned to his company under guard.

All this at Philadelphia, Pa., on or about the 18th day of December, 1865.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private Patrick Conway, Co. F, 7th U. S. Vet. Vols., to forfeit to the United States fifteen (15) dollars per month of his monthly pay for four months, and be confined with ball and chain for one month.

2. JOHN CONWAY, Private Co. F, 7th U. S. Vet. Vols.

CHARGE—"Absence without leave."

SPECIFICATION—In this that he, Private John Conway, Co. F, 7th U. S. Vet. Vols., did, after having been duly mustered into the United States service, absent himself from his company and regiment, on or about the 18th day of December, 1865, and so remained absent until the 26th day of December, 1865, when he returned to his company of his own accord.

All this at Philadelphia, Pa., on or about the 18th day of December, 1865.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private John Conway, Company F, 7th Regt. U. S. V. V., to forfeit to the United States Government four (4) months pay.

3. JAMES E. JOURDAIN, Private Co. A, 7th U. S. V. V.

CHARGE—"Desertion."

SPECIFICATION—In this that he, Private James E. Jourdain, Co. A, 7th U. S. Vet. Vols., having been duly enlisted into the service of the United States, did desert the same on or about the 30th day of December, 1865, and did not return until arrested on the 1st of March, 1866. All this at Fort Mifflin, Pa.

PLEA.—"Not Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private James E. Jourdain, Co. A, 7th U. S. V. V., to forfeit all pay and allowances now due, or may become due him, and be confined at hard labor at such place as the Commanding General may direct, until the expiration of his term of service, and then be dishonorably discharged the service.

Before a General Court Martial convened at Fort McHenry, Md., pursuant to Special Orders No. 48, Headquarters Middle Military Department, Baltimore, Maryland, March 5th, 1865, and of which Brevet Col. JOSEPH ROBERTS, 4th Artillery, is President, was arraigned and tried:

WILLIAM HARRIS, Private Co. M, 4th U. S. Artillery.

CHARGE—"Violation of the 38th Article of War."

SPECIFICATION—In this that he, Private William Harris, Co. M, 4th U. S. Artillery, did, on or about the 20th of January, 1865, sell or otherwise dispose of one great-coat, (infantry) and on or about the 24th day of January, 1866, did sell or otherwise dispose of one great-coat (cavalry) and one blanket (woolen).

This at Fort McHenry, Md., on or about the dates above specified.

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private William Harris, Co. M, 4th U. S. Artillery, to forfeit to the United States seven (7) dollars per month of his monthly pay for five (5) months, and be confined at hard labor for two (2) months.

The proceedings, findings and sentences, in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

In the case of Private PATRICK CONWAY, Co. F, 7th U. S. V. V., the proceedings, findings and sentence are approved and confirmed, and will be duly executed. So much of the sentence as directs, "to be confined with ball and chain for one month," is remitted.

In the case of Private JOHN CONWAY, Co. F, 7th U. S. V. V., the proceedings, findings and sentence are approved and confirmed, and will be duly executed.

In the cases of Privates JAMES E. JOURDAIN, Co. A, 7th U. S. Vet. Vols., and WILLIAM HARRIS, Co. M, 4th U. S. Artillery, the proceedings, findings and sentences are approved and confirmed, and will be duly executed. Fort Delaware, Delaware, is designated as the place of confinement, to which place the prisoners will be sent without delay, under charge of a suitable guard. The Quartermaster's Department will furnish the necessary transportation.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

W. S. Hancock
A. D. G.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT

BALTIMORE, MD., April 6, 1866.

GENERAL ORDERS, } No. 11. }

Before a General Court Martial, convened at Harrisburg, Pa, pursuant to Special Orders Number 48, Head Quarters Middle Military Department, Baltimore, Md., March 5th, 1866, and of which Bvt. Lt. Col. JOHN HANCOCK, A. A. G., U. S. Vols., was President, were arraigned and tried:

1st. Private JOHN MCGINLEY, 2d class of the Detachment of United States Ordnance, at Alleghany Arsenal.

CHARGE—"Desertion."

SPECIFICATION—In this that he, the said Private of the 2d class, John McGinley, of the Detachment of Ordnance at the Alleghany Arsenal, did desert after tattoo roll-call on the 12th day of March, 1866, that he was apprehended about 11 o'clock P. M. on the said 12th day of March, 1866, by the police of Pittsburg, in the railroad depot, that he had a railroad ticket for Philadelphia on his person, that he was delivered at this Arsenal on the 13th day of March, 1866, and that thirty dollars reward has been paid for his apprehension.

PLEA—"Not Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, the said Private of the 2d class John McGinley, of the Detachment of United States Ordnance at Alleghany Arsenal, Pennsylvania, to forfeit to the United States fourteen (14) dollars per month of his monthly pay for six months, and be confined at hard labor under charge of guard, with a 24 pound ball and chain attached to his left leg, for three months.

2d. Private HENRY FORGUIGNON, of the Permanent Company, Cavalry Depot Pennsylvania, Carlisle Barracks, Pennsylvania.

CHARGE—"Desertion."

SPECIFICATION—In this that he, Henry Forgulgnon, a Private of the Permanent Company Cavalry Depot, Carlisle Barracks, Pennsylvania, who was duly enlisted into the service of the United States, did desert from this Post, on or about the 8th of September, 1865, and did remain absent until arrested at Philadelphia, Pennsylvania, on or about the 5th of December, 1865.

PLEA—"Not Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, the said Private Henry Forgulgnon, of the Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania, to forfeit to the United States fourteen (14) dollars per month of his monthly pay for six months, and be confined at hard labor under charge of guard for three months, with a twenty-four pound ball and chain attached to his left leg.

3d. Private FRANCIS L. SCANLON, of the Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania.

CHARGE—"Desertion."

SPECIFICATION—In this that he, Francis L. Scanlon, a Private of the Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania, who was duly enlisted into the Army of the United States, did desert from this Post on or about the 8th of April, 1865, and

did remain absent until arrested at New York, N. Y., on or about the 15th of January, 1866. Thirty dollars paid for his apprehension.

PLEA.—“Not Guilty.”

FINDING.—“Guilty,” with the exception of the words “arrested at New York, N. Y.,” and “Thirty dollars reward paid for his apprehension.”

And the Court does therefore sentence him, the said Private Francis L. Scanlon, of the Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania, to forfeit to the United States fourteen (14) dollars of his monthly pay per month for eight months, and be confined at hard labor for the same period, at such place as the Commanding General may direct.

Before a General Court Martial convened at Fort McHenry, Md., pursuant to Special Orders No. 48, Headquarters Middle Military Department, Baltimore, Maryland, March 5th, 1866, and of which Brevet Col. JOSEPH ROBERTS, 4th Artillery, is President, were arraigned and tried:

1st. Corporal JOHN DOBSON, Company M, 4th United States Artillery.

CHARGE.—“Neglect of duty, to the prejudice of good order and military discipline.”

SPECIFICATION—In this that he, Corporal John Dobson, Company M, 4th United States Artillery, being in charge of the Garrison Guard at Fort McHenry, Maryland, on the 12th day of March, 1866, did allow Private George P. Bixler, Company I, 4th United States Artillery, a member of his Guard, to leave the same, and Private Robert S. Mathews, of the same Company, to take his place without proper authority, and did fail to report the same to the Officer of the Day, although duly notified thereof by the acting Corporal of the Guard, or other person.

All this at Fort McHenry, Maryland, on or about the date specified.

SPECIFICATION 2d—In this that he, Corporal John Dobson, Company M, 4th United States Artillery, being in charge of the Garrison Guard at Fort McHenry, Maryland, on the 12th day of March, 1866, did fail to report the desertion of a member thereof, namely, Private George P. Bixler, Company I, 4th United States Artillery, to the Officer of the Day. All this at Fort McHenry, Maryland, on or about the date specified.

PLEA.—“Not Guilty.”

FINDING.—Of the 1st Specification, “Not Guilty.”

Of the 2d Specification, “Guilty.”

Of the Charge, “Guilty.”

And the Court does therefore sentence him, the said Corporal John Dobson, Company M, 4th United States Artillery, to be reduced to the ranks, and to forfeit to the United States five (5) dollars of his pay.

2nd. Private JONAS M. HARTZELL, Company E, 8th United States Infantry.

CHARGE.—“Desertion.”

PLEA.—“Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, the said Private Jonas M. Hartzel, Company E, 8th United States Infantry, to be dishonorably discharged the service of the United States, with loss of all pay and allowances now due or that may become due him, and to be confined in such penitentiary or military prison as the Commanding General may direct, for the period of three (3) years.

3d. Private JOHN QUINN, Company G, 8th United States Infantry.

CHARGE—"Robbery."

SPECIFICATION—In this that he, Private John Quinn, Company G, 8th United States Infantry, did, with parties whose names are unknown, unlawfully and with force of arms enter upon the premises of one John Mills, Harper's Ferry, Virginia, and did then and there forcibly and feloniously take, steal, and carry away therefrom fourteen (14) dollars, more or less. All this at Harper's Ferry, Virginia, on or about the 7th day of March, 1866.

PLEA.—"Guilty," except the words "with force of arms" and "forcibly."

FINDING.—"Guilty."

And the Court does therefore sentence him, Private John Quinn, Company G, 8th United States Infantry, to be dishonorably discharged the service, with loss of all pay and allowances due him or that may become due him, and that he be confined at hard labor for one (1) year, in such penitentiary or military prison as the General Commanding the Department may direct.

4th. Private GEORGE P. BIXLER, Company I, 4th United States Artillery.

CHARGE—"Deserting Guard."

PLEA.—"Guilty."

FINDING —"Guilty."

And the Court does therefore sentence him, the said Private George P. Bixler, Company I, 4th United States Artillery, to be confined at hard labor in charge of the Guard for the period of six (6) months, with a 24 pound ball attached to his left leg by a chain six feet long.

5th. Private PATRICK J. FARLEY, Company I, 4th United States Artillery.

CHARGE 1st—"Violation of the 50th Article of War."

SPECIFICATION—In this that he, the said Private Patrick J. Farley, Company I, 4th United States Artillery, being a member of the Garrison Guard at Fort McHenry, Maryland, on or about the fourteenth day of March, 1866, having had permission to go to the rear about 1:30 P. M., did desert the said Guard, and did not return until found outside the fortifications about 5 o'clock P. M. All this at or near Fort McHenry, Maryland, on or about the date specified.

CHARGE 2d—"Violation of the 45th Article of War."

SPECIFICATION—In this that he, Private Patrick J. Farley, Company I, 4th United States Artillery, being a member of the Garrison Guard at Fort McHenry, Maryland, on the 14th day of March, 1866, did become so drunk as to be unable to perform his duty as a member of the said Guard.

All this at or near Fort McHenry, Maryland, on or about the date specified.

PLEA.—"Not Guilty."

FINDING:—"Guilty."

And the Court does therefore sentence him, Private Patrick J. Farley, Company I, 4th United States Artillery, to be confined at hard labor in charge of the Guard for six months, with a 24 pound ball attached to his left leg by a chain six feet long.

6th. Private JOHN HENDERSON, Company M, 4th United States Artillery.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, the said Private John Henderson, Company M, 4th United States Artillery, to be confined at hard labor, with a 24 pound ball attached to his left leg, by a chain six feet long, for one year, and to forfeit to the United States ten (10) dollars per month of his monthly pay per month for the same period.

The proceedings, findings and sentences, in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

In the cases of Privates JOHN MCGINLEY, 2d class Detachment of United States Ordnance, HENRY FORGUIGNON, Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania, PATRICK J. FARLEY, Company I, 4th United States Artillery, GEORGE P. BIXLER, Company I, 4th United States Artillery, and Corporal JOHN DOBSON, Company M, 4th United States Artillery, the proceedings, findings and sentences are approved and confirmed, and will be duly executed.

In the cases of Privates JONAS M. HARTZELL, Company E, 8th United States Infantry, FRANCIS L. SCANLON, of the Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania, JOHN QUINN, Company G, 8th United States Infantry, and JOHN HENDERSON, Company M, 4th United States Artillery, the proceedings, findings and sentences are approved and confirmed, and will be duly executed.

Fort Delaware, Delaware, is designated as the place of confinement to which the prisoners will be sent, under a suitable guard, without delay. The Quartermaster's Department will furnish the necessary transportation.

By Command of Major General W. S. HANCOCK

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

W. P. Wilson
L. B. C.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT

BALTIMORE, MD., April 20, 1866.

GENERAL ORDERS, }
No. 12. }

Before a General Court Martial, convened at Frankford Arsenal, Pennsylvania, pursuant to Special Orders Number 60, Head Quarters Middle Military Department, Baltimore, Md., March 31st, 1866, and of which Brevet Brigadier General C. L. KILBURN, Subsistence Department, United States Army, was President, were arraigned and tried:

1st. 21 Class Private JOHN CLOUGH, of the Frankford Arsenal Detachment of Ordnance.
CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, 21 Class Private John Clough, of the Frankford Arsenal, Detachment of Ordnance, to forfeit to the United States ten (10) dollars of his monthly pay per month for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

2d. 2d Class Private ALBERT EDGAR, of the Frankford Arsenal, Detachment of Ordnance.
CHARGE 1st—"Absence without leave."

CHARGE 2d—"Conduct to the prejudice of good order and military discipline."

CHARGE 3d—"Insubordinate Conduct, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, 2d Class Private Albert Edgar, of the Frankford Arsenal, Detachment of Ordnance, to forfeit to the United States ten (10) dollars per month of his monthly pay for two months, and to be confined at hard labor with ball and chain, under charge of the Guard, for thirty days.

3d. 2d Class Private HUGH GORMAN, of the Frankford Arsenal, Detachment of Ordnance.
CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, 2d Class Private Hugh Gorman, of the Frankford Arsenal, Detachment of Ordnance, to forfeit to the United States ten (10) dollars per month of his monthly pay for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

4th. Corporal JOSEPH WILLIMAN, of the Frankford Arsenal, Detachment of Ordnance.
CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Corporal Joseph Williman, of the Frankford Arsenal, Detachment of Ordnance, having been directed by Brevet Captain George D. Ramsey, Junior, United States Army, to proceed to Camp Cadwalader, Philadelphia, Pennsylvania, to perform certain duties, and to return to Frankford Arsenal as soon after completing them as practicable, did fail to return as directed, and did remain absent unnecessarily about five hours after completing said duties. All this at or near Frankford Arsenal, on the 28th day of March, 1866.

CHARGE 2d—"Absence without leave."

SPECIFICATION—In this that he, Corporal Joseph Williman, of the Frankford Arsenal, Detachment of Ordnance, did absent himself without leave, from the Frankford Arsenal, between the hours of half past nine o'clock on the evening of the 28th day of March, 1866, and half past one o'clock on the morning of the 29th day of March, 1866.

PLEA—To the 1st charge, "Not Guilty."

To the 2nd charge, "Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, Corporal Joseph Williman, of the Frankford Arsenal, Detachment of Ordnance, to be reduced to the grade of 2d Class Private of Ordnance, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

5th. 2d Class Private JOHN CARSON, of the Frankford Arsenal Detachment of Ordnance.
CHARGE—"Absence without leave."

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, 2d Class Private John Carson, of the Frankford Arsenal, Detachment of Ordnance, to forfeit to the United States ten (10) dollars of his monthly pay per month for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

6th. 2d Class Private GEORGE T. MARTIN, of the Frankford Arsenal Detachment of Ordnance.

CHARGE—"Absence without leave."

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, 2d Class Private George T. Martin, of the Frankford Arsenal, Detachment of Ordnance, to forfeit to the United States fifteen (15) dollars per month of his monthly pay for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

7th. 2d Class Private JOSEPH MCKALVEY, of the Frankford Arsenal, Detachment of Ordnance,

CHARGE 2d—"Absence without leave."

PLEA.—"Guilty."

FINDING.—"Guilty."

And the Court does therefore sentence him, 2d Class Private Joseph McKalvey, of the Frankford Arsenal, Detachment of Ordnance, to forfeit to the United States eight (8) dollars per month of his monthly pay for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

8th. 2d Class Private JAMES SHIELDS, of the Frankford Arsenal, Detachment of Ordnance.

CHARGE—"Absence without leave."

PLEA.—"Guilty."

FINDING:—"Guilty."

And the Court does therefore sentence him, 2d Class Private James Shields, of the Frankford Arsenal Detachment of Ordnance, to forfeit to the United States ten (10) dollars of his monthly pay per month for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

9th. 2d Class Private RICHARD SMITH, of the Frankford Arsenal Detachment of Ordnance.
CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, 2d Class Private Richard Smith, of the Frankford Arsenal Detachment of Ordnance, to forfeit to the United States ten (10) dollars of his monthly pay per month for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

10th. 2d Class Private WILLIAM H. MARTIN, of the Frankford Arsenal, Detachment of Ordnance.

CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, 2d Class Private William H. Martin, of the Frankford Arsenal, Detachment of Ordnance, to forfeit to the United States fifteen (15) dollars per month of his monthly pay for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

11th. 2d Class Private CHARLES HOLMES, of the Frankford Arsenal Detachment of Ordnance.

CHARGE 1st—"Absence without leave."

SPECIFICATION—In this that he, 2d Class Private Charles Holmes, of the Frankford Arsenal, Detachment of Ordnance, did absent himself without leave, from the Post of Frankford Arsenal, between the hours of seven A. M. on the 10th day of March, 1866, and half past seven P. M. on the 10th day of March, 1866.

PLEA—"Not Guilty."

FINDING—Of the Specification, "Guilty," except the words "seven A. M.," and substituting the words "eleven A. M."

Of the Charge, "Guilty."

And the Court does therefore sentence him, 2d Class Private Charles Holmes, of the Frankford Arsenal, Detachment of Ordnance, to forfeit to the United States eight (8) dollars per month of his monthly pay for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

12th. 2d Class Private WILLIAM BURROWS, of the Frankford Arsenal, Detachment of Ordnance.

CHARGE 2d—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, 2d Class Private William Burrows, of the Frankford Arsenal, Detachment of Ordnance, to forfeit to the United States ten (10) dollars of his monthly pay per month for one month, and to be confined to the limits of Frankford Arsenal for one month, subject to all duty during that period.

13th. 2d Class Private SAMUEL GETTY, of the Frankford Arsenal Detachment of Ordnance.

CHARGE 1st—"Absence without leave."

CHARGE 2nd—"Desertion."

SPECIFICATION—In this that he, 2d Class Private Samuel Getty, of the Frankford Arsenal Detachment of Ordnance, being a prisoner under charges, awaiting the assembling of a

General Court Martial, did desert from the service of the United States, by escaping from the Guard at Frankford Arsenal, Pennsylvania, on or about the hour of three P. M., on the 1st day of April, 1866, and did remain absent from the said service until apprehended and delivered up as a prisoner at Frankford Arsenal, Pennsylvania, on or about the hour of half past nine P. M. on the 1st day of April, 1866.

PLEA—To the 1st charge, "Guilty."

To the 2d charge, "Not Guilty."

FINDING—Of the 1st Charge, "Guilty."

Of the Specification of the 2d Charge, "Guilty," except the words "desert," substituting the words "absent himself."

Of the 2d Charge "Not Guilty," but guilty of absence without leave.

And the Court does therefore sentence him, 2d Class Private Samuel Gatty, of the Frankford Arsenal Detachment of Ordnance, to reimburse the United States for all expenses incurred in his apprehension, to forfeit one half of his monthly pay for three (3) months, and to be confined at hard labor at Fort Delaware or such other point as the Commanding General may direct.

14th. 1st Class Private WILLIAM H. KING, of the Frankford Arsenal Detachment of Ordnance.

CHARGE 1st—"Absence without leave."

CHARGE 2d—"Disobedience of orders."

CHARGE 3d—"Desertion."

PLEA—To the 1st Charge, "Guilty."

To the 2d Charge, "Guilty."

To the 3d Charge, "Not Guilty"

FINDING—Of the 1st Charge, "Guilty."

Of the 2d Charge, "Guilty."

Of the Specification of the 3d Charge, "Guilty," except the word "Desert," substituting therefor the words "absent himself."

Of the 3d Charge, "Not Guilty," but guilty of "Absence without leave."

And the Court does therefore sentence him, 1st Class Private William H. King, of the Frankford Arsenal, Detachment of Ordnance, to be reduced to the grade of 2d Class Private of Ordnance, to reimburse the United States for all expenses incurred in his apprehension, to forfeit nine (9) dollars of his monthly pay per month for six months, and to be confined for six months at hard labor at Fort Delaware, or such other point as the Commanding General may direct.

II. Before a General Court Martial, convened at Carlisle Barracks, Carlisle, Pa., pursuant to Special Orders Number 48 and 70, current series from Head Quarters Middle Military Department, Baltimore, Maryland, March 5th and April 3d, 1866, and of which Brevet Colonel W. B. ROYALL, 5th United States Cavalry, was President, were arraigned and tried:

1st. Corporal JAMES J. DEFORREST, of the Permanent Party, Carlisle Barracks.

CHARGE—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Corporal James J. DeForrest, while in charge of the Guard at Carlisle Barracks, Pennsylvania, did place upon a ring for punishment in front of the Guard-House, in charge of Sentinel Number 1, six general prisoners, without authority, and contrary to the custom of the Post, and keep them walking until two of the prisoners escaped.

All this at Carlisle Barracks, on or about the 27th day of March, 1866, between the hours of 2 and 4 o'clock A. M.

PLEA—To the Charge, "Guilty."

To the Specification, "Guilty," except the word "until."

FINDING—"Guilty."

And the Court does therefore sentence him, Corporal James J. DeForrest, of the Permanent Company, Carlisle Barracks, Pennsylvania, to be reduced to the ranks.

2d. GEORGE W. STEPHENS, a Recruit of the mounted service.

CHARGE—"Desertion."

SPECIFICATION—In this that he, George W. Stephens, a Recruit of the mounted service, who was duly enlisted into the service of the United States, on February 7th, 1866, did desert from the Post on or about the 20th day of February, 1866, and did remain absent until arrested at Philadelphia, Pennsylvania, on or about the 29th day of March, 1866. Thirty dollars reward paid for his apprehension. All this at Carlisle Barracks, Pennsylvania, on or about the 29th day of March, 1866.

PLEA—To the charge, "Not Guilty."

To the Specification, "Not Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, George W. Stephens, Recruit of the mounted service, to forfeit to the United States fourteen (14) dollars per month of his monthly pay for six months, and to be confined at hard labor with a twelve pound ball and chain for six (6) months.

3d. WILLIAM MOORE, a Recruit of the General Mounted Service.

CHARGE—"Desertion."

SPECIFICATION—In this that he, William Moore, a Recruit of the General Mounted Service, Cavalry Depot, Carlisle Barracks, Pennsylvania, who was duly enlisted into the service of the United States, did desert from said Post on or about the 7th day of February, 1866, and did remain absent until arrested at Philadelphia, Pennsylvania, on or about the 23d day of March, 1866. Thirty dollars paid for his apprehension. All this at Carlisle Barracks, Pennsylvania, on or about the 7th day of February, 1866.

PLEA—To the Charge, "Not Guilty."

To the Specification, "Not Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, William Moore, Recruit of the General Mounted Service, Cavalry Depot, Carlisle Barracks, Pennsylvania, to forfeit to the United States fourteen (14) dollars per month of his monthly pay for six months, and to be confined at hard labor with a twelve-pound ball and chain for six months.

4th. EDWARD A. ST. CLAIR, Private of the Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania.

CHARGE—"Desertion."

SPECIFICATION—In this that he, Edward A. St. Clair, a Private of the Permanent Company Cavalry Depot, Carlisle Barracks, Pennsylvania, having been duly enlisted into the service of the United States December 20th, 1864, did desert from said Post on or about the 17th day of June, 1865, and did remain absent until arrested at Philadelphia, Pennsylvania, on or about the 27th day of March, 1866. Thirty dollars reward paid for his apprehension. All this at Carlisle Barracks, Pennsylvania, on or about the 17th day of June, 1865.

PLEA—To the Charge, "Not Guilty."

To the Specification "Not Guilty."

FINDING:—"Guilty."

And the Court does therefore sentence him, Edward A. St. Clair, a Private of the Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania, to forfeit to the United States fourteen (14) dollars per month of his monthly pay for twelve months, and to be confined at hard labor with ball and chain (weighing not less than twelve pounds) for twelve months.

III. Before a General Court Martial convened at Fort McHenry, Md., pursuant to Special Orders No. 48, Headquarters Middle Military Department, Baltimore, Maryland, March 5th, 1866, and of which Brevet Col. JOSEPH ROBERTS, 4th Artillery, is President, were arraigned and tried:

1st. Private JOHN HENDERSON, Company M, 4th United States Artillery.

CHARGE—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Private John Henderson, Company M, 4th United States Artillery, did, in concert with other prisoners, force the bars of the prison-room in which he was confined, and make his escape. All this at Fort McHenry, on or about the night of March 19th, 1866.

PLEA—Of the Specification, "Guilty," except the words "did in concert with other prisoners force the bars."

Of the Charge, "Not Guilty."

FINDING—Of the Specification, "Guilty," except the words "did in concert with other prisoners force the bars."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Private John Henderson, Company M, 4th United States Artillery, to forfeit to the United States five (5) dollars per month of his monthly pay for two months.

2d. Private JAMES GILLESPIE, Company I, 4th United States Artillery.

CHARGE—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Private James Gillespie, Company I, 4th United States Artillery, did, in concert with other prisoners, force the bars of the prison room in which he was confined and make his escape. All this at Fort McHenry, Maryland, on or about the night of March 19th, 1866.

PLEA—To the Specification, "Guilty," except the words "did in concert with other prisoners force the bars."

To the Charge, "Guilty."

FINDING—Of the Specification, "Guilty," except the words, "did in concert with other prisoners force the bars."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Private James Gillespie, Company I, 4th United States Artillery, to forfeit to the United States five (5) dollars of his monthly pay per month for two months.

IV. Before a General Court Martial, convened at Harrisburg, Pennsylvania, pursuant to Special Orders Number 48, Head Quarters Middle Military Department, Baltimore, Maryland, March 5th, 1866, and of which Brevet Lieutenant Colonel JOHN HANCOCK, Assistant Adjutant General, United States Volunteers, was President, were arraigned and tried:

1st. 2d Class Private JAMES COYLE, of the Detachment of United States Ordnance, at Alleghany Arsenal.

CHARGE—"Desertion."

SPECIFICATION—In this that he, 2d Class Private James Coyle, of the Detachment of United States Ordnance, at the Alleghany Arsenal, Pennsylvania, did desert from said Arsenal on the 13th day of March, A. D. 1866, and did remain absent therefrom until the 22d day of March, 1866, when he was brought back by a Guard of the Detachment of United States Ordnance at Frankford Arsenal, Pennsylvania. Thirty dollars reward has been paid for his apprehension and delivery at Frankford Arsenal.

PLEA—To the Charge, "Not Guilty."

To the Specification "Not Guilty."

FINDING—"Guilty."

And the Court does therefore sentence him, 2d Class Private James Coyle, of the Detachment of United States Ordnance, at Alleghany Arsenal, Pennsylvania, to forfeit to the United States fourteen (14) dollars of his monthly pay per month for four months, and to be confined at hard labor for the same period, with a twenty-four pound ball and chain attached to his left leg.

The proceedings, findings and sentences, in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

In the cases of 2d Class Private ALBERT EDGAR, CHARLES HOLMES, WILLIAM BURROWS, WILLIAM H. MARTIN, JAMES SHIELDS, GEORGE T. MARTIN, JOHN CARSON, HUGH GORMAN, JOHN CLOUGH, JOSEPH MCKALVEY, RICHARD SMITH, and Corporal JOSEPH WILLIAMS, of the Frankford Arsenal Detachment of Ordnance, Corporal JAMES DEFORREST, of the Permanent Company, Carlisle Barracks, Pennsylvania, Private JOHN HENDERSON, Company M, 4th United States Artillery, and JAMES GILLSEPIE, Company I, 4th United States Artillery, the proceedings, findings and sentences are approved and confirmed, and will be duly executed.

In the cases of 1st Class Private WILLIAM H. KING and 2d Class Private SAMUEL GETTY, of the Frankford Arsenal Detachment of Ordnance, the proceedings, findings and sentences are approved and confirmed, and will be duly executed. Frankford Arsenal, Philadelphia, Pennsylvania, is designated as the place of confinement.

In the case of 2d Class Private JAMES COYLE, Detachment of United States Ordnance, at Alleghany Arsenal, Pennsylvania, the proceedings, findings and sentence are approved and confirmed, and will be duly executed. Fort Delaware, Delaware, is designated as the place of confinement.

In the cases of GEORGE W. STEPHENS, Recruit of the Mounted Service, WILLIAM MOORE, of the General Mounted Service, and Private EDWARD A. ST. CLAIR, of the Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania, the proceedings, findings and sentences are approved and confirmed, and will be duly executed. Carlisle Barracks, Pennsylvania, is designated as the place of confinement.

In the cases of 2d Class Private ALBERT EDGAR, of the Frankford Arsenal Detachment of Ordnance, JAMES COYLE, of the Detachment of United States Ordnance at Alleghany Arsenal, Pennsylvania, WILLIAM MOORE, Recruit of the General Mounted Service, Cavalry Depot, Carlisle Barracks, Pennsylvania, GEORGE W. STEPHENS, Recruit of the mounted service, and Private EDWARD A. ST. CLAIR, of the Permanent Company, Cavalry Depot, Carlisle Barracks, Pennsylvania, so much of the sentence as directs the hard labor to be performed with ball and chain is hereby remitted. The Quartermaster's Department will furnish the necessary transportation.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

M. C. Wilson
A. D. C.

1870
The following is a list of the names of the persons who were present at the meeting of the Board of Directors of the Bank of the City of New York, held on the 10th day of January, 1870.

John A. Dix, President
John B. Allen, Vice President
John C. Smith, Secretary
John D. Jones, Treasurer
John E. Brown, Cashier

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W. A. Hancock

ADAM S. BROWN

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT.

BALTIMORE, Md., May 29th, 1866.

GENERAL ORDERS, }
No. 13.

Before a General Court Martial convened at Fort M'Henry, Md., pursuant to Special Orders Number 17, Headquarters Middle Military Department, Baltimore, Maryland, May 8th, 1866, and of which Brigadier Colonel JOSEPH ROBERTS, 4th United States Artillery, was President, were arraigned and tried:

1st. Private WILLIAM YERGHE, Company E, 8th United States Infantry.

CHARGE 1st.—“Neglect of duty, to the prejudice of good order and military discipline.”

SPECIFICATION—In this that he, Private William Yerghe, Company E, 8th United States Infantry, while a member of the guard and in charge of a prisoner, did permit said prisoner to leave the garrison without proper authority, and did accompany him to a drinking saloon beyond the limits of the garrison, and did remain absent until brought back by the acting corporal of the guard.

This at or near Hancock Barracks, on or about the night of March 28th, 1866.

CHARGE 2d.—“Drunkenness on duty.”

SPECIFICATION—In this that he, Private William Yerghe, Company E, 8th United States Infantry, did, while a member of the guard, become so much under the influence of intoxicating liquor as to be unable to perform the duties of a sentinel properly.

This at or near Hancock Barracks, on or about the night of March 28th, 1866.

PLEA.—“Guilty.”

FINDING:—“Guilty.”

And the Court does therefore sentence him, Private William Yerghe, Company E, 8th United States Infantry, to forfeit to the United States \$5 per month of his monthly pay for twelve months, and to be confined at hard labor in charge of the guard for 40 days.

2d. Private MATHEW BRENNAN, Company I, 8th United States Infantry.

CHARGE.—“Conduct to the prejudice of good order and military discipline.”

SPECIFICATION—In this that he, Mathew Brennan, of Company I, 8th United States Infantry, being a member of the guard which was mounted at Hancock Barracks on or about the 11th day of April, 1866, and relieved on or about the 12th day of April, 1866, and having been placed in charge of Private Nicholas Leich, of Company I, 8th United States Infantry, said Private Nicholas Leich, being a prisoner in charge of the Guard with instructions to conduct said Private Nicholas Leich, to the bath-room at Hancock Barracks, and nowhere else, did accompany the said prisoner, Private Nicholas Leich, beyond the limits of Hancock Barracks to a neighboring Lager Beer Saloon.

This at Hancock Barracks, Baltimore, Maryland, on or about the 11th day of April, 1866.

PLEA.—“Guilty.”

FINDING.—“Guilty.”

And the Court does therefore sentence him, Mathew Brennan, Company I, 8th United States Infantry, to forfeit to the United States ten (\$10) dollars of his pay, and to be confined in charge of the guard for one month.

The proceedings, findings and sentences in the foregoing cases having been submitted to the Major General Commanding, the following are the orders thereon:

In the cases of Private WILLIAM YERGHE, Company E, 8th United States Infantry, and Private MATHEW BRENNAN, Company I, 8th United States Infantry, the proceedings, findings and sentences are approved and confirmed, and will be duly executed.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

W. Mitchell
Assistant Adjutant General.



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HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT.

BALTIMORE, MD., June 4th, 1866.

GENERAL ORDERS, } No. 14.

Before a General Court Martial, which convened at Winchester, Virginia, pursuant to Special Orders Number 91, Head Quarters Middle Military Department, Baltimore, Maryland, April 30th, 1866, and of which Major M. COGSWELL, 8th United States Infantry, was President, were arraigned and tried:

1st. Private JOHN NOLEN, Company C, 8th United States Infantry.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Private John Nolen, of Company C, 8th United States Infantry, did steal from the sutler's store of L. Goldheim, Post Sutler at Winchester Virginia, the money drawer belonging to said Goldheim, containing money and checks to the amount of about fifty (\$50) dollars, more or less, and did attempt to carry said drawer, containing monies and checks, out of said Goldheim's store; and that he was caught in the act by Mr. L. Goldheim, who seized him, and reclaimed the stolen property.

All this at Winchester, Virginia, on or about the 18th day April, 1866.

CHARGE 2d—"Desertion."

SPECIFICATION—In this that he, Private John Nolen, of Company C, 8th U. S. Infantry, a prisoner in the guard house, did desert from the guard house, and did remain absent until apprehended and brought back.

All this on or about the 24th day of April, 1866, at or near Winchester, Virginia.

PLEA—"Not Guilty."

FINDING—Of the Specification of 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the Specification, 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, the said Private John Nolen, Company C, 8th United States Infantry, to be dishonorably discharged the service of the United States, to forfeit to the United States all pay and allowances now due, or that may become due, except legal dues of sutler and laundress, and to be confined at hard labor at Fort Delaware, or such other place as the Commanding General may direct, for the remainder of his term of enlistment.

2d. Private EDWARD CONNELLY, Company G, 8th United States Infantry.

CHARGE 1st—"Disobedience of orders."

SPECIFICATION 1st—In this that he, Private Edward Connolly, Company G, 8th United States Infantry, being detailed by the 1st Sergeant, James Kennedy, Company G, 8th United States Infantry, as room orderly, and ordered to remain in the quarters during the absence of Company G, 8th United States Infantry, said Company being detailed on fatigue duty, did absent himself for over two hours and one half hour from said company quarters. All this at Harper's Ferry, West Virginia, on or about the 23d day of April, 1866.

SPECIFICATION 2d—In this that he, Private Edward Connolly, Company G, 8th United States Infantry, when ordered to the guard house by 1st Sergeant James Kennedy, Company G, 8th United States Infantry, did refuse to obey said order, and did say, "It will take a better man than you to take me there," or words to that effect, and did resist said 1st Sergeant James Kennedy, Company G, 8th United States Infantry, he being in the execution of his duty. All this at Harper's Ferry, West Virginia, on or about the 23d day of April, 1866.

CHARGE 2d—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Private Edward Connolly, Company G, 8th United States Infantry, did steal from the knapsack of Private Alonzo Lennox, Company G, 8th Uni-

ted States Infantry, one shirt and two pocket-handkerchiefs, the property of said Alonzo Lennox, Company G, 8th United States Infantry, the said Private Edward Connolly, Company G, 8th United States Infantry, being at the time in charge of the company quarters and placed in charge of all the Government and private property in said quarters. All this at Harper's Ferry, West Virginia, on or about the 23d day of April, 1866.

PLEA—To the 1st Specification 1st Charge, "Guilty."
 To the 2d Specification 1st Charge, "Guilty."
 To the 1st Charge, "Guilty."
 To the Specification 2d Charge, "Not Guilty."
 To the 2d Charge, "Not Guilty."

FINDINGS—Of the 1st Specification, 1st Charge, "Guilty."
 Of the 2d Specification, 1st Charge, "Guilty."
 Of the 1st Charge, "Guilty."
 Of the Specification 2d Charge, "Guilty," except the words "One shirt and one pocket-handkerchief," and substituting in lieu thereof "One pocket-handkerchief."
 Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, Private Edward Connolly, Company G, 8th United States Infantry, to be dishonorably discharged the service of the United States, to forfeit all pay and allowances that are now due or that may become due him, and to be confined at hard labor at Fort Delaware, or such other place as the Commanding General may direct, for the remainder of his term of enlistment.

3d. Private HENRY HALEY, Company G, 8th United States Infantry.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Private Henry Haley, Company G, 8th United States Infantry, did, on or about the 14th day of April, 1866, go to the knapsack of Private Robert Riley, Company G, 8th United States Infantry, and did steal therefrom one shirt and one pair of drawers, the property of said Private Robert Riley, Company G, 8th United States Infantry. All this at Harper's Ferry, West Virginia, on or about the 14th day of April, 1866.

CHARGE 2d—"Drunkenness, to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Private Henry Haley, Company G, 8th United States Infantry, did, on the 14th day of April, 1866, become so intoxicated as to be unfit for duty. All this at Harper's Ferry, West Virginia.

PLEA—To the Specification 1st Charge, "Not Guilty."
 To the 1st Charge, "Not Guilty."
 To the Specification 2d Charge, "Guilty."
 To the 2d Charge, "Guilty."

FINDINGS—Of the Specification 1st Charge, "Guilty."
 Of the 1st Charge, "Guilty."
 Of the Specification 2d Charge, "Guilty."
 Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, Private Henry Haley, Company G, 8th United States Infantry, to be dishonorably discharged the service of the United States, to forfeit all pay and allowances that are now due or that may become due him, and to be confined at hard labor at Fort Delaware, or such other place as the Commanding General may direct, for the remainder of his term of enlistment.

4th. PATRICK WALSH, Private Company G, 8th United States Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Private Patrick Walsh, Company G, 8th United States Infantry, while a prisoner in the Post guard house at Harper's Ferry, West Virginia, did,

on or about the 14th day of April, 1866, go to the knapsack of Private Edward Connolly, Company G, 8th United States Infantry, then a prisoner in said guard house, and steal therefrom one pair of trowsers, the property of said Private Edward Connolly, Company G, 8th United States Infantry. All this at Harper's Ferry, West Virginia, on or about the 14th day of April, 1866.

PLEA.—"Not Guilty."

FINDING:—"Guilty."

And the Court does therefore sentence him, Private Patrick Walsh, Company G, 8th United States Infantry, to be dishonorably discharged the service of the United States, to forfeit all pay and allowances now due or that may become due him, and to be confined at hard labor at Fort Delaware, or such other place as the Commanding General may direct, for the remainder of his term of enlistment.

The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

In the cases of Privates JOHN NOLEN, Company C, 8th United States Infantry, EDWARD CONNOLLY, Company G, 8th United States Infantry, HENRY HALEY, Company G, 8th United States Infantry, and PATRICK WALSH, Company G, 8th United States Infantry, the proceedings, findings and sentences are approved and confirmed, and will be duly executed.

Fort Delaware, Delaware, is designated as the place of confinement to which the prisoners will be sent, under a suitable guard, without delay. The Quartermaster's Department will furnish the necessary transportation.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,
Assistant Adjutant General.

OFFICIAL:

W. M. Tuttle
A. D. C.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT.

BALTIMORE, Md., June 15th, 1866.

GENERAL ORDERS, No. 15.

Before a General Court Martial convened at Fort McHenry, Md., pursuant to Special Order Number 97, Headquarters, Middle Military Department, Baltimore, Maryland, May 8th, 1866, and of which **Brigadier Colonel JOSEPH ROBERTS**, 4th United States Artillery, was President, were arraigned and tried:

1st. **Sergeant JOSEPH INGHAM**, Company I, 4th United States Artillery

CHARGE 1st—"Breach of arrest."

SPECIFICATION—In this that he, Sergeant Joseph Ingham, Company I, 4th United States Artillery, did, after he was placed in arrest by Captain R. L. Alder, commanding Company I, 4th United States Artillery, violate the order of arrest by leaving his quarters and passing outside the limits of the garrison of Fort McHenry, Maryland, without permission from proper authority. This at Fort McHenry, Maryland, on or about the 20th day of May, 1866.

CHARGE 2d—"Neglect of duty, to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Sergeant Joseph Ingham, Company I, 4th United States Artillery, being on duty as Sergeant of Police at Fort McHenry, Maryland, did fail to report at guard mounting to take charge of the prisoners there in charge of the guard, as he had been instructed to do. This at Fort McHenry, Maryland, on or about the 20th day of May, 1866.

CHARGE 3d—"Conduct prejudicial to good order and military discipline."

SPECIFICATION—In this that he, Sergeant Joseph Ingham, Company I, 4th United States Artillery, was too drunk to be able properly to perform his military duties. This at Fort McHenry, Maryland, on or about the 20th day of May, 1866.

CHARGE 4th—"Absence without leave."

SPECIFICATION—In this that he, Sergeant Joseph Ingham, Company I, 4th United States Artillery, did absent himself from the Post of Fort McHenry, Maryland, without permission from proper authority. This at Fort McHenry, Maryland, on or about the 20th day of May, 1866.

PLEA.—To the 1st Charge, "Guilty."

To the 2d Charge, "Guilty."

To the 3d Charge, "Not Guilty."

To the 4th Charge, "Guilty."

FINDING—Of the 1st Charge, "Guilty."

Of the 2d Charge, "Guilty."

Of the 3d Charge, "Not Guilty."

Of the 4th Charge, "Guilty."

And the Court does therefore sentence him, Sergeant Joseph Ingham, Company I, 4th United States Artillery, to be reduced to the ranks, and to forfeit to the United States eight (\$8) dollars per month of his monthly pay for three months.

Ed. Private PHILLIP O'BRIEN, Company I, 4th United States Artillery.

CHARGE—"Leaving post before being regularly relieved."

SPECIFICATION—In this that he, Private Phillip O'Brien, Company I, 4th United States Artillery, being a member of the garrison guard, and having been duly posted as a sentinel at Fort McHenry, Maryland, did leave his post before being regularly relieved, enter

a drinking saloon outside of the garrison, and remain therein until ordered out by a non-commissioned officer of his Company. This at Fort McHenry, Maryland, on or about the 19th day of May, 1866.

CHARGE 2d—"Drunkenness on duty."

SPECIFICATION—In this that he, Private Phillip O'Brien, Company I, 4th United States Artillery, being a member of the garrison guard at Fort McHenry, Maryland, having been duly posted as a sentinel, became so drunk as to be totally unfit to perform the duties of the same. This at Fort McHenry, Maryland, on or about the 19th day of May, 1866.

PLEA—To the 1st Charge, "Not Guilty."

To the 2d Charge, "Not Guilty."

FINDING—Of the 1st Charge, "Guilty."

Of the 2d Charge, "Guilty."

And the Court does therefore sentence him, Private Phillip O'Brien, Company I, 4th United States Artillery, to be confined at hard labor for one year in such Penitentiary or military prison as the Commanding General may direct, and to forfeit to the United States ten (\$10) dollars of his monthly pay per month during the same period.

3d. Private WILLIAM D. WALLACE, Company E, 8th United States Infantry.

CHARGE 1st—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, William D. Wallace, Private Company E, 8th United States Infantry, being on detached service as a clerk in the office of Brevet Brigadier General Adam E. King, Assistant Adjutant General, Middle Military Department, and having under his charge and care the postage stamps for the use of said office, and belonging to the Government of the United States, to the value of forty (\$40) dollars, more or less, did feloniously abstract and carry away said stamps to the amount and value of twenty (\$20) dollars, more or less. All this at Baltimore, Maryland, on or about the 3d day of May, 1866.

CHARGE 2d—"Desertion."

SPECIFICATION—In this that he, William D. Wallace, Private Company E, 8th United States Infantry, having been duly enlisted and mustered into the military service of the United States, did desert the same on or about the 3d day of May, 1866, and did remain absent until apprehended and brought back on or about the 24th day of May, 1866. All this at or near Baltimore, Maryland, on or about the dates specified.

PLEA—To the 1st Charge, "Not Guilty."

To the 2d Charge, "Not Guilty."

FINDINGS—Of the Specification 1st Charge, "Not Guilty."

Of the 1st Charge, "Not Guilty,"

Of the Specification 2d Charge, "Guilty." substituting for the word "desert" "Absent himself without leave."

Of the 2d Charge, "Not Guilty," but "Guilty of absence without leave."

And the Court does therefore sentence him, Private William D. Wallace, Company E, 8th United States Infantry, to be confined at hard labor in charge of the Guard for three (3) months, and to forfeit to the United States thirteen (\$13) dollars of his monthly pay per month for the same period.

The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

In the case of Sergeant JOSEPH INGHAM, Company I, 4th United States Artillery, the proceedings, findings and sentence are approved and confirmed, and will be duly executed.

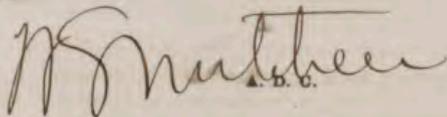
The proceedings, findings and sentence in the case of Private PHILLIP O'BRIEN, Company I, 4th United States Artillery, are approved and confirmed, and will be duly executed. Fort Delaware, Delaware, is designated as the place of confinement. The Quartermaster's Department will furnish the necessary transportation.

The proceedings, findings and sentence in the case of Private WILLIAM D. WALLACE, Company E, 8th United States Infantry, are confirmed, and the sentence will be duly executed under the direction of the prisoner's commanding officer.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,
Assistant Adjutant General.

OFFICIAL:


A. E. K.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT.

BALTIMORE, MD., June 26th, 1866.

GENERAL ORDERS, }

No. 16.

Before a General Court Martial, which convened at Carlisle Barracks, Pennsylvania, pursuant to Special Orders Number 108, Head Quarters Middle Military Department, Baltimore, Maryland, May 26th, 1866, and of which Captain and Brevet Colonel ALFRED GIBBS, United States Army, was President, were arraigned and tried:

I. Private FREDERICK W KOENIG, of the Permanent Company of Cavalry Depot, Carlisle Barracks, Pennsylvania.

CHARGE—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Private Frederick W. Koenig, of the Permanent Company of Cavalry Depot, Carlisle Barracks, Pennsylvania, having been sent into the town of Carlisle, Pennsylvania, about 8 o'clock, P. M., as a member of a patrol, did become so drunk as to be unfit for duty, and did neglect to return to his guard at these Barracks until about 11 o'clock P. M. All this at Carlisle Barracks, Pennsylvania, on or about the 5th day of May, 1866, he, the said Private Frederick W. Koenig, being then a member of the post guard mounted on the above date.

PLEA—To the Specification, "Not Guilty."

To the Charge, "Not Guilty."

FINDINGS—Of the Specification, "Guilty," but attach no criminality to his absence.

Of the Charge, "Guilty."

And the Court does therefore, sentence him, Private Frederick W. Koenig, of the Permanent Company of Cavalry, of Cavalry Depot, Carlisle Barracks, Pennsylvania, to forfeit ten (\$10) dollars of his monthly pay for one month, to be confined in the dark cell seven consecutive days on bread and water, to walk the ring in front of the guard house under charge of the guard from reveille till tattoo, for fourteen consecutive days, allowing one hour for meals, and then to be returned to duty.

II. Private JOSEPH BATES, of the Permanent Company of Cavalry Depot, Carlisle Barracks, Pennsylvania.

CHARGE—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Joseph Bates, Private of Permanent Company of Cavalry Depot, Carlisle Barracks, Pennsylvania, being on duty as acting corporal of the Post Guard, and having been sent into the town of Carlisle, Pennsylvania, about 8 o'clock, P. M., in charge of a patrol guard, did become so drunk as to be unfit for duty, and did neglect to return to his guard until brought back about 3 o'clock, A. M., of the next day. All this at Carlisle Barracks, Pennsylvania, on or about the 5th day of May, 1866.

PLEA—To the Specification, "Guilty."

To the Charge, "Guilty."

FINDING—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Private Joseph Bates, of the Permanent Company of Cavalry Depot, Carlisle Barracks, Pennsylvania, to be confined at hard labor in charge of the guard for six (6) months, and forfeit twelve (\$12) dollars of his monthly pay for the same period.

III. Private FRANCIS COOLBAUGH, of the Permanent Party Cavalry Depot, Carlisle Barracks, Pennsylvania.

CHARGE—"Drunkenness on duty."

SPECIFICATION—In this that he, Private Francis Coolbaugh, of the Permanent Party, Cavalry Depot, Carlisle Barracks, Pennsylvania, was drunk while on guard in charge of a general prisoner, and did desert his post and leave his guard without permission, and did remain absent until found by the sergeant of the guard in bed in his quarters. All this at Carlisle Barracks, Pennsylvania, on or about 10 o'clock, A. M., on the 25th day of April, 1866.

PLEA—To the Specification, "Guilty."

To the Charge, "Guilty."

FINDING.—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Private Francis Coolbaugh, of the Permanent Party, Cavalry Depot, Carlisle Barracks, to be confined at hard labor, in charge of the guard, for a period of six (6) months, to forfeit to the United States ten (\$10) dollars of his monthly pay for the same period, and to have a ball and chain attached to his leg for the first three months of his confinement,

IV. Private CHARLES HUTTENBERGER, of the 1st United States Cavalry.

CHARGE—"Desertion."

SPECIFICATION—In this that he, Private Charles Huttenberger, having been duly enlisted in the General Mounted Service, United States Army, at Baltimore, Maryland, on the 11th day of October, 1865, by Captain J. B. McIntyre, 4th United States Cavalry, and afterwards assigned to the 1st United States Cavalry, did desert the said 1st United States Cavalry in the winter of 1865 & 1866, at New Orleans, Louisiana, and did remain absent until he voluntarily surrendered himself to Major General W. S. Hancock, commanding Middle Military Department, on May 30th, 1866.

PLEA—To the Specification, "Guilty."

To the Charge, "Guilty."

FINDING—Of the Specification, "Guilty."

Of the Charge, "Guilty."

And the Court does therefore sentence him, Private Charles Huttenberger, of the 1st United States Cavalry, to make good the time lost by his desertion, up to the day of his self delivery; to forfeit all pay and allowances that are or may be due him for that period, and for seven additional months thereafter, and to be confined at hard labor, with a ball and chain weighing twenty (20) pounds attached to his leg, for the like period after he joins his regiment, and then to be returned to duty.

The proceedings, findings and sentences in the foregoing cases, having been submitted to the Major General Commanding, the following are the orders thereon:

In the cases of Privates FREDERICK W. KOENIG and JOSEPH BATES, of the Permanent Company of Cavalry Depot, Carlisle Barracks, Pennsylvania, the proceedings, findings and sentences are approved and confirmed, and will be duly executed.

The proceedings, findings and sentence in the case of Private FRANCIS COOLBAUGH, of the Permanent Party, Cavalry Depot, Carlisle Barracks, Pennsylvania, are approved and confirmed, except so much of the sentence as inflicts the wearing of a ball and chain, which is remitted.

The proceedings, findings and sentence in the case of Private CHARLES HUTTENBERGER, 1st United States Cavalry, are approved and confirmed, except so much of the sentence as inflicts the wearing of a ball and chain, which is remitted.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,
Assistant Adjutant General.

OFFICIAL:

M. P. Wilson
A. D. C.

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HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT.

BALTIMORE, MD., July 10th, 1866.

GENERAL ORDERS, }
No. 17. }

Before a Military Commission which convened at Winchester, Virginia, pursuant to Special Orders Number 99, Current Series, from Head Quarters Middle Military Department, dated Baltimore, Maryland, May 10th, 1866, and of which Colonel J. V. BOMFOED, 8th United States Infantry, was President, was arraigned and tried:

WILLIAM ROBERT JONES (citizen), on the following Charge and Specifications:
CHARGE—"Murder."

SPECIFICATION 1st—In this that he, William Robert Jones, yeoman, of the town of Winchester, county of Frederick, State of Virginia, did, in time of war, insurrection and rebellion, on the twenty-seventh (27th) day of April, in the year of our Lord, one thousand eight hundred and sixty-four, at the town of Winchester, county of Frederick, State of Virginia, with force and arms, in and upon one George H. Minor, a private soldier in the service of the United States, and belonging to Company M, First New York Cavalry, then and there being, feloniously, wilfully, and of his malice aforethought, make an assault, and that the said William Robert Jones, with a certain pistol, then and there charged with gunpowder and a leaden bullet, which said pistol he the said William Robert Jones had and held, at and against the said George H. Minor, a private soldier in the service of the United States, as aforesaid, feloniously, wilfully, and of his malice aforethought, did shoot off and discharge, and that the said William Robert Jones, with the leaden bullet aforesaid, by means of shooting off and discharging the said pistol, so loaded to, at and against the said George H. Minor, a private soldier in the service of the United States, as aforesaid, did, feloniously, wilfully and of his malice aforethought, strike, penetrate and wound the said George H. Minor, a private soldier in the service of the United States as aforesaid, in and upon the right breast of the said George H. Minor, a private soldier in the service of the United States, as aforesaid, giving to him, the said George H. Minor, a private soldier in the service of the United States, as aforesaid, with the leaden bullet aforesaid, by means of shooting off and discharging the said pistol, so loaded, to, at and against the said George H. Minor, a private soldier in the service of the United States, as aforesaid, and by such striking, penetrating and wounding, the said George H. Minor, a private soldier in the service of the United States, as aforesaid, one mortal wound, of the breadth of one half an inch and of the depth of six inches, in and upon the right breast of the said George H. Minor, a private soldier in the service of the service of the United States, as aforesaid, of which said mortal wound he, the said George H. Minor, a private soldier in the service of the United States, as aforesaid, then and there, in the town of Winchester, county of Frederick, State of Virginia, and on the thirtieth (30th) day of May, in the year of our Lord, one thousand eight hundred and sixty-four, did die.

SPECIFICATION 2d—In this that he, William Robert Jones, yeoman, did, in time of war, insurrection and rebellion, for the disloyal and treasonable purpose of resisting the Government of the United States in its efforts to suppress the then existing rebellion, on the twenty-seventh (27) day of April, in the year of our Lord, one thousand eight hundred and sixty-four, at the town of Winchester, county of Frederick, State of Virginia, with force of arms feloniously, wilfully, and of his malice aforethought, make an assault with a certain pistol, then and there charged with gunpowder and a leaden bullet, which said pistol he, the said William Robert Jones, had and held to, at and against one

George H. Minor, a private soldier in the service of the United States, and belonging to Company M, First New York Cavalry, then and there feloniously, wilfully, and of his malice aforethought, did shoot and discharge, inflicting upon the body of the said George H. Minor, a private soldier in the service of the United States, a mortal wound with the pistol aforesaid, in consequence of which said mortal wound, murderously inflicted by the said William Robert Jones, the said George H. Minor, a private soldier in the service of the United States, did, on the thirtieth (30th) day of May, in the year of our Lord, one thousand eight hundred and sixty-four, die.

To which Charge and Specifications the prisoner pleaded "Not Guilty."

FINDINGS:

The Commission, having maturely considered the evidence adduced, find the prisoner, William Robert Jones (citizen), as follows:

Of the 1st Specification, "Guilty."

Of the 2d Specification, "Guilty."

Of the Charge, "Guilty."

And the Commission does, therefore, sentence him, William Robert Jones (citizen), to be hanged by the neck until he is dead, at such time and place as the Commanding General may direct—two-thirds of the members of the Commission concurring therein.

The proceedings, findings and sentence in the case of William Robert Jones (citizen), having been submitted to the Major General Commanding, the following is his order thereon:

Believing that the evidence in the case of WILLIAM ROBERT JONES (citizen), leads to the inference that the accused was a Confederate soldier at the time the offence was committed in accordance with the system practiced by the Confederate Government at that time, in that section of the country, the proceedings, findings, and sentence are not approved.

The prisoner will be released from confinement.

The Military Commission of which Colonel J. V. Tomford, 8th United States Infantry, is President, is hereby dissolved.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,

Assistant Adjutant General.

OFFICIAL:

Adam E. King
A. E. C.

HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT.

BALTIMORE, MD., July 13th, 1866.

GENERAL ORDERS, }
No. 18. }

Before a General Court Martial which convened at Winchester, Virginia, pursuant to Special Orders Number 100, Current Series, from Head-Quarters, Middle Military Department dated Baltimore, Maryland, May 28th, 1866, and of which Colonel J. V. BOYD, D. S. E. United States Infantry, was President, was arraigned and tried:

Private CHARLES BROWN, Company F, 5th United States Cavalry, on the following charges and specifications:

CHARGE 1st.—"Quitting his guard without the leave of his superior officer."

SPECIFICATION—In this that private Charles Brown, Company F, 5th United States Cavalry, having been duly mounted as a member of the guard, did desert the same, and was found at least one (1) mile from said guard in company with a negro prostitute.

CHARGE 2d.—"Disobedience of orders, to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, the said Charles Brown, Company F, 5th United States Cavalry, after being ordered by the Sergeant of the guard to proceed immediately to the guard house, did neglect to obey the same. All this at Winchester, Virginia, on or about the 8th day of May, 1866.

To which charges and specifications the prisoner pleaded as follows:

To the Specification 1st Charge, "Guilty," except the word "prostitute."

To the 1st Charge, "Guilty."

To the Specification 2d Charge, "Guilty."

To the 2d Charge, "Guilty."

The Court having maturely considered the plea of the prisoner, find the accused as follows:

Of the Specification 1st Charge, the Court confirms the plea of the prisoner, and find "Guilty," except the word "prostitute."

Of the 1st Charge confirm the plea of the prisoner, and find "Guilty."

Of the Specification 2d Charge, confirm the plea of the prisoner, and find "Guilty."

Of the 2d Charge confirm the plea of the prisoner, and find "Guilty."

And the Court does therefore sentence him, private Charles Brown, Company F, 5th United States Cavalry, to forfeit to the United States ten (10) dollars of his monthly pay for three (3) months.

The proceedings, findings and sentence in the case of private Charles Brown, Company F, 5th United States Cavalry, having been submitted to the Major General Commanding, the following is his order thereon:

The proceedings, findings and sentence in the case of private CHARLES BROWN, Company F, 5th United States Cavalry, are approved and confirmed, and will be duly executed.

By Command of Major General W. S. HANCOCK.

ADAM E. KING,
Assistant Adjutant General.

OFFICIAL:

Adam E. King
Assistant Adjutant General.

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HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT.

BALTIMORE, MD., July 28th, 1866.

GENERAL ORDERS, }
No. 20. }

Before a General Court Martial which convened at Winchester, Virginia, pursuant to Special Orders No. 124, from Headquarters, Middle Military Department, dated Baltimore, Maryland, May 28th, 1866, and of which Colonel JAMES V. BOMFORD, 8th United States Infantry, was President, were arraigned and tried:

I. Private CHARLES H. ROBY, Company F, 5th United States Cavalry, on the following charges and specifications:

CHARGE 1st.—“Disobedience of orders.”

SPECIFICATION.—In this that Private Charles H. Roby, Company F, 5th United States Cavalry, having asked his commanding officer for permission to be absent, and said permission not having been granted, did absent himself, contrary to the orders of his commanding officer. This at Harper's Ferry, West Virginia, on or about the 7th day of June, 1866.

CHARGE 2d.—“Desertion.”

SPECIFICATION.—In this that he, the said Private Charles H. Roby, Company F, 5th United States Cavalry, having been duly enlisted in the service of the United States, did desert the same on or about the 7th day of June, 1866, and did remain absent until the 16th day of June, 1866. This at Harper's Ferry, West Virginia, on or about the 7th day of June, 1866.

To which charges and specifications the prisoner pleaded as follows:

To the Specification 1st Charge, “Guilty.”

To the 1st Charge, “Guilty.”

To the Specification 2d Charge, “Guilty,” except the words “did desert the same.”

To the 2d Charge, “Not Guilty.”

FINDINGS:—Of the Specification 1st Charge, “Guilty.”

Of the 1st Charge, Guilty.”

Of the Specification of the 2d Charge, “Guilty,” except the words “did desert the same.”

Of the 2d Charge, “Not Guilty,” but “Guilty of absence without leave.”

And the Court does, therefore, sentence him, the said Private Charles H. Roby, Company F, 5th United States Cavalry, to forfeit ten (10) dollars of his monthly pay per month for four months, and to be confined at hard labor in charge of the guard for forty days.

II. Private JOHN HALE, Company F, 5th United States Cavalry.

CHARGE 1st.—“Disobedience of orders.”

SPECIFICATION 1st.—In this that he, Private John Hale, Company F, 5th United States Cavalry, having been ordered by First Sergeant George B. Taylor, Company F, 5th United States Cavalry, to get ready to go on guard, did fail to do so. This at Washington, D. C., on or about the 26th day of January, 1866.

SPECIFICATION 2d.—In this that he, the said Private John Hale, Company F, 5th United States Cavalry, having asked his commanding officer for permission to go to Washington, D. C., and the commanding officer having ordered him not to go, did go to Washington, D. C., contrary to the orders of his commanding officer. This at Harper's Ferry, West Virginia, on or about the 9th day of June, 1866.

CHARGE 2d.—“Desertion.”

SPECIFICATION.—In this that he, the said John Hale, Company F, 5th United States Cavalry,

having been duly enlisted in the military service of the United States, did desert the same on the 8th day of June, 1866, and did remain absent until the 17th day of June, 1866. This at Harper's Ferry, West Virginia, on or about the 8th day of June, 1866.

To which charges and specifications the prisoner pleaded as follows:

To the 1st Specification 1st Charge, "Guilty."

To the 2d Specification 1st Charge, "Guilty."

To the 1st Charge, "Guilty."

To the Specification of the 2d Charge, "Guilty," except the words, "did desert the same."

To the 2d Charge, "Not Guilty."

FINDINGS:—Of the 1st Specification 1st Charge, "Guilty."

Of the 2d Specification 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the Specification of the 2d Charge, "Guilty," except the words "did desert the same."

Of the 2d Charge, "Not Guilty," but "Guilty of absence without leave."

And the Court does, therefore, sentence him, the said Private John Hale, Company F, 5th United States Cavalry, to forfeit fifteen (15) dollars of his monthly pay per month for six months, and to be confined at hard labor in charge of the guard for the same period.

III. Private JAMES MCGUIRE, Company F, 5th United States Cavalry.

CHARGE 1st.—"Riotous conduct."

SPECIFICATION.—In this that he, Private James McGuire, Company F, 5th United States Cavalry, did go to the guard house and use insulting language against Private Daniel Woods, Company F, 5th United States Cavalry, duly mounted as a guard, and posted as a sentinel, calling him, said Private Daniel Woods, "a son of a bitch," and seizing a carbine, threatened to shoot him, the said Daniel Woods, compelling him to leave his post for safety, and did follow him with a loaded carbine in his hand, with the intention to shoot him, the said Daniel Woods. This at Harper's Ferry, West Virginia, on or about the 9th day of June, 1866.

CHARGE 2d.—"Violation of the 9th Article of War."

SPECIFICATION.—In this that he, the said Private James McGuire, Company F, 5th United States Cavalry, did go to the post guard house and conduct himself in a very noisy and riotous manner, and being ordered by Acting Corporal Patrick Kilroy, Company F, 5th United States Cavalry, commanding the guard, to make less noise and go to his quarters, said, "you are a damned son of a bitch, and you ain't man enough to make me go to my quarters," or words to that effect—throwing off his blouse at the same time, intending to fight said Acting Corporal Patrick Kilroy, and did seize a carbine and immediately fire at the said Acting Corporal Patrick Kilroy, the ball taking effect in the right shoulder—said Acting Corporal Patrick Kilroy being in the lawful execution of his office. All this at Harper's Ferry, West Virginia, on or about the 2d day of June, 1866.

To which charges and specifications the accused pleaded as follows:

To the Specification of the 1st Charge, "Guilty."

To the 1st Charge, "Guilty."

To the Specification of the 2d Charge, "Not Guilty."

To the 2d Charge, "Not Guilty."

FINDINGS:—Of the Specification 1st Charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the Specification 2d Charge, "Guilty."

Of the 2d Charge, "Guilty."

And the Court does, therefore, sentence him, the said Private James McGuire, Company F,

5th United States Cavalry, to forfeit all pay and allowances that are now or that may become due him, and to be confined at hard labor at Fort Delaware, or at such other place as the Commanding General may direct, during the remainder of his enlistment, and then to be dishonorably discharged the service of the United States.

The proceedings, findings and sentences in the foregoing cases having been submitted to the Major General Commanding, the following are the orders thereon:

In the case of Private CHARLES H. ROBY, Company F, 5th United States Cavalry, and Private JOHN HALE, Company F, 5th United States Cavalry, the proceedings, findings and sentences are approved, and the sentences will be duly executed.

In the case of Private JAMES MCGUIRE, Company F, 5th United States Cavalry, the proceedings findings and sentence are approved, and the sentence will be duly executed. Fort Delaware, Delaware, being designated as the place of confinement.

The Quartermaster's Department will furnish the necessary transportation.

The General Court Martial of which Colonel James V. Boufford, 8th United States Infantry, is President, is hereby dissolved.

By Command of Major General W.S. HANCOCK.

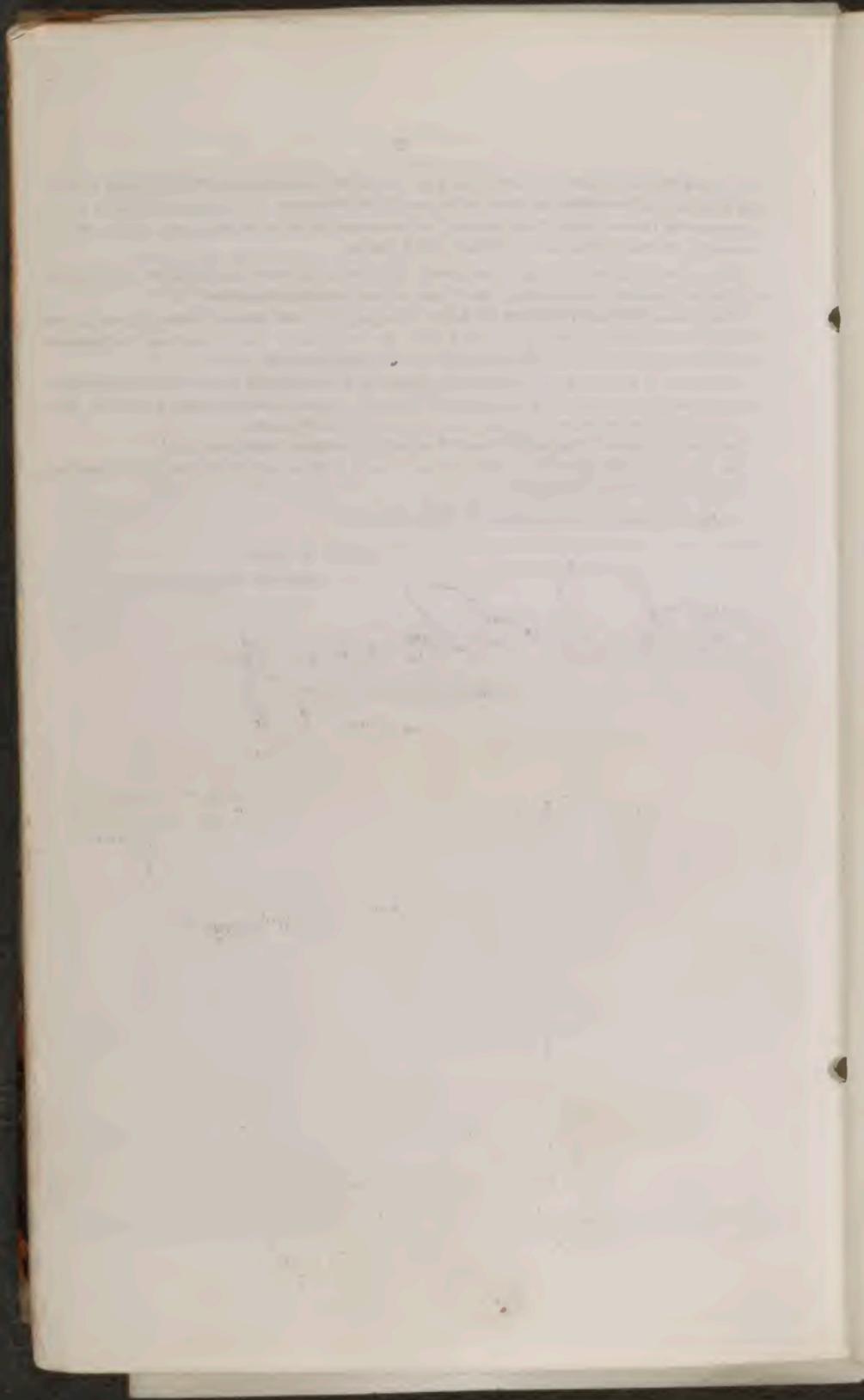
ADAM E. KING,

Assistant Adjutant General.

OFFICIAL

Adam E. King

Assistant Adjutant General



HEAD-QUARTERS, MIDDLE MILITARY DEPARTMENT.

BALTIMORE, MD., July 30th, 1866.

GENERAL ORDERS, }
No. 21. }

Before a General Court Martial which convened at Fort McHenry, Md, by virtue of Special Orders Number 119, from Headquarters Middle Military Department, dated Baltimore, Maryland, June 11th, 1866, and of which Brevet Colonel JOSEPH ROBERTS, 4th United States Artillery, was President, were arraigned and tried :

I. JOHN MURPHY, Private Company C, 8th United States Infantry.

CHARGE.—“Disobedience of orders.”

SPECIFICATION.—In this that he, the said Private John Murphy, Company C, 8th United States Infantry, being a member of the guard at Headquarters, Middle Military Department, did refuse to take his post when directed to do so by the corporal of the guard (Corporal William L. Bouton, Company A, 1st United States Veteran Volunteers), and did say to said Corporal Bouton that he would not go on post until he had seen Brevet Brigadier General King, Assistant Adjutant General, or words to that effect.

To which charge and specification the accused pleaded as follows :

To the Specification of the Charge, “Guilty.”

To the Charge, “Not Guilty.”

FINDING:—Of the Specification of the Charge, confirming the plea of the accused, “Guilty.”

Of the Charge, “Guilty.”

And the Court does, therefore, sentence him, the said Private John Murphy, Company C, 8th United States Infantry, to forfeit to the United States ten (10) dollars of his monthly pay for three (3) months, and to be confined in charge of the guard for the period of thirty (30) days.

II. Private JOHN SHEERAN, Company I, 4th United States Artillery.

CHARGE 1st.—“Neglect of duty, to the prejudice of good order and military discipline.”

SPECIFICATION.—In this that he, John Sheeran, a Private of Company I, 4th United States Artillery, being a member of the garrison police force, and in charge of certain prisoners, did allow said prisoners to become intoxicated. This at Fort McHenry, Maryland, on or about the 16th day of June, 1866.

CHARGE 2d.—“Drunkenness on duty.”

SPECIFICATION.—In this that he, John Sheeran, a Private of Company I, 4th United States Artillery, being a member of the garrison police force, and in charge of prisoners, did become so drunk as to be unfit to perform his duty properly. This at Fort McHenry, Maryland, on or about the 16th day of June, 1866.

To which charges and specifications the accused pleaded as follows :

To the Specification 1st Charge, “Guilty.”

To the 1st Charge, “Guilty.”

To the Specification of the 2d Charge, “Not Guilty.”

To the 2d Charge, “Not Guilty.”

FINDINGS:—Of the Specification of the 1st Charge, confirming the plea of the accused, “Guilty.”

Of the 1st Charge, confirming the plea of the accused, “Guilty.”

Of the Specification 2d Charge, “Not Guilty.”

Of the 2d Charge, “Not Guilty.”

And the Court does, therefore, sentence him, the said Private John Sheeran, Company I, 4th United States Artillery, to forfeit to the United States ten (10) dollars of his monthly pay for six (6) months.

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The proceedings, findings and sentences in the foregoing cases having been submitted to the Major General Commanding, the following are his orders thereon:

In the cases of Private JOHN MURPHY, Company C, 8th United States Infantry, and Private JOHN SHEERAN, Company I, 4th United States Artillery, the proceedings, findings and sentences are approved, and the sentences will be duly executed.

By Command of Major General W.S. HANCOCK.

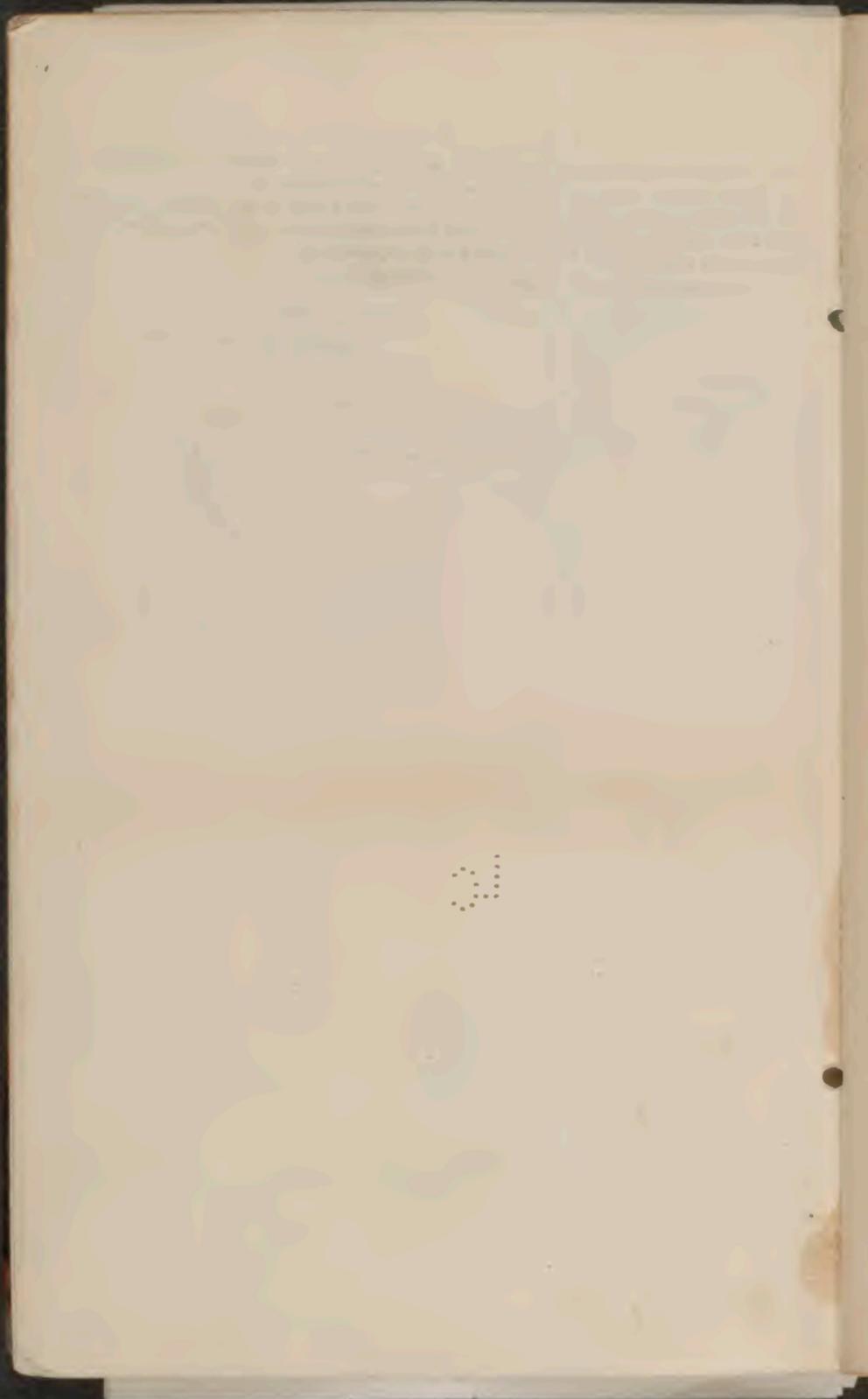
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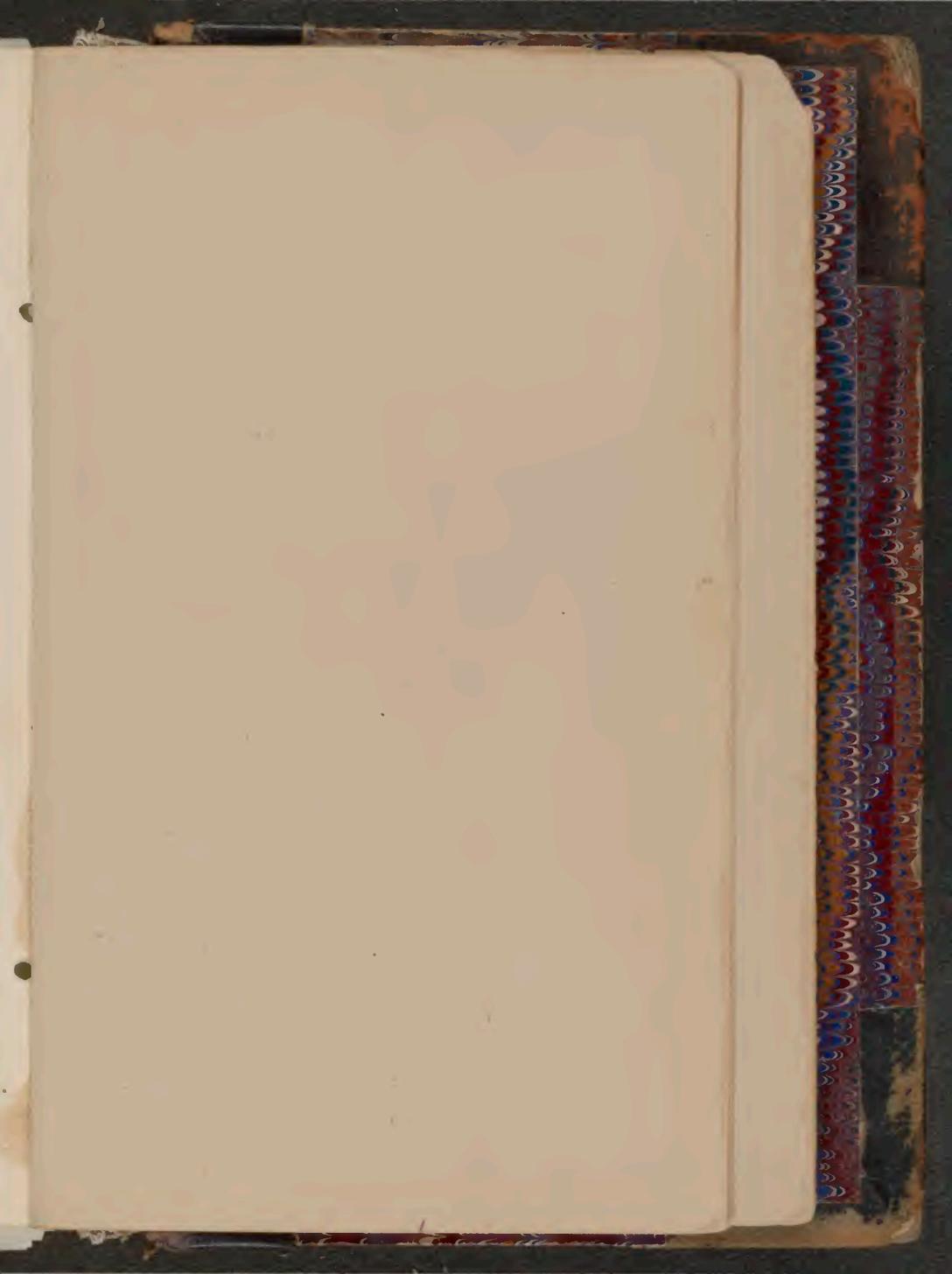
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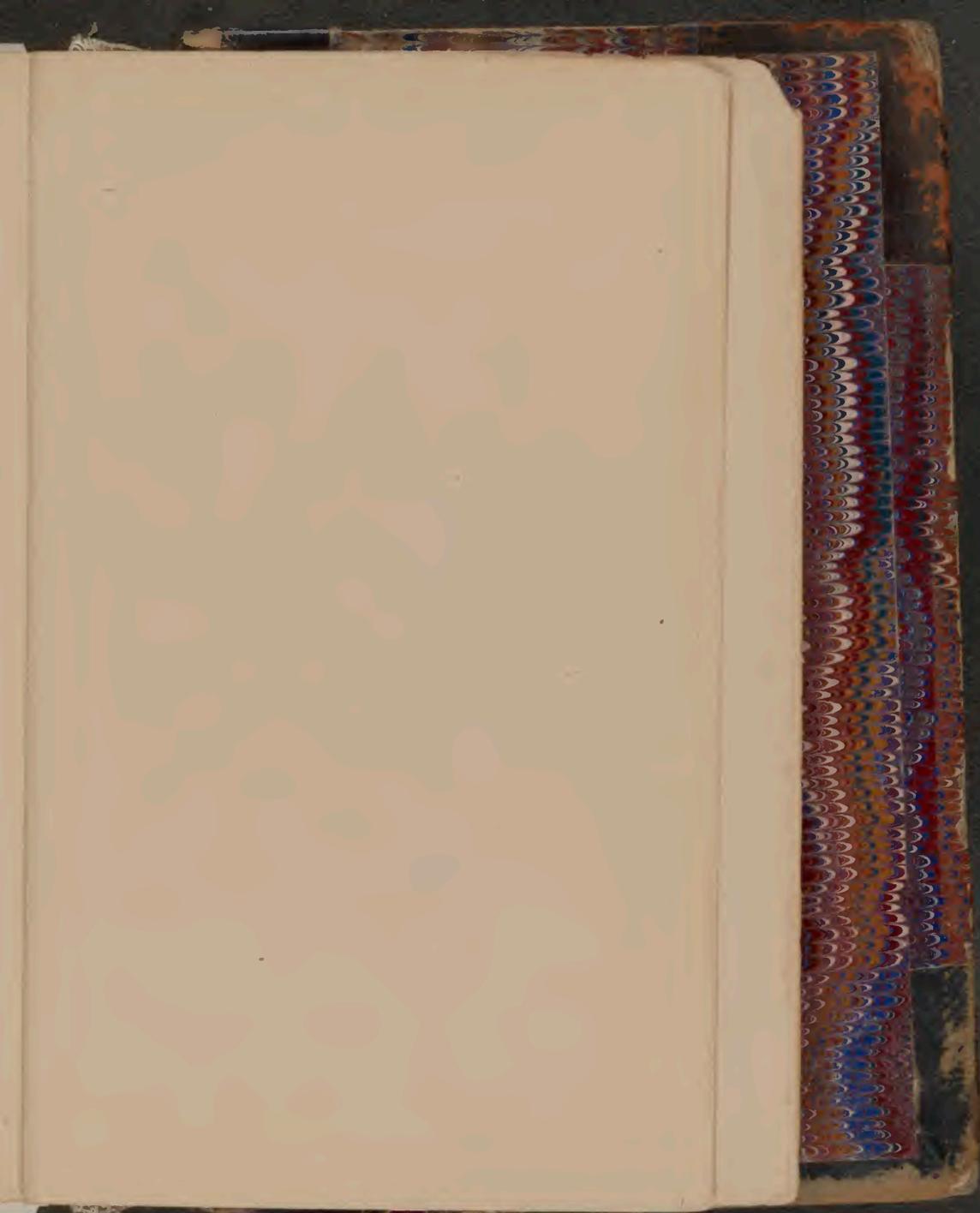
Adam E. King

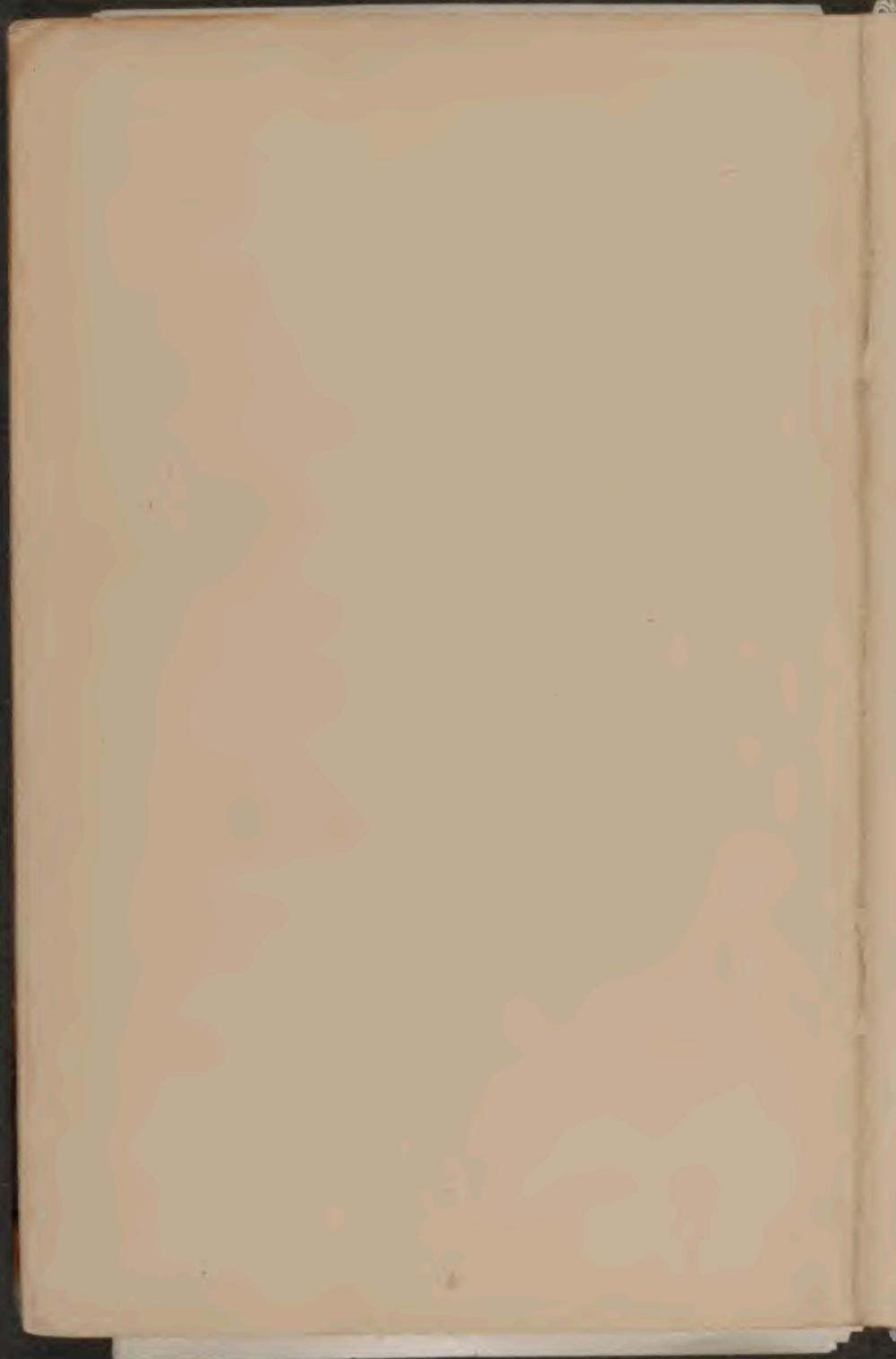
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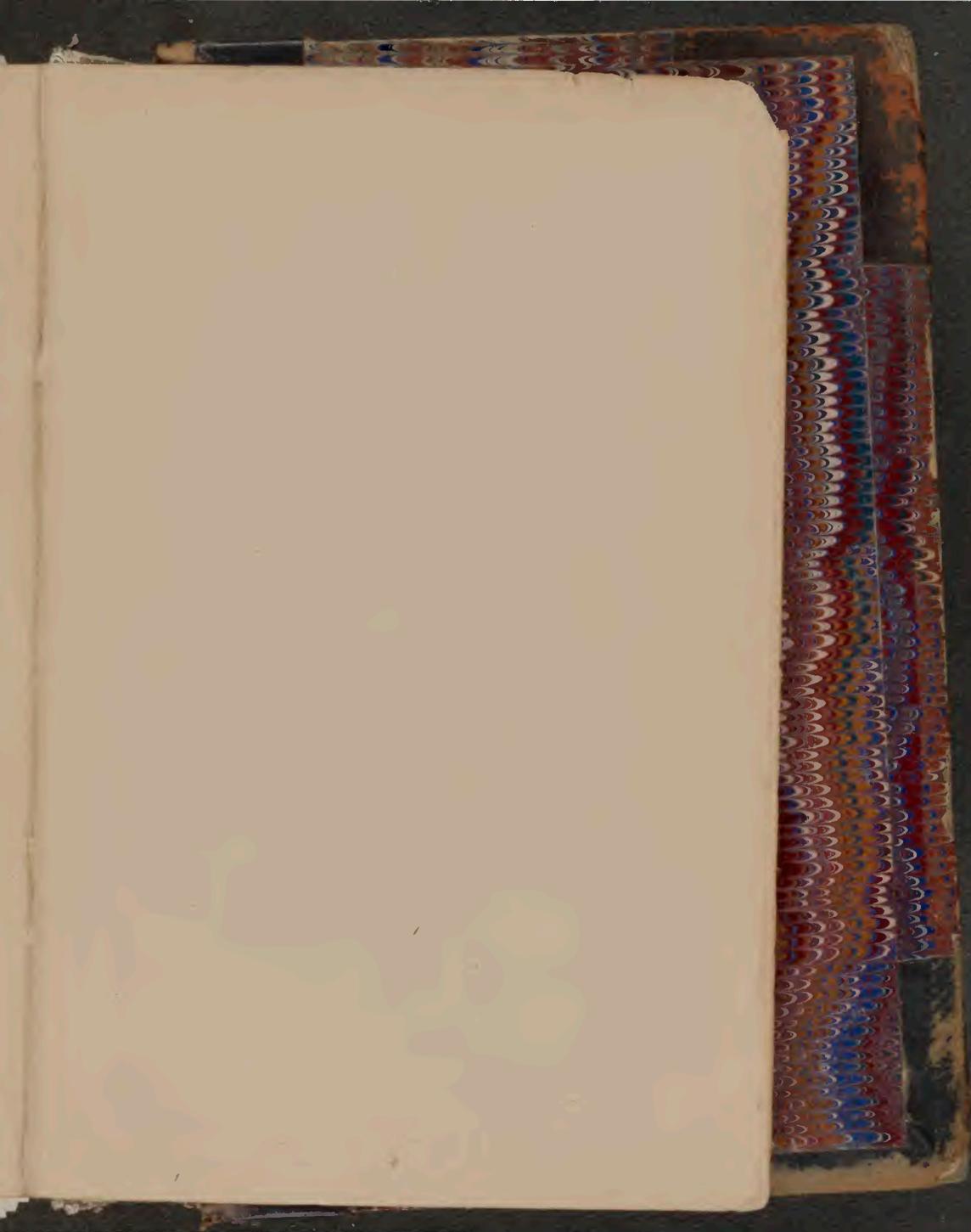


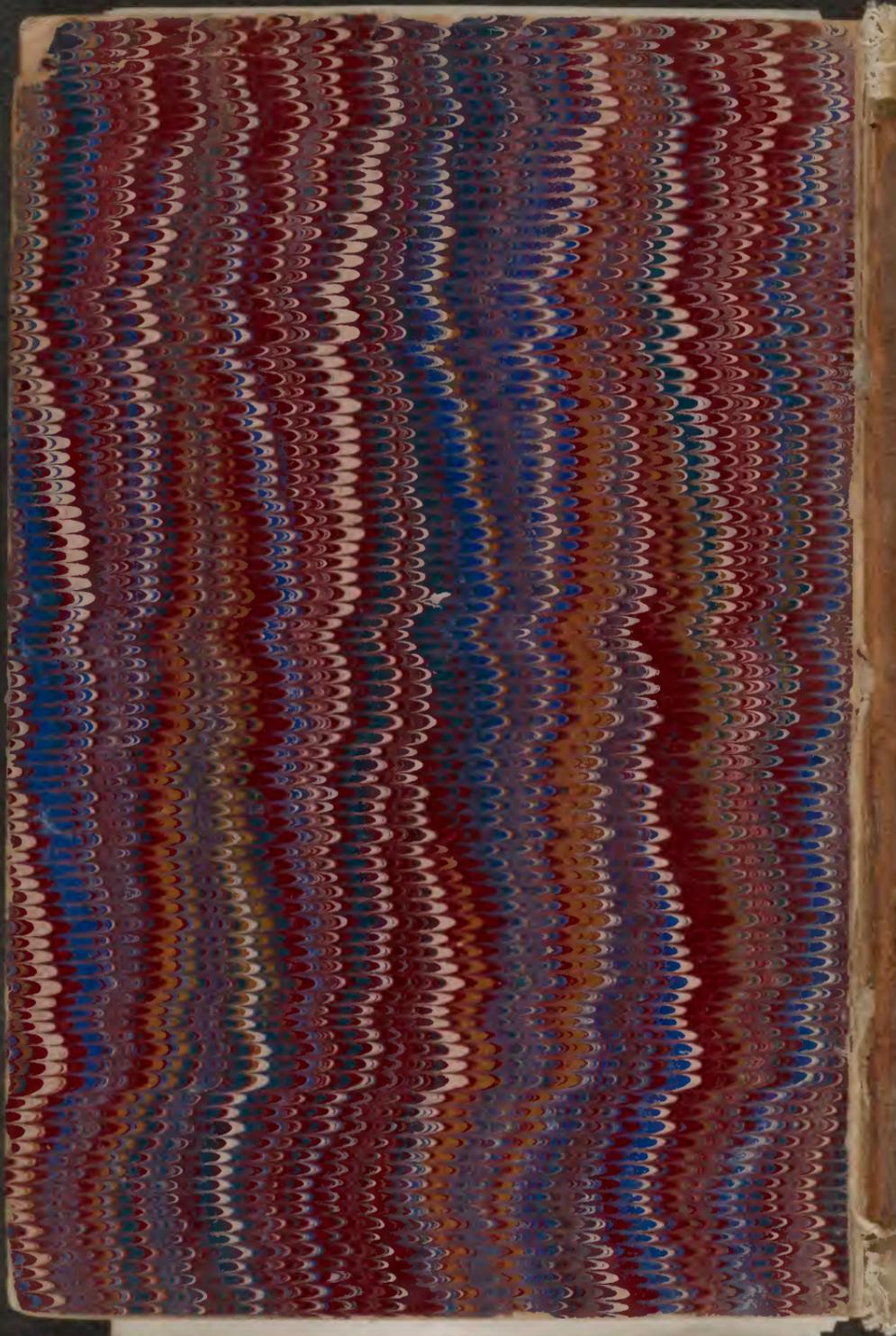
















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