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UNION PROVOST MARSHALS' FILE OF PAPERS RELATING TO TWO OR MORE CIVILIANS

Roll 68

Nos. 18648 - 18837

January-February 1866

THE NATIONAL ARCHIVES
NATIONAL ARCHIVES AND RECORDS SERVICE
GENERAL SERVICES ADMINISTRATION

Washington: 1964

McLeod Duncan

C, 14th New York Hy. Arty.

CERTIFICATES OF DISABILITY.
FINAL STATEMENTS.
FURLOUGHS.
HOSPITAL NOTICES.
MEDICAL CERTIFICATES.
MISCELLANEOUS.

837 – C – 83.

(Shanker)

L. R. C. W. T. 18648

HEADQUARTERS,

Military Division of the Gulf,

New Orleans, La., January 24th 1866.

RESPECTFULLY referred to Col. Chandler Act. Chief Quartermaster M. D. G. for remarks.

By command of Maj General Sheridan

Geo. L. Hartsuff

Brevt. Col. & A. A. General

Post

E & P.

See Letters and Papers

January 27/66

Office Chief Quartermaster,
DEPOT OF NEW ORLEANS.

New Orleans, Jany 27, 1865.

Respectfully returned to Hd. Qtrs. Mil. Div Gulf - with the recommendation that the enclosed vouchers be delivered to claimants or their attorney. There is nothing to show that these men contracted to remain in the employ six months but a simple statement of another Employee - which is worth nothing without a copy of written ~~agreement~~

Very respy
[illegible] Chamber[illegible]
Capt [illegible]

L.R.C. I-7 — L.S. page 293 – 77.

New Orleans La. Dec. 29th 1865

Lucy George & others

[illegible]

Requests certificates for back pay [illegible] them as they [illegible] carrying [illegible] till they get them from Mr W. Vanderhull Chief Marine engineer who refused to give them.

See letter sent Jany 27th 1866.

E. S.

Hd. Qrs.
Mil Div of the Gulf
New Orleans La.
Jany 20th 1866.

Respectfully referred to Bvt. Lt. Col. J. C. Chandler. Acting Chf Qr. Mr. D. G. for report — This paper to be returned

By Command of
Maj. Gen. Sheridan
Geo. A. Forsyth.
Bvt. Brig Genl
Chief of Staff.

Office Chief Quartermaster
Mil. Div. of the Gulf
New Orleans Jany 4th 66

Respectfully referred to Bvt. Col. W. Hallowmy
Chief Qr Mr Dept of Texas, for the proper action & a full report.

[signature]
Bt Col. U.S. Army
Act Chief Qr Mr
Mil Div of Gulf.

(These Papers to be Returned.)

Office A.Q.M., Galveston Texas.
Jan. 18. 1866.

Respectfully returned with the vouchers of Geo Bixon, Geo. Lenox, William Coward & Jathorn Green.—

The transfer rolls for these men from Col. Newport did not arrive at Galveston till Dec. 21. 1865, as reported by Capt Atwood, A.Q.M., which was after he had been relieved by me.

Respectfully, G. L. Hart,
Bvt Col & A.Q.M.

See Mr Van Lewis
Report

Ruled by
John C. Clark & Son.
... Street.
Philadelphia.

48 Camp Street
New Orleans, Dec 29th 1865

Geo A. Forsyth
Bvt. B. G. & A. A. Genl:

Sir; We have the honor to respectfully represent to you that we have been in the employ of the Quartermaster Department, Geo Lennox & Geo. Briscoe as Blacksmiths, William Coward and Zachariah Green as Ship Carpenters, under the direction of M. Van Tapel. Chief Marine Engineer, Dept of Galveston, that from the 11th day of Sept to the time of their discharge, which was at their own request, they have been paid.

We Contracted with the Government at ~~Baltimore~~ Md. George Lennox & Geo. Briscoe on the 26th day of July last., Coward & Green on the 31st of the same Month, and were transferred to the Dept of Galveston, arriving there on the 11th of Sept aforesaid. From the time of Contracting and entering the service to ~~the~~ time of our arrival aforesaid we have received no pay, our transfer papers not having come forward. We Cannot get our pay in this Dept until they do arrive.

M Van. Tapel the Chief Engineer as aforesaid refuses to give us a Certificate of the time we have been paid for, or the time and amount due us as above stated, although he has given such Certificates to other of our Colabourers, and we are suffering great inconvenience of the Course he pursues. If we could have the receipts we could return home to Baltimore, and receive our pay there. And we would most respectfully

ask that in case our transfer papers have not reached the Chief Marine Engineer, he be directed to return to us, the Certificate necessary to show our unpaid time, that we may be able to receive our pay on our return home. The Certificates, if given, or any communication will reach us addressed to Geo Lennox, 48 Camp St N.O.

Hoping the General may be able to relieve us.

We have the honor
To Remain
Your Obdt Servts.
Geo. Lennox
Geo. Briscoe
William Coward
Zachariah Greene

Addrss.
Geo Lennox.
Care John A. Grow
48 Camp St

... Wid Div of the Gulf.
New Orleans La.
Jany 4. 1866.

Respectfully referred to Bvt. Lt. Col. J. C. Chandler. Acting Chf Qr Mr D. of ... for report. This paper to be returned.

By Command of Maj. Gen. Sheridan
Geo. A. Forsyth.
Bvt. Brig. Genl
Chief of Staff.

Office Chief Quartermaster Mil. Div. of the Gulf
New Orleans Jany 4. 66

Respectfully referred to Capt. H. C. Manning Chief Qr. Mr. Dept. of Texas, for the proper action and full report.

J. C. Chandler
Bt. Col. U.S. Army
Act. Chief Qr. Mr.
Mil. Div. of Gulf.

(This paper to be returned.)

Office A. Q.M. Galveston Texas.
Jan. 18. 1866.

Respectfully returned with the ... of Geo Briscoe, Geo. Lenox, William Coward & Zachariah Greene.

The transfer rolls for these men from Col. Newport did not arrive at Galveston till Dec. 21. 1865. as reported by Capt Atwood A.Q.M. which was after he had been relieved by me. Respectfully. G. L. Hort.

Office Chf. Q. M. Dept. of Texas,
Galveston, Jany 18th 1866.

Respectfully returned to Bvt. Col. J. G. Chandler, A. C. Q. M., Mil. Div. of the Gulf, whose attention is invited to endorsement of Bvt. Lt. Col. G. L. Fort, A. Q. M., in charge Water Transp: and statement of Mr. Van Tassel, Chf. Marine Engr.

J. A. Manning
Col. & Chf. Q. M. D. of Texas.

E.B. 106.

Office Chief Quartermaster
Mil. Div of the Gulf

New Orleans 24 January 1866

Respectfully returned to Head Quarters Mil Div of the Gulf with certified vouchers covering the times for which these men have not been paid, and attention invited to endorsement of Bvt Col Ford A.Q.M., and statement of Mr Van Tassell Chief Marine Engineer —

J Chandler
Bt Colonel U.S. Army
Actg Chief Quar Mr
Mil Div of the Gulf

Office Chief Quartermaster
Department of Texas,
January 11th 1866.

Respectfully referred to Bvt. Lt. Col. O. L. Fort, A.Q.M. in charge water transportation, who will return this with vouchers for these men for the time they served till they were taken up by Capt. Atwood, if the transfer rolls have arrived; if they have not, he will return a certificate of their time from Mr. Van Tassel, Chief Marine Engineers.

J. A. Manning
Col. & Chief Quartermaster
Dept. of Texas.

E.B. 96.
R.B. 1 78.

Office A.Q.M.
Galveston Texas
Jan. 18. 1866

Respectfully Referred to Col. Manning Chf Q.M. Dept Texas with the accompany vouchers.

G. L. Fort Bvt Lt Col.
A.Q.M.

Galveston Texas
January 6/66

Col G. L. Foster
A. Q. M.

Col,

I wish to make a Statement to you in regard to Five of the Employees of the Government Repair Shops, their names are; Daniel Campbell (Forman Black Smith) George Lennox (journeyman Black Smith) and George Deiser (ditto) William Coward and Zackariah Green (Carpenters) the agreement made with those men at the time they were hired in Baltimore Md. was that their Pay was to Commence at that date, providing that they Stayed Six months in the Government Employ.

We made the passage from Baltimore to Galveston in Fourty five (45) days, which time those Men were doing nothing the Government furnishing them all the time with Rations, after working here about Two and one Half (2½) months, they made up their minds to leave the Government Employ, their reasons for doing so, I cannot give, as they were treated well by the Quarter Master and also by myself. Also on the First of December their wages were increased one Dollar Pr day, they left when their Services were most required by the Government, I wanted them to Stop.

a few days until I could get men in their place, they not only objected to that but conspired and tried to get other men to leave the Government Employ so as to stop the works altogether,

Therefore; I donot think those men deserving of their back Pay,

Col; I donot make this Statement with the intention of doing those men an injury but I think it my duty to make this Statement in behalf of the Government

Yours most Respectfully
M. Van Tassel
Chief Marine Engineer

Office A.Q.M.
Galveston Texas
Jan. 18. 1866
Respectfully referred
to Col. Manning
Chf. Q.M. Dept of Texas
with the accompanying
vouchers.
G. W. Bradley
Capt & A.Q.M.

18649

P 16 D F.

Hd. Qrs. Post of Pensacola Harbor
Barrancas Fla Jany 10th 1866

Zulavsky S. L.
Col. 82d U.S.C.I.
Comdg

Report upon the escape of certain of certain Prisoners from Fort-Pickens & the result of the search made for their recapture.

Four (4) enclosures.

Recd Wash. D.C. Jany 22, 1866

No 14.

Hd. Qrs. Post of Pensacola Harbor
Barrancas Fla Jany 10th 1866

Lieut G. Henry Patrick
A. A. G. Hd. Qrs. Dist. W. Fla

Sir

I have the honor to transmit herewith reports of Captain David R. Smith 82d U.S.C. Infty ("A" & "B") & of Asst Surgeon J. H. Baird ("C") relating to the escape of certain prisoners.

In regard to the prisoners who Escaped on the night of Decr. 25th, the Comdg officer deserves censure for not judiciously posting his sentries. If at night one sentry at least had been placed facing the Sally port, instead of under the Arched way, the prisoners must have been detected in their attempt.

On the 26th towards night I sent a mounted patrol to Pensacola, where I had reason to believe the prisoners were then hiding. Daniels Coyle was recaptured, but nothing could be heard of the others. I also sent patrols to the Ferries on the Perdido River but without success. On the 27th at night I again sent a mounted patrol to Pensacola where it was stated Loyd was seen on that day. I enclose Captain Maynard's report of his Expedition ("D").

Since then I have learned that Loyd was seen at Pensacola where he really remained until the Eve'g of the 27th, & even spoken to by the Sheriff of Escambia Co. on the morn'g of the 26th already. I have myself seen the Sheriff & he admits the fact giving as his reason for not arresting Loyd "That his lawyer told him that he (the Sheriff) might make himself personally responsible to a prosecution for false arrest, as he was not informed whether Loyd had not really been released from custody by the civil authorities". This excuse is of course in the same spirit as that manifested upon Loyd's arrest, of which I had the honor to make a full report on the 29th of Dec'r last.

I respectfully beg to be informed whether I can not properly suspend said Sheriff from his functions, place him in arrest as well as the man Trimble spoken of in Captain Maynard's report, and prefer charges against them for assisting the escape of prisoners. - Such a step would I am certain have a beneficial influence in case of similar occurrences in future. - At present it is impossible to rely on the least cooperation on the part of the "civil authorities", in the arrest of any one fleeing from U. S. authority.

In regard to the escape of Christian Roppe 1st La Cav. the convoy officer ought to be severely reprimanded for using the prisoner in

the manner reported. Such details were numerous at the time of my arrival here, but I gave immediate though but verbal orders for their cessation.

I have made a strict Enquiry into the escape of Joseph Cooper from the Post Hospital and am constrained to consider the occurrence as one of those accidents which will sometimes happen in spite of all precautions. The testimony of the Surgeon in Charge, & of the Hospital Steward is unanimous that the man was as yet hardly convalescent, & certainly unable to walk even a mile without jeopardizing his life. The most minute search was made for him but without a successful result.

I have delayed reporting these matters as I have been engaged in a constant search for the escaped men, & hoped to be able to report a more favorable result. As soon as the present stormy weather subsides, I shall send a patrol to St Andrews Bay where I have reasons to believe Loyd is still lurking, if not openly prosecuting his trade as a carpenter on Mr Calvin's saw mill.

I am Sir very respectfully

Your obedt. Servt.

S. S. Zulavsky

Col. 82 U.S.C.I.

Comdg

Q. T. Dept. Miss. 1866.

C. H. F.B.S.M. 1811 18650

Vicksburg Miss
January 19 1866

Chatfield Z. B.
Capt & Sub Comr

Report of the murder of three negroes near Brookhaven Miss on or about the 5th day of January 1866

Citizens

Received A. Agents Office
JAN 23 1866

Vicksburg Miss Jany 19, 1866

Lieut Stuart Eldridge

Sir

In persuance to your request I have the honor to make the following report of the murder of three negroes near Brookhaven Miss. on or about the 5th day of January 1866. A man by the name of Marion Tyler living about fifteen miles east of Brookhaven gave a number of his Freedmen a bale of Cotton in part payment for their last years services, together with a note stating that the Cotton was theirs, to do with as they pleased He also let three of the best men among his hands have the use of a team with which they brought the cotton to Brookhaven and sold it receiving about $180 00/100 in gold about $40 00/100 of which they traded out: the balance about $140. they started back home with. They were met by a man who was coming to Brookhaven four or five

miles out on their way home. This man soon after met three white men by the name Hawkins Prinder and Mathews. They enquired of him if he had just met the three negroes.

That was the last that was heard or seen of them until Sunday the 19th inst when their bodies were found about six miles east of Brookhaven Miss and about three Hundred yards one side of the road. They were all three shot and their pockets turned out

A Coroners inquest was held, and steps taken immediately to find out the guilty parties. All the Citizens that I heard say any thing about it, pronounced it a horrable murder and seemed anxious to bring the guilty parties to justice

A few days after the inquest suspicion began to rest upon Hawkins Prindle & Mathews. finealy evidence enough was obtained to warrant their arrest. Hawkins and Prindle were arrested by the City Marshal but Mathews made his escape. and Prindle not being very well guarded subsequently made his escape. After an examination before

Mayor Decell. Mr Hawkins was sent to Monticello put in jail and chained to the floor.

Very Respectfully
Your Obedient Servant
(sgd) Z. B. Chatfield Capt
& Sub Comr Freedmen
Brookhaven Miss

Official

[signature]
Lieut & A. A. A. Genl

Office Asst Comr Bu R. F. & A. L.
Vicksburg Jan 22d 1866

Copy respectfully furnished Comdg Genl Dept Miss for his information.

In absence of Asst Commissioner

[signature]
Lt A.A.A.G.

18651

Hd. Qrs. Post of Barrancas Harbor

Barrancas Fla. Jan. 30th 1866

Fulawky S. S.

By

H. O. Hight

1st Lt. & Post Adjutant

Respectfully forwards Citizen Prisoners John T. Hudson & James T. Hudson to be confined in Mil. Prison at Ft. Pickens pending further action

Hd. Qrs. Post of Pensacola Harbor
Barrancas Fla. Jan. 30th 1864

Captain Joseph H. Meredith
82nd U. S. C. I. Comd. Fort Pickens

Sir

I have the honor to forward herewith under guard John T. Hudson and James T. Hudson citizens, who are implicated as principals in the affray resulting in the dangerous stabbing of Mr. Williams Master of the U. S. Steamer Transport "Convoy" on the night of the 27th inst.

Pending further action in their cases, you are charged with their confinement in the Mil. Prison under your charge.

By order of Col. L. L. Zulavsky
W. O. Haighw
1st Lt. and Post Adjutant

18652

Jan 4. 66

Citizens

Key West Fla June 5th 1866

I hereby Certify that on or about the month of August last Captain Harrower then Acting Provost Marshall in this City – collected from the undermentioned liquor retailers the following amount of Licenses to wit

From James McCarty	25.00
" Mr. [illegible] Phillips	25.00
" Henry Albury	25.00
" Mike Herron	25.00
" Galligher	25.00

making in all the sum of $ 125.00

Which sums had always been collected before and subsequently by the City Marshall

On being interrogated on the subject by me, he replied that he had been ordered by General Newton to pay to Mr. Otto the sum of One hundred dollars, there being no funds in the Office he had resorted to this measure.

E. O. Gwynne
Ex Mayor

18653

Jan 6, 66

Covington

18653

GENERAL COURT MARTIAL ORDERS, No. 2.

WAR DEPARTMENT,
ADJUTANT GENERAL'S OFFICE,
Washington, January 6, 1866.

The following named persons have been ordered to be released from confinement at Fort Pickens, Florida, and furnished with transportation to their respective homes:—

1. *Edith*, (colored.)

CHARGE.—"Larceny."

FINDING.—"Guilty."

SENTENCE.

"*To be imprisoned for the period of two* (2) *years.*"

---

2. *Henry Polk*, (colored.)

CHARGE.—"Horse stealing."

FINDING.—"Guilty."

SENTENCE.

"*To be confined for the period of three* (3) *years.*"

BY ORDER OF THE SECRETARY OF WAR:

E. D. TOWNSEND,
Assistant Adjutant General.

OFFICIAL:

E D Townsend

Assistant Adjutant General.

18654

C.

Jackson Miss. Jany 17 1866.

Lieut John A. Stevens.

Adjt. 58 U. S. C. Infantry.

Reports that in obedience to orders he went to Brookhaven Miss. to arrest James Knapp and James Brown; Knapp at Spring Hill College near Mobile Ala.

Brown was brought here and is now in Camp of 58 U. S. C. Infantry.

Three Enclosures

///

S. 10 – Depl. Kleine Welt,

Brookhaven Miss
Jany. 17th 1866.

Affidavit of

J. G. Decell

Mayor of Brookhaven.

3.

Personally appeared before me the undersigned authority T. G. Decell Mayor of Brookhaven, who being duly sworn says that I am well acquainted with James Knapp the man, who shot a soldier on Mr Whitworths place near Brookhaven. and to the best of my belief and knowledge said Knapp has not been in Brookhaven since the first of December 1865. Deponent further says, that had said Knapp been here during the time stated deponent would have heard of or seen him and I believe that he is attending of Spring Hill College near Mobile Ala.

Sworn & subscribed to before me at Brookhaven Miss this 17th day of Jany 1866.

Jno. A. Stevens
1st Lieut & Adj't. 58th U.S.C. Inf

Thos. G. Decell Mayor [L.S.]

(2)

S. W. Dept. Miss. – Mele.

Brookhaven Jan 17' 66.

Affidavit of
S. D. Knapp.

2

Personally appeared before me the undersigned authority, S. D. Knapp of Brookhaven. who being duly sworn says: that James W. Knapp who was employed by Mr Mr J. Whitworth near Brookhaven during the months of October and November 1865 was sent to Spring Hill College near Mobile Ala for the purpose of being educated on or about the 1st day of December, 1865, and that to the best of my knowledge and belief he (James W. Knapp) is there now attending said college.

Sworn to and subscribed before me this 17th day of Jany. 1866. at Brookhaven Miss.

Jno. A. Steven
1st Lieut & Adjt 58th U. S. C. Inf

Saml D. Knapp

(31

L 10. Depl. [illegible]

Mobile Dec. 5th 1865.

Letter of James Kauffer
to his mother,
relative to his arrival
at Spring Hill College
Mobile Ala.

Spring Hill College Mobile Ala
Dec 5th /65

Dear Mother

I will write you a few lines to let you know that I arrive[d] here safe and that I am well a[nd] doing well. ~~So I have~~

There is some talk of the session last[ing] for only eight months if so I will try and find out and you can send me the remainder of the money if it amounts to a hundred dollars, which will pay for the other three months

You must all write to me, for I have not got time to write to all of you

give my love to all enquireing friends

write soon Your affectionate son Jim

141

£10 – Draft Taken 11 Feb

Jackson Miss.
January 17th 1866.

Lieut Will. H. Williams.
A. D. C. Nor: Dist of Miss.

Sir.

I have the honor to report that in compliance with Special Orders No. 12. Ext. XII from Hd Qrs. Nor: Dist of Miss. of Jany. 14th 1866. and Special Orders No. 5. Ext. XII. from Hd Qrs 58th U. S. C. Inf. of Jany 15th 1866. I went to Brookhaven Miss on the 16th inst. for the purpose of arresting James Knapp citizen. and James Brown (Freedman)

On arrival there I proceeded immediately to the home of Knapp. and was informed by his mother. that he had been absent from home since Dec. 1st 1865 attending college near Mobile Ala. She was requested to furnish evidence to confirm her statement. and handed me a letter from

him which is enclosed herewith.
Enclosed also are the affidavits of Saml. D. Knapp and T. G. Decell Mayor of Brookhaven relating to the whereabouts of said James Knapp.
I have been informed and have good reason to believe that some of the citizens of Brookhaven made up a purse to send James W. Knapp to college near Mobile.
James Brown I brought back with me as directed. He is now quartered in the Camp of 58' U. S. C. Infantry awaiting your pleasure.

I am Lieutenant.

Very respectfully.
Your Obedt. servant.
Jno. A. Stevens.
1st Lieut. & Adjt. 58' U. S. C. Infantry

18655

List of Employees

in

Dist of Utah.

Alizon

Jany 1866

Recd H. Q. U.S. F. Rel. Jan 19. 1866.

List of Citizens employed in the District of Utah

Names	By whom Employed	By what authority	On what duty
Samuel Dean	Capt. D. B. Stover A.Q.M.	Army Regulations	Clerk
James G. Rogers	"	" Dist Comdr	Chief Herder
P. D. Freeze	"	"	Herder
Thos. Butler	"	"	"
John Blume	"	"	"
S. W. Craft	~~Capt. J. F. Skelton C.S.~~	District Comdr	Clerk Sub Dept Fort Bridger
	Lt. R. D. Pike. A.A.Q.M.	"	Clerk Qr Mrs Dept "
	"	"	Carpenter " "
E. J. Milford	Lt. J. H. Roberts A.A.Q.M.	Army Regulations	Clerk & Forage Master Camp Douglas
J. O'Donnell	"	"	Storekeeper Qr Mrs Dept "
E. Curren	"	"	Mason & Plasterer, Qr Mrs Dept "
R. Ducker	"	"	Blacksmith " " "
Wm Baker	"	"	Asst Blacksmith " " "
J. W. Goldthait	"	"	Carpenter " " "
John Dilworth	"	"	do " " "
J. B. Lalonde	"	"	do " " "
H. C. Haskins	"	"	do " " "
G. W. Crowley	"	"	do " " "
D. Cochrane	"	"	do " " "
G. F. Upton	"	"	do " " "
S. Maloney	"	"	Wagon Maker " " "
Davis	"	"	Painter " " "
Thos. Grant	"	"	Saddler " " "
Wm Moss	"	"	Saddler " " "
W. B. Jones	"	"	Wagon Master " " "
F. Cooper	"	"	Asst Wagon Master " " "

List of Citizens Employed – Continued

Names.	By whom Employed.	By what authority	On what duty
A. J. Bevins	Lt. J. H. Roberts A. A. Q. M.	Army Regulations	Teamster, Qr. Mr. Dept. Camp Douglas
E. F. Matlocks	"		do " "
A. Fritz	"		do " "
J. M. Brewer	"	"	do " "
F. M. Clark	"	"	do " "
Thos. Shively	"	"	do " "
G. G. Baker	"	"	do " "
W. Hutchings	"	"	do " "
Geo. Seymour	"	"	do " "
J. P. Leesenney	"	"	do " "
J. T. Baker	"	"	Ambulance Driver " "
J. Norton	"	"	do " "
F. Bonebrick	"	"	Laborer " "
J. R. Womeldoff	"	"	do " "
P. Sorenson	"	"	do " "
H. P. McLane	"	"	do " "
H. Schmidt	"	"	do " "
J. Hunter	"	"	Cart Driver " "
J. W. Stillman	Capt. E. J. Bennett C.S.	Capt. E. J. Bennett. C.S.	Clerk, Sub. Dept. Camp Douglas.
Geo. Waldron	"	"	Clerk, " " "
Wm. Wallace	"	"	Laborer, " " "

P. Edw. Connor
Brigr. General
Comdg.

Wash. Vol. 1st Pt.

Head Quarters Dist
Camp Washington Cal
Jany 14" 60

18656

Wragg J. Co.
Maj. Comdg Dist.

reports the Murder of two citizens by the names of Augustus and Sherman — the circumstances connected with their Murder as far as known — accompanied by report of Capt. Palmer and Dr. Wilson — Arrests Privt. Foster and Stone Co. E 13" Inf on suspicion — Foster and Stone in irons awaiting the orders of the Genl. Comdg.

Head Quarters Post
Camp Wardwell C.T.
January 14" 1866

J. L. Carpenter
Capt and A. A. A. Genl.

Sir

I have the honor to submit the following Report in regard to the Killing of two citizens by the names of S. H. Augustus and F. H. Sluman On the fifth (5) of this Month at a point on the River Six (6) Miles above this Post — After a careful investigation of the Murder of these two men I find the facts to be as follows. On the evening of the 5th of this Month I had occasion to dispatch two enlisted men in company with Mr Boughton (a citizen) to a point on the River about twenty five (25) Miles above this Post for the purpose of arresting two citizens who had been discharged from the Q. M. Dept. at this Post a few days previous — The two soldiers in company with Boughton had proceeded about five (5) Miles from the Post when they observed two Horsemen about one half Mile ahead of them in the road riding towards them rapidly the two Horsemen upon discovering Boughton and the two soldiers attempted to evade them by riding off the road, this excited the suspicion of the two soldiers, they halted the Horsemen to ascertain who they were and found them to be two enlisted men of Co "E" 13" Cav. Mo. Vols by the Names of Frank Foster and Henry Stone — Stone appeared

to be very much frightened when stoped, not supposing at the time that there was any thing wrong. Foster and Stone were permitted to proceed to Camp, whilst the two enlisted men in Company with Boughton proceded on up the River about a Mile further when they came to a Camp and saw two Citizens lying by the Camp fire, the peculiar position in which they were lying exciting their suspicion they endeavored to arouse them by speaking to them, failing in this they proceded to investigate the matter more closeley when they found one of the men dead, and the other mortally wounded, they asked the wounded man if he was shot, and understood him to say no but he was beaten to death, they then asked him who did it, he replied two men, he then became insesable and was unable to answer any-thing further-

(Questions) The Orders under which the soldiers were acting being imperative they placed the dead body and also the wounded one into a wagon, standing close by and proceeded about three (3) Miles further to where a party of soldiers were guarding some Hay and sent two men of this party to bring the wounded men to this Post where they arrived about 11 Oclock at night, the wounded man died in a few hours after being brought in. Early the next morning I dispatched two

Commissioned Officers to where the murder had been committed with instructions to investigate the matter as far as practicable.

(See accompanying Report Marked "A")

When the Citizen Mr. Boughton and the two soldiers returned, and I became conversant with the fact of their meeting Foster and Stone I immediately placed them (Foster and Stone) under arrest, and after a careful investigation I ascertained they had left their Camp and Quarters, on the day the murder was committed against the express Orders of their Company Commander. they were intoxicated at the time of their leaving camp and had some whiskey with them, they stated that they were out hunting Antelopes – No threats could induce them to tell me where they procured their Whiskey. Dr. Wilson extracted one or two Balls from the wounded men, and on comparing these Balls, they were found to agree exactly with the Balls used by Foster and Stone in their Revolvers on that day. I have these two men Foster and Stone in Irons and await your Orders.

I am Sir Very Respectfully
Your Obdt. Servt.
Jno E. Mayo
Maj. 13" Cav. Mo. Vols.
Comdg Post

18657

...sentence him, JOSEPH STAFFORD, to be confined at hard labor ... during ...itary Prison at Dry Tortugas, Florida, ...ing General may direct.

18657

...in the case of NEWTON WILLIAMS, ...and he is released from confinement.

...ntence in the case of JOHN W. ADARE, ...d confirmed, and Fort Jefferson, Dry ...ch other place as may hereafter be ...punishment.

...ntence in the case of JOSEPH STAFFORD, ...; but in consequence of the fact that ...ch was convicted was given by one ...hat the magnitude of the offence was ...ted to one (1) year's imprisonment at ...

...of Tallahassee, in whose custody these ... to be delivered to the Commanding ... of this order.

...which Major M. M. BLUNT, 7th U. S. ...lved.

...TON—

G. N. BOMFORD,
Aide-de-Camp.

...ttick
...ide-de-Camp.

Adare
Stafford

2593

HEADQUARTERS DIST. M., W. & S. FLORIDA.

SEPARATE BRIGADE, TALLAHASSEE, Jan. 16th, 1866.

GENERAL ORDERS, }
No. 1. }

I. Before a Military Commission which convened at Tallahassee, Florida, December 1st, 1865, pursuant to Special Orders No. 115, Par. II., from Headquarters District Middle, Western, and Southern Florida, dated Tallahassee, November 30th, 1865, and of which Major M. M. BLUNT, 7th U. S. Infantry, is President, were arraigned and tried:

1. NEWTON WILLIAMS, Civilian.

Charge—Murder.

Specification 1st—In this, that NEWTON WILLIAMS, a resident of Jackson county, State of Florida, willfully and feloniously did kill and murder one LEONARD HAM, a resident of Jackson county, and State of Florida, with a gun held in the hands of him, the said NEWTON WILLIAMS, and inflicting dangerous wounds therewith, whereof he, the said LEONARD HAM, died.

This, at or near Sneed's Store, Jackson county, State of Florida, on or about the 29th day of November, 1865.

Specification 2d—In this, that NEWTON WILLIAMS, a resident of Jackson county, State of Florida, willfully and feloniously did kill and murder one JESSE HAM, a resident of Jackson county, State of Florida, with a gun held in the hands of him, the said NEWTON WILLIAMS, and inflicting dangerous wounds therewith, whereof he, the said JESSE HAM, died.

This, at or near Saeed's Store, Jackson county, State of Florida, on or about the 29th day of November, 1865.

Finding—Of the 1st Specification, Not Guilty.
Of the 2d Specification, Not Guilty.
Of the Charge, Not Guilty.

And the Commission does therefore acquit him, NEWTON WILLIAMS, a civilian, of Jackson county, State of Florida.

2. JOHN W. ADARE, (so called,) Civilian.

Charge—Robbery.

Finding—Guilty.

SENTENCE:

And the Commission does therefore sentence him, JOHN W. ADARE, citizen of Gordon county, State of Georgia, to be confined at hard labor for and during the period of five (5) years in the Military Prison at Dry Tortugas, or such other place as the Commanding General may direct.

3. JOSEPH STAFFORD, Civilian.

Charge—Assault and Battery, with intent to commit a Rape.

Finding—Guilty.

Adare J.W.

SENTENCE.

And the Commission does, therefore, sentence him, JOSEPH STAFFORD, of Leon county, State of Florida, to be confined at hard labor for and during the period of five (5) years in the Military Prison at Dry Tortugas, Florida, or such other place as the Commanding General may direct.

18657

II. The proceedings and findings in the case of NEWTON WILLIAMS, Civilian, are approved and confirmed, and he is released from confinement.

2. The proceedings, findings and sentence in the case of JOHN W. ADARE, (so called,) Civilian, are approved and confirmed, and Fort Jefferson, Dry Tortugas, for the present, and such other place as may hereafter be designated, is named as the place of punishment.

3. The proceedings, findings and sentence in the case of JOSEPH STAFFORD, Civilian, are approved and confirmed, but in consequence of the fact that the testimony on which the prisoner was convicted was given by one witness only, and the probability that the magnitude of the offence was exaggerated, the sentence is mitigated to one (1) year's imprisonment at hard labor at Fort Jefferson.

4. The Commanding Officer, Post of Tallahassee, in whose custody these prisoners now are, will cause them to be delivered to the Commanding Officer at Fort Jefferson, with a copy of this order.

III. The Military Commission of which Major M. M. BLUNT, 7th U. S. Infantry, is President, is hereby dissolved.

By order of Brig. Gen. JOHN NEWTON—

O. N. BOMFORD,
Aide-de-Camp.

OFFICIAL:

Henry Patrick
2d Lieut, Aide-de-Camp.

Dist: M. W. & F. Fla
1 — 66

Adare
Stafford

Citizens
20 Inmates.
Jan. 16, 1866.

Maynard
Actg Commissary
Vouchers &c &c —
Recd Jan 31, 66

18658

OFFICIAL BUSINESS

Quarters, District of Nebraska.

These were replaced
by different Vouchers
Claim settled
in Sept 1866

560

Head Quarters West Sub District
of Nebraska Fort Laramie D.T.
January 24th 1866

Brevet Major General F. Wheaton
Comdg District of Nebraska
Omaha N.T.

Sir

I have the honor to report that Indian affairs are progressing favorably. No new parties have arrived since my council with Swift Bear: but I have reliable information that Red Cloud will be here in a short time. Mr Bullock who visited Swift Bears Camp says they are in a state of frightful destitution. being starving and naked – the Indian Agent has issued clothing and I have issued considerable Quantities of corn and provisions (Corn being a very acceptable article of food) and some few articles of clothing such as stockings and coats which the Indian agent did not have

As soon as I have seen Red Cloud and made

satisfactory arrangements with him I will direct the whole to Camp near the Black-Hills where they can support themselves as it will be manifestly impossible to feed them all the time. They are said to number in all Eleven hundred. about 250 Warriors but I am inclined to think this is exaggerated

In order that they may be able to support themselves if I shall be fully satisfied of their sincerity I shall permit the Traders to open trade with them and sell them a limited Quantity of Powder and Ball

I have been much embarrassed in settling with Ribs and his party whose services have been so valuable in bringing about the present happy condition of affairs and so faithfully rendered under circumstances of Great Hardship and Danger. As I infered from your Telegrams ordering me to keep an account with the Indian Dept of all articles of Q. M. and Commissary property issued to Ribs and other Indians that all expenses were eventually to be borne by the Indian Bureau I did not order the Quarter Master to pay Ribs

for his services. Even if I had he could only have done so in Vouchers which would probably have been difficult to get cashed.

If there were any assurance that such Vouchers would be cashed, the Money could readily be obtained. I therefore Transmit herewith Vouchers for Payment of Ribs and his party for which I respectfully request your approval. These Indians richly deserve such a reward not only for their continued fidelity in the past but for their willingness to undertake a Message of such peril and hardship that no white Man would have agreed to do it for thousands of dollars.

They went boldly and willingly into a country infested by their enemies knowing full well that if they failed in their Mission a sure and horrible death awaited them. For three Months they travelled through the snows of a winter unparalled in severity and then returned to bring both tidings and proof in one that they had fully performed their duty.

Surely then they are entitled to be paid the amounts I have asked for them - remember that their efforts may and doubtless will be the means of preventing

bloodshed and the loss of many thousands of dollars to private Individuals while the experience of the past makes it impossible even to guess at what the Government will save by peace with the Indians

I have given them liberal presents for which they are grateful and they rely confidently on the Government to pay them for their services so hardly and faithfully performed. Under existing orders of the Q.M. Dept I do not feel authorized to hire an interpreter for the Post and would respectfully request authority to do so at a specific rate per Month say $150.00. At present I have to depend in my intercourse with the Indians on my own very limited knowledge of the language and any one I can pick up. It would be advisable and have a very excellent effect if some medals could be sent to me for distribution to the Chiefs; about twelve would answer.

I have the honor to be
Very Respectfully
Your Obdt Servt
Henry E. Maynadier
Col 5th U.S. Vols
Comdg West Sub Dist of Nebraska

The United States To

Eagle Foot Dr

For services rendered as messenger from Fort Laramie to the Sioux Indians for the purpose of delivering a message of peace, being employed by direction of Brvt. Maj Genl F. Wheaton Comdg District of Nebraska	
90 days at $ 4 per day	360 00

I certify that the above account is correct and just – that the services were rendered, and the price as low as could be obtained.

Henry E. Maynadier
Col 5th U.S. Vols
Comdg West Sub Dist

Received at of
Supt Indian affairs dollars
cents in full of above account.

Witnesses
A. J. Hughes

his
Eagle X Foot
mark

Maj 12th Mo Cav Comdg Post

~~H. D. Humphreys~~
1st Lt + Adjt 5th U.S. Vols

The United States To
Eagle Foot Dr

For services rendered as messenger from Fort Laramie to the Sioux Indians for the purpose of delivering a message of peace, being employed by direction of Brvt Maj Genl F. Wheaton Comd'g District of Nebraska	
90 days at $ 4 per day	360.00

I certify that the above account is correct and just that the services were rendered, and the price as low as could be obtained

Henry E. Maynadier
Col 5th U.S. Vols
Comd'g West Sub Dist

Received at of
Supt Indian affairs
dollars cents in full of above account

Witnesses
A. J. H[illegible]
Maj 12th Mo Cav Comd'g Post

Eagle his X mark Foot

~~H. D. Humphrey~~
~~1st Lt and Adjt 5th U.S. Vols~~

The United States To
Big Mouth Dr.

For services rendered as messenger, from Fort Laramie, to the Sioux Indians, for the purpose of delivering a message of peace, being employed by direction of Bvt Maj Genl F. Wheaton Commanding District of Nebraska 90 days at $ 4 per day	360	00

I certify that the above account is correct and just, that the services were rendered, and the price as low as could be obtained.

Henry E. Maynadier
Col 5th U.S. Vols
Com'd'g West Sub Dist

Received at   of
Sup't Indian affairs
dollars   cents in full of
above account

his
Big X Mouth
mark

Witnesses
A. J. Hughes
Maj 12th Mo Cav Com'd'g Post
~~H. T. Humphreys~~
1st Lt Adjt 5th U.S. Vols

The United States To

Big Mouth Dr.

For services rendered as messenger from Fort Laramie to the Sioux Indians for the purpose of delivering a message of peace, being employed by direction of Bvt Maj Genl H. Wheaton Commanding District of Nebraska 90 days at $4 per day.	360 00

I certify that the above account is correct and just. That the services were rendered, and the price as low as could be obtained.

Henry E. Maynadier
Col 5th U.S. Vols
Com'dg West Sub Dist

Received at of
Supt Indian affairs
dollars cents, in full of above account.

his
Big X Mouth
mark

Witnesses
A. J. Hughes
Maj 12th Mo Cav Com'dg Post

~~S. H. Humphreys~~
1st Lt and Adjt 5th U.S. Vols

The United States to
Long Face Dr.

For services rendered as Messenger from Fort Laramie to the Sioux Indians for the purpose of delivering a Message of peace being employed by the direction of Brvt Major Genl F Wheaton Commanding District of Nebrask 90 days at $ 4 per day	360	00

I certify that the above account is correct and just that the services were rendered and the price as low as could be obtained

Henry E. Maynadier
Col 5th U S Vols
Comdg West Sub Dist

Received at of
Superintendant Indians affairs
Dollars cents in full of the above account

Witnesses

A. J. Hughes
Major 12th Mo Cav Comdg Post

his
Long X Face
mark

S. J. Humphrey
1st Lt & Adjt 5th U S Vols

The United States to
Long Face Dr

For services rendered as Messenger from Fort Laramie to the Sioux Indians for the purpose of delivering a Message of peace being employed by the direction of Brot Major Genl F. Wheaton commanding District of Nebraska 90 days at $ 4 per day	360	00

I certify that the above account is correct and just that the services were rendered and the price as low as could be obtained

Henry E. Maynadier
Col. 5th U.S. Vols
Comdg west Sub Dist

Recieved at of
Superintendant Indian affairs
Dollars cents in full of the above account
Witnesses
A. J. Hughes
his
Long X Face
May 12th [illegible]
H. F. Humphrey
1st Lt [illegible] Adjt 5th U.S. Vols

The United States to
"Little Crow" Dr

For service rendered as "messenger from Fort Laramie to the Sioux Indians for the purpose of delivering a message of peace being employed by the direction of Brvt Major Genl F. Wheaton Commanding District of Nebraska 90 days at $ 4 per day	360 00

I certify that the above account is correct and just that the services were rendered and the price as low as could be obtained

Henry E. Maynadier
Col 5th U.S. Vols
Comdg West Sub Dist

Received at
of
Superintendant Indian affairs
Dollars Cents in full of the above account
Witness
his
A. J. Hughes Little x Crow
mark
May 12th Mc lean Comdg Post
~~H. G. Humphrey~~
P. 1st Lt & adjt 5th U.S. V

The United States to
Little Crow Dr

For services rendered as Messenger from Fort Laramie to the Sioux Indians for the purpose of delivering a Message of peace being employed by the direction of Bvt Major Genl F. Wheaton Commanding District of Nebraska 90 days at $ 4 per day	360.00

I certify that the above account is correct and just that the services were rendered and the price as low as could be obtained

Henry E. Maynadier
Col 5th U.S. Vols
Comdg West Sub Dist

Received at of
Superintendent Indian Affairs
Dollars, cents in full of above account

Witnesses
his
A. J. Hughey Little × Crow
May 12th Mr Leg Triumph Comdg Post
S. H. Humphrey
1st Lt and Adjt 5th U.S. Vols

The United States to
Big Ribs Dr

For services rendered as messenger from Fort Laramie to the Sioux Indians for the purpose of delivering a message of peace being employed by the direction of Brvt Major Genl F. Wheaton Commanding District of Nebraska 90 days at $ 5 per day	450.00

I certify that the above account is correct and just that the services were rendered and the price as low as could be obtained

Henry E. Maynadier
Col 5th U S Vols
Comdg west Sub Dist

Received at of
Superintendent Indian affairs
Dollars cents in full of above account

Witnesses
A. J. Hughes
his
Big X Ribs
mark

May 12th 1866 leav Comdg Post

H. T. Humphrey
1st Lt & adjt 5th U S Vols

The United States to
Big Ribs Dr

For services rendered as messenger from Fort Laramie to the Sioux Indians for the purpose of delivering a Message of peace being employed by the direction of Brvt Major Genl F. Wheaton Comdg District of Nebraska 90 days at $ 5 per day	450	00

I certify that the above account is correct and just that the services were rendered and the price as low as could be obtained

Henry E. Maynadier
Col 5th U S Vols
Comdg West Sub Dist

Received at of
Superintendent Indian Affairs
Dollars. Cents in full of the above account

Witnesses
A J Hughes

his
Big x Ribs
mark

May 12th Ms Lean Comdg Post
H. E. Humphreys
1st Lt & adjt 5 U S Vols

Head Quarters Mil. Prison
18659
Camp Hamilton Va. Jany. 5/66

Prison, Military 18659
Jos. S. Chase
Lieut. 8th Maine Vols. Comdg. Prison

Acknowledes receipt of communication of the 4th inst. and states in reply that Isac Williams white Citizen was discharged by Circular Letter dated War Dept. Dec 5th 1865 Jos. Spoots disch'd Nov. 25, 1865 and Thos. Wilkins Escaped Novb. 2nd 1865

Two Enclosures

H. D. G. Cdr. Order
67, 1865. Dec

2 or more

Cts

W. 700 Vol 8 71 1865

Hd Qrs Dept of Va

Richmond 18th Dec 1865

Respectfully referred to Maj Genl T. H. Miles Comdg District of Fort Monroe, who will cause the within order to be executed and return these papers with report &c

By command of Maj Genl A. Terry

Ed W. Smith
A. A. Genl

Hd Qrs 2. Dist Ft Monroe Va
January 6 1866

Respectfully returned the within order was executed the evening of the 5 inst

The prisoners were dis-
charged as per accom-
panying and enclosed
report—

Nelson A. Miles
Maj Genl Vols
Comdg

Report by Letter

Head Quarters Military Prison
Camp Hamilton, Va. January 5th 1866.

Capt. John S. McEwen
A.D.C. and A. A. A. General.
Military Dist. Fort. McMonroe.

Captain

I have the honor to acknowledge the receipt of your communication of the 4th instant and in reply would state Isaac Williams White Citizen. Was discharged by Circular Letter, dated War Dept. A.G.O. Washington, D.C. December 5th 1865. and he was discharged December 12th 1865. on the above order. Joseph Sprot was discharged November 26th 1865. and Thomas Wilkins Escaped November 2d. 1865. as is shown by the records of this Office

I am Sir

Very Respectfully &c

(over)

Your Obdt Servt

Jas. S. Chase.
Lieut. 8 N Camd Vols
Comdg Military Prison

W. 700 Vol. 3. D.V. 68

GENERAL COURT MARTIAL ORDERS, No. 671.

WAR DEPARTMENT,
ADJUTANT GENERAL'S OFFICE,
Washington, December 26, 1865.

The following named citizens have been ordered to be released from confinement at Camp Hamilton, Virginia, and furnished with transportation to their respective homes:—

1. *Isaac Williams.*

CHARGE I.—"Violation of the 56th Article of War, in relieving the enemy with victuals, and in harboring and protecting an enemy."

CHARGE II.—"Violation of the 57th Article of War, in holding correspondence with, and giving intelligence to the enemy."

FINDING.—"Guilty."

SENTENCE.

"*To be confined at hard labor for the space of three* (3) *years at such place as the Commanding General may direct, and to pay a fine of one thousand* ($1,000) *dollars, or in default thereof, to be confined till the same be paid, the fine to be turned over to the Chief Quartermaster of the District of Fort Monroe, for the benefit of the United States.*"

---

2. *Joseph Spoot.*

3. *Thomas Wilkins.*

BY ORDER OF THE SECRETARY OF WAR:

E. D. TOWNSEND,
Assistant Adjutant General.

OFFICIAL:

E D Townsend

Assistant Adjutant General.

Maj. Genl. A. H. Terry
Comdg Dept. Va.

Report receipt and Execution.

Hd. Qrs. Dept. Va. ... 1865 ... ARMY OF THE JAMES

Vol. 1 A 2980 / 86

18660

A

Report of Capt. Palmer and Dr. Wilson in regard to Murder of Citizens (Vir)

Augustus & Sluman

Citizens

1866

Camp Wardwell C.T. Jan. 6. 1866

Capt. Palmer

Sir: You will proceed in company with Dr Wilson to a place about six miles west of this to enquire into the circumstances attending the killing of two citizens on the 5th day of this month.

Hd. Qrs. Batt. 8 U.S. Vols
Camp Wardwell C.T.
Jan. 6. 1866.

Maj. Jno. E. Mayo
Comdg. Post

Sir!

In compliance with above instructions we proceeded to the place designated and found one man dead in a wagon with the supposition that he had been killed about ten feet from the wagon near a camp fire, from the amount of blood in that vicinity from papers found on his person his name is supposed to be F. H. Sleeman there were other papers scattered on the ground about the wagon and Camp fire the pockets of his Pantaloons were torn out and no money was found about him

he was shot in several places supposed to be from Colts Navy Pistol ball one shot in his head one in the bowels and two in the breast one of the last named supposed to have passed through the heart.

The other man was brought to this Post some time last evening shot in the head and died a few hours after his name was D. H. Augustus; the effects of the two deceased have all been brought to this Post consisting of two wagons three Horses and some papers. As to who the assassins are I have been unable to ascertain anything about.

I am Sir Very Respectfully
Your Obdt. Servt.
B. D. Palmer
Capt. Co. K. 5. N. J. Vols.
H. G. Wilson
Asst Surg In Charge of Post

A Return of Cases Adjudicated **15661**
by the Provost Court 1st Sub
District + Dist of West La
for the month of Jan 1866

Headq W. La

Jany '66

Cutting [illegible]

Head Qrs. W. Sub Dist
Dist. W. S.C., Columbia
Feby 9, 1866.

Respectfully forwarded approved

Nat Haughton Lt Col
Comdg

L.B. "H" 299 — 1/2 Sub Dis

Hd. Qrs. Mil. of S.C.
Columbia S.C.
February 10th 1866

Respectfully forwarded

A. Ames
Bt. Maj. General

E.B.6. 29.

Very ? ? ?
Jacob ? ?

REC'D HD QRS FEB 12 1866 SOUTH CAROLINA

HEADQUARTERS Dept of South Carolina

Charleston S.C. Feb 12th 1864.

Respectfully Referred to Major Perry Judge Advocate D. J. A.

By Command of Maj. Genl. Q. A. Gillmore

W. L. M. Burger
Asst. Adjt. Genl.

Received D. J. A. Feby 12 '64

Abstract of Cases Adjudicated by the Provost Court 1st Sub District District of Western South Carolina for the Month of Jan. 1866

No.	Name	Nature of Case Tried	Decree of Court	Final Decision in case of Appeal	Remarks
1	United States vs Isaac Black and John Fitzsimmons (Freedmen)	Larceny	Guilty		Sentenced to twenty days imprisonment and fines of [illegible] each
2	United States vs Isaac and Charles (Col'd)	Larceny	Charles Guilty		Sentenced to Sixty days imprisonment or Fifty Dollars fine
3	Francis Green (Freedman) vs Guignard	Petition on acct.	Decree in favor of Plaintiff		
4	United States vs John Williams (Col'd)	Larceny	Guilty		Sentenced to Sixty days imprisonment and $25.00 fine

I certify the above is Correct,

L. B. Menard
Capt. 25 Ohio Vols.
& Provost Judge

13662

Abstract of cases adjudicated by the Provost Court of the Mil. Dist. Eastern South Carolina during the month of January 1866.

19

Enclosure

Retained copy.

Military District Eastern So. Ca.

Dept. So. Ca.

3d Separate Brigade.

Abstract of cases adjudicated by the Provost Court during the month of

January.

1866.

No.	Date.	Parties.	Charges.	Plea.	Finding.	Decree of the Court.	Remarks.
			Cases adjudicated involving white persons.				
			2d Sub District				
			Darlington				
			Capt. [illegible] 29th Maine Asst. Provost Judge.				
			None				
			3d Sub District				
			Sumter				
			Bvt. Major A. F. Remain 30th Mass. Vols. Asst. Provost Judge.				
1	January 5	U.S. vs. G. W. Reardon	Larceny	Not Guilty	Not Guilty		
2	" "	" " H. H. Logan	"	"	Guilty	One hundred dollars fine or 2 months impris.[illegible]	
3	" "	" " H. H. Logan	"	Guilty	"	Five dollars fine and costs.	
4	" "	" " S. W. Logan	"	"	"	Ten dollars fine and 10 days imprisonment	
5	" "	" " R. A. Pool	"	Not Guilty	"	100 dollars fine or 2 months imprisonment	

No.	Date.	Parties.	Charges.	Plea.	Finding.	Decree of the Court.	Remarks.
6	January 5	U. S. vs. B. G. Yocom	Violation G. O. No 38.	Not Guilty	Guilty	Ten dollars fine and costs	
7	" 25	U. S. vs. D. S. Gemmon	Receiving stolen goods	"	Not Guilty		
8	" "	U. S. vs. J. A. Gemmon	"	"	"		
9	" "	U. S. vs O. A. Hanner	distilling without license	"	"		
10	" "	S. S. Radford vs. Robt Holland	Indebtedness on note	Confession	Judgment by confession		

4th Sub District.
Sussex

Captain E. R. Clark 30th Mass. Vols as Provost Judge

No.	Date.	Parties.	Charges.	Plea.	Finding.	Decree of the Court.	Remarks.
1.	January 4	U. S. vs John Harrington	Assault and battery	Not Guilty	Guilty	20 dollars fine and costs.	
2	" 11	U. S. vs. James Bevil	drunkenness and disturbing peace	"	"	30 days impsmt 30 dollars fine and costs.	
3	" 11	U. S vs J. Ellis Stalker	" " " "	"	"	10 dollars fine and costs	

No.	Date.	Parties.	Charges.	Plea.	Finding.	Decree of the Court.	Remarks.
				Cases to which colored persons are parties.			
				2d Sub District			
1	January	P. A. Brownson vs. Tim (colored)	Theft	Not Guilty	Guilty	To pay to P. A. Brownson the sum of $ 50 or 10 days confinement. The costs to be paid by P. A. Brownson $6	
				3d Sub District			
1	January 5	J. Rose vs. Hel. Elvira Rose (freedom)	Petition for property	Non indebitatus		That the property be given to plaintiff.	
2	" "	U. S. vs. Ben (freedman)	Larceny	Guilty	Guilty	one month imprisonment	
3	" "	U. S. vs Ben do	do	do	do	do	
4	" "	U. S. vs. Caesar, John, Jefferson & Henry (freedmen)	Larceny	do	do	One month imprisonment each	
5	" "	U. S. vs Caesar & Aaron "	"	Not Guilty	do	two " " "	
6	" "	U. S. vs. Sam, Bob and Jacob freedmen	"	Sam Guilty, Bob and Jacob not Guilty	Sam Guilty. Bob and Jacob not Guilty	One month imprisonment as to Sam, Bob and Jacob discharged.	
7	" "	U. S. vs Josiah (freedmen)	"	Guilty	Guilty	2 months imprisonment.	
8	" 15	U. S. vs. John "	Receiving stolen goods.	Not Guilty	Not Guilty		

No.	Date.	Parties.	Charges.	Plea.	Finding.	Decree of the Court.	Remarks.
9	January 15	U. S. vs. Wm. English (freedman)	Larceny	Guilty	Guilty	To be imprisoned 15 days.	
10	" 25	U. S. vs Alf. Summers and Guy Brock (Freedm)	Larceny and Receiving stolen goods	Not Guilty	Alfred Guilty and Guy Not Guilty	Alfred 1 month imprisonment	
11	" 25	U. S. vs Gun (")	Larceny	do	Guilty	One month impris. and costs.	
12	" 25	U. S. vs Suwarrow (")	do	do	do	$25 dollars and costs and one month imprisonment	
				4th Sub	District		
1	January 4	A. W. Hecker vs Simon (freed)	Violation of contract			Simon and Jake to forfeit their share of the crop and A. W. Hecker to pay the costs	
2	" 11	Allen McFaden vs Arthur (")	"			Arthur and Esther freedmen to forfeit their share of the crop and Allen McFaden to pay the costs	
3	" "	U. S. vs Abraham (")	Trespass and killing a horse	Not Guilty	Guilty	60 days imprisonment	
4	" "	U. S. vs William (")	Larceny	"	"	30 " "	

No.	Date.	Parties.	Charges.	Plea.	Finding.	Decree of the Court.	Remarks.

Number of cases adjudicated involving white persons

Recapitulation

2d Sub dist		
3 "	"	10
4 "	"	3
	Total	13

C. G. Fillebrown
Bt Maj & A.A.A. Genl

Number of cases adjudicated in which colored persons are p

Recapitulation

2d Sub district		1
3d "	"	19
4 "	"	5
	Total	25

W. P. Richardson
Brt Brig Genl Comdg

18863

Abstract of arrests ordered by the Superior Provost Marshal Mil. Dist. E. S. C. during the month of February 1866.

Ent. [illegible]

[illegible]

Retained Copy.

Military District Eastern S. C.

Department So. Ca.

1st Separate Brigade.

Abstract of cases adjudicated by the Provost Courts during the month of

February

1866.

No.	Date.	Parties.	Charges.	Plea.	Finding.	Decree of the Court.	Remarks.
			Cases adjudicated involving white persons				
			2d Sub District				
			[illegible]				
			Lt. [illegible] W. Harmon 29th Mass. [illegible] Asst. Provost Judge				
1	February	U.S. vs. G. F. Scott	Abusing and threatening the life of a Freedman	Not Guilty	Guilty	$10 dollars fine and costs	
2	"	U.S. vs. John V. Wilson	Drunkenness and disturbing the peace	Guilty	Guilty	$10 dollars fine and costs	
3	"	U.S. vs James Garretson	"	Not Guilty	Guilty of being drunk	$6 dollars costs	
			3d Sub District				
			Sumter				
			Captain C. W. Burgess 30th Mass. Vol. V. Asst. Provost Judge				
ordered a new trial	February	U.S. vs W. H. Garland	House Breaking, stealing &c	Not Guilty	Guilty	$50 dollars fine and 1 month imprisd	Appeal made, sentence not confirmed
			4th Sub District				
			[illegible]				
			Captain E. R. Clark 30th Mass. Vol. Vet. Asst. Provost Judge				
1	February	U.S. vs R. H. Burns	Refusing to deliver up U.S. Govt property	Guilty	Guilty	$20 dollars fine	
2	"	U.S. vs P. H. Crow	Illegal sale of liquors	"	"	$25 " "	
3	"	U.S. vs S. P. Sellers	Assault and battery	"	"	$60 " "	
4	"	U.S. vs A. McQuage	Drunkenness and disturbing the peace	"	"	$15 " "	

No.	Date.	Parties.	Charges.	Plea.	Finding.	Decree of the Court.	Remarks.
5	February	U. S. vs. Henry McQuage	drunkenness and disturbing the peace	Guilty	Guilty	15 dollars fine	
			Cases to which colored persons are parties				
			2d Sub District				
1	February	U. S. vs Sim (colored)	stealing hogs	Not Guilty	Guilty	60 days imprisonment	
			3d Sub District.				
1	February	U. S. vs. Marcault (colored)	Receiving stolen goods	Not Guilty	Not Guilty		
2	"	U. S. vs Peter "	"	"	"		
3	"	U. S. vs Oscar "	"	"	"		
4	"	J. M. Willett vs Ned Jack "	Petition for redress			ordered that Ned Jack pay to plaintiff 8 bushels of peas	
5	"	albert English (col.) vs S. S. Bradley	Petition for 6 head of cattle			Petition dismissed &c, Plaintiff to pay costs.	
6	"	J. Fraser (col.) vs J. Leonard (col.	Petition for a horse			" "	
7	"	U. S. vs Isaac Pierson ("	Larceny	Not Guilty	Guilty	2 months imprisonment and costs.	
			4th Sub District.				
1	February	U. S. vs. Jacob (col.	Larceny	Guilty	Guilty	60 days imprisonment.	
2	"	U. S. vs Lagrange ("	"	Not Guilty	Not "	discharged.	
3	"	U. S. vs Johan ("	"	"	"	"	
4	"	U. S. vs Paul Nelson ("	"	"	"	"	
5	"	U. S. vs Hugh ("	"	"	Guilty	60 days imprisonment.	
6	"	U. S. vs Terry ("	"	Guilty	"	2 months "	
7	"	U. S. vs Tom ("	"	Not Guilty	Not Guilty	discharged	
8	"	U. S. vs Louisa ("	drunkenness & vagrancy	Guilty	Guilty	10 days imprisonment	
9	"	U. S. vs Kit ("	drunkenness	"	"	20 " "	

No.	Date.	Parties.	Charges.	Plea.	Finding.	Decree of the Court.	Remarks.

Number of cases adjudicated involving white persons

Recapitulation

2d. Sub Dist.		3
3d. " "		"
4th " "		5
	Total	8.

Number of cases adjudicated in which colored persons are parties

Recapitulation

2d. Sub Dist.		1
3d. " "		7
4th " "		9
	Total	17

L. F. Tillebrown
Lt. Col. & Asst. Com.

W. P. Richardson
Bvt. Brig. General Comdg.

Darlington. S.C. Jan. 13 '66.

H. 3.

Harmon L. W. 29 Me. 18664

Judge advocate.

Transmits proceedings of the Mil. Commission of which he was judge advocate in the trial of Robert Brown &c and submits names of prisoners who were released upon bonds of 500 dollars each for their future appearance.

+

Rec. M.D.E.S.C. Jan. 15.

Darlington, South Carolina
January 13th 1866

C. B. Fillebrown
Lt. & A. A. A. Gen.

Sir,-

I have the honor herewith to transmit the proceedings of the Military Commission, of which I was Judge Advocate. The following named citizens were tried, Robert Brown, Lawrence Brown, George Graham, Tris. Van. Eaddy and Frank Singletary. The remainder of the men of which you gave me their names in a communication, dated January 3d 1866, I have the honor to report were for the want of any witnesses that could testify against them put under Five Hundred dollar bonds each, to appear at whatever time called for by the military authority. Their names are as follows- Ferdinand Jones, Wm. Coward, Frank Brown, Zingle Graham, Stephen Jones, John Brown, Cofers Eaddy and Myers Graham.

I am Sir
Yours Obt. Servt.
L. W. Harmon
1st Lt. 29th Maine Vols.

18665

State of N.C. Executive Dept
Raleigh N.C. Jan 26th 186

Worth Jonathan
Gov of N.C.

Copy

Forwards Copy of Telegram from G. M. Harper Sheriff of Craven Co in relation to the Collection of Taxes and wishes information concerning certain Orders

N. J. vol 1 Dec 1866

Rec

(Copy)

Newbern, Jan. 26th 1866

His Excellency
Gov. Worth :-

A military order has been issued enjoining and restraining collection of taxes from persons who during the exclusive occupation by the military authorities transacted business under permits from U. S. Treasury Dept. and for which revenue was collected by U. S. Govt.

What shall I do?

F. M. Harper,
Sheriff.

State of North-Carolina,
EXECUTIVE DEPARTMENT.

Raleigh, N. C., January 26th 1866

Bvt. Maj. Genl. T. H. Ruger
Com'dg Dept. of No Ca.
General:-

I enclose you a copy of a telegram just received from F. M. Harper, Sheriff of Craven County with reference to the collection of the taxes ordered by the State Convention.

Will you inform me if any such orders, as those referred to in the telegram, have been issued by you; and, if not, by whom; and of such other facts touching the matter as may be in your possession.

Very Respectfully,
Yr. Obt. Svt.
Jonathan Worth
Gov. of N. C.

6. 18666
Jan 8. 66
Contingen...

Genl C. B. Fisk
Nashville
Tenn

N.B. Please return the original Title Deed

Jefferson County East. Tennessee
January 8th 1866

Genl C. B. Fisk
Commissioner of Freedmans Bureau
Nashville, Tenn

Sir Thomas Hawkins a citizen of the 14th Civil District of Jefferson County and who died on the 11th day of July 1864 was the owner of two tracts of land in the 14th civil District of said County Containing about acres as will appear by the original Deeds, to said Land, herewith presented, and the original evidence of the death of Said Hawkins is herewith presented also. In the month of April 1865. Said Lands were seized by agents of the Treasury Department, and has been since held and rented by the Freedmans Bureau, and an information has been filed in the District Court of the United States against said lands as forfeited to the United States. That on the 2nd January 1866, said Information was dismissed by the District Attorney for the United States, as will fully appear by a Transcript from the Record duly certified, herewith presented, Petitioner Shows your Excellency that they are the Heirs at Law of said Thomas Hawkins Decd. They ask to be restored to the Possession of said Lands, and inasmuch as said Land was not Subject to Seizure, they ask that all the Rents which have accrued may be paid to them.

We are very Truly Yours
Joseph Hawkins
Wm Hawkins,
Philip Hawkins
Nancy Crosby.

Genl Fisk,

H. S. D. 48667 [illegible]

Nashville Tenn
January 15 1868

Respectfully forwarded to John H Wright Asst. Dist M Tenn – with the report that I ordered Lieut Cooley to Cumberland City – in accordance with an order from Maj Gen Thomas –

[illegible]

The within assessment was recommended by a "Commission" convened for the purpose of investigating the amount of damages sustained by Capt. D. R Lamoreau C.S. then a citizen, for butter (the private property of Capt Lamoreau) taken from the Steamer Thomas E. Tutt by certain Rebel citizens at or near Cumberland City Tenn

The order of Maj Genl
Thomas was Endorsed
Thereon —
The Papers in
This Case are now in
Possession of Capt A.L.
Hawkins 101st U.S.C. Inf
The officer relieving me
of the Command of the
Garrison of Fort Bruce
Clarksville Tenn

Bryant H. Eadley
Capt "D" Co 101st U.S.C.I.

Nashville Tenn
January 15th 1866

Capt Bryant Headley
Comdg Gar Fort Bruce.
Clarksville Tenn

Sir,
I have the honor to report that in pursuance to your orders I proceeded to Cumberland City Tenn Dec 24th 1865, for the purpose of collecting an assessment made against the following Rebel citizens in that vicinity. Mrs L. Lewis, Mrs Martha Barr, John M. Wilson James Wilson and William Dunbar. I succeeded in collecting $5.00, 2.50 from John Wilson and the same amount from James Wilson. After telling the parties that I would be there again in a few days and warning them to be prepared to pay the bill I returned to Clarksville. On the 7 instant I again visited the above named parties. I collected $25.00 from Mrs Martha Barr and she gave me security that her land should not be sold or otherwise disposed of until the claim of Capt Lamoreau had been settled. Mrs Lewis refuses to pay at all. William Dunbar refuses to pay. and the Wilsons say they are not able to pay. I arrested the three last

named parties, and on their promise to report to the Commanding officer at Fort Bruce, Clarksville Tenn to day, I released them. I turned over all the papers appertaining to the case to Capt A. L. Hawkins Comdg at Clarksville. I paid out for expenses more than the amount I collected and I respectfully request to know what shall be done with the $21.00

Very Respectfully
Your Obt Servt
J. M. Cooley
2 Lt Co "D" 101st U.S.C.I.

H. 31, D. 1866.

18668

Hd. Dis. Pro. Court
Alexandria Va.
Jan 28/66

Hambrick Paul R.
Capt Pro Judge

Forwards reports of Colored Cases tried and disposed for the Week ending Jan 27/66

Filed

Head Quarters Provost Court
Alexandria Va. Jany 28th 1866

Col J H Taylor
A. A. Genl
Dept of Washington

Colonel

I have the honor to forward to you a report of Colored Cases tried and disposed of by me for the Week ending Jany 27th 1866

I am Colonel
Most Respectfully
Your Obt Servt
Paul R. Hambrick
Capt & Provost Judge

Caroline Roy Cold,
vs.
Betty Collins Coley

Head Quarters Provost Court
Alexandria Va. Jany 24th 1866

Caroline Roy Cold,
vs.
Betty Collins Cold,

Charge

Threatening the life of Complainant on the morning of the 24th day of Jany 1866 at the residence of the said Betty Collins

The defendant on being arraigned for trial plead as follows.
To the Charge — Not Guilty

Caroline Roy Cold, being duly sworn says, I went to Betty Collins house in that part of Alexandria known as Petersburgh this morning Jany 24th 1866 for the purpose of getting pay for a sheet which she had promised to pay me for — on asking her for the money, she said she never intended to pay me for it — she then went to the Cupboard and got a dirk knife which she threatened to stick in my heart — I am afraid that Betty Collins will do me bodily injury.

Margaret Christian Colored being duly sworn says — I was present this morning Jany 24th 1866

When Betty Collins drew a Knife on Caroline Roy — The Knife was a long dirk Knife and said that she would stab Caroline to the back bone with the Knife — Caroline then said that she would have her arrested.

Bound over to keep the peace towards the said Caroline Roy in the sum of one Hundred (100) dollars for six months

Paul R Hambrick
Capt & Provost Judge

Caroline Roy Col'd,
vs.
Betty Collins Col'd

Report of Colored Cases tried and disposed of by Capt Paul R Hambrick Provost Judge of Alexandria Va for the Week ending January 27th 1866

1866	Name	Charge	Disposition
Jany 24th	Provost Court vs. Armstead Berkley Cold	Disorderly Conduct	Discharged from Confinement on giving bail in the sum of one hundred (100) dollars
Jany 24th	Caroline Roy Cold vs. Betty Collins Cold	Threatening the life of Complainant	Bound over to keep the peace towards the said Caroline Roy in the sum of one hundred (100) dollars
Jany 25th	Thomas Joshua Cold vs. John Simms	Debt $2.75	Confessed Judgement for ——— $2.00 and paid. Case dismissed
Jany 26th	Martha Hopkins Cold vs. John Crocker	Debt for hire of her son from 1861 to 1865	Settled by Compromise for the sum of fifty (50) dollars

Thomas Joshua Cold.

vs.

John Simms

Head Quarters Provost Court
Alexandria Va Jany 25th 1866

Thomas Joshua Colored
vs.
John Simms

Complaint — Debt — amount — $ 2 . 75

Confessed Judgement for — $ 2 - 00
which defendant Claims is the
full amount due Complainant

The Court accepted the plea and defendant
paid the ———————— $ 2 00
and the Case dismissed

Paul R Hambrick
Capt & Provost Judge

Provost Court
Vs.
Armstead Berkley

Head Quarters Provost Court
Alexandria Jany 24th 1866

Provost Court
vs.
Armstead Berkley Colored,

Charge — Disorderly Conduct

Plea — Not Guilty

James Jacobs Sergt Co F. 107th Regt U.S.C.T. being duly sworn says — The prisoner now on trial was at the Barracks at Battery Rogers on the evening of the 22nd inst and commenced a disturbance. I was ordered by the Captain to arrest Armstead Berkley — I went up to him to do so when he drew a razor on me and if I had not dodged back would have cut me with the same. I drew my sword on him and knocked the razor out of his hands — he was cursing considerably after getting him to the guard house.

Arthur Eskridge Corpl Co F 107th Regt U.S.C.T being duly sworn says — I am on duty at Battery Rogers on the night of the 22nd instant Armstead Berkley Colored, was creating a disturbance inside of our Barracks

and threatened my life with a razor he acted very disorderly.

The Court after maturely considering the evidence adduced finds as follows. That the prisoner Armstead Berkley colored, is guilty of the charge, but owing to the fact of his having been roughly handled is discharged from confinement on his giving bail in the sum of one hundred (100) dollars for his good behaviour for twelve (12) months

Paul R Hambrick
Capt & Provost Judge

Provost Court
U.S.
vs
Armstead Berkley

Martha Hopkins, Cold

vs.

John Crocker

Head Quarters Provost Court
Alexandria Va Jany 26th 1866

Martha Hopkins Cold,
vs.
John Crocker

Complaint

Debt for hire of his Son Robert from 1861 to 1865 - Settled by Compromise for the sum of Fifty 50, dollars. Jany 26th 1866 between Father & Mother & John Crocker in the presence of George McBurney & cwt

Paul R Hambrick
Capt & Provost Judge

No. 21 18669 ('66)

Hd Qrs Pro Court

Alexandria Va

Jan 21st 1866

Hambrick P. R.

Capt & Pro Judge

Forwards reports of Col'd cases tried and disposed of during the week ending Jan 21/66

Filed

Recd Bu R F & A Lands Jan 22/66

Head Quarters Provost Court
Alexandria Va. Jany 21st 1866

Col J H Taylor
A. A. Genl
Dept of Washington

Colonel

I have the honor to forward to you a report of Colored Cases tried and disposed of by me during the week ending Jany 20th 1866

I am Colonel
Most Respectfully
Your Obt Servt
Paul R Hambrick
Capt & Provost Judge

Pete
Wm B.

Rec'd Jan 22/44

Head Quarters Provost Court
Alexandria Va Jany 20th 1866

Col J H Taylor
A. A. Genl
Dept of Washington
Colonel

I have the honor to forward proceedings and findings in Case of Provost Court V.S Jack Bowling Colored,— This Case Came up under General Order No 2 Dept Head Quarters dated Washington Jany 15th 1866

The Courts of Va in these Cases grant white persons tried by Jury, but Colored persons are tried before a Magistrate— Such Cases will have to Come before Provosts Courts until the Legislation of Va alter the State Statutes, which I fear will be after this generation passes away.

I am Colonel
Most Respectfully
Your Obt Servt
Paul R Hambrick
Capt & Provost Judge

Report of Colored Cases tried and disposed of by Capt Paul R Hambrick Provost Judge at Alexandria Va for the Week ending Jany 20th 1866

1866	Name	Charge	Disposition
Jany 18	Mrs Julia Elliott Vs Samuel Thompson Cold	Theft	acquitted
Jany 19th	Provost Court Vs Jack Rowling	Theft	To be Confined at hard labor for fifteen (15) days and pay four (4) Dollars Costs Report forwarded on 20th inst
Jany 20	Francis Talbot Cold Vs Isaac Richardson	Debt $127.00	Judgement Rendered

1

Head Quarters Provost Court
Alexandria Va. Jany 19th 1866

Provost Court
vs
Jack Rowling, Colored

Charge — Theft

Specification — In this that the said Jack Rowling a Colored resident of the County of Fairfax State of Va. did without authority enter the premises of George Mason, Sen a Citizen of the above County and State mentioned, with a Waggon and team and did take and place on the said Waggon a parcel of Wood property of the said George Mason and was Caught in said act before hauling the wood away.

This in the County and State above mentioned on or about the 19th day of January 1866.

The prisoner Jack Rowling Colored, on being arraigned for trial for said theft pleaded as follows.

To the Specification of Charge — Guilty
To the Charge — Not Guilty
but pleaded that he intended to place the wood on his Waggon and drive by the residence of

Said George Mason, and pay him for same

Evidence George Mason Junior being duly Sworn Says— I am the Son of George Mason Sen and reside with my Father on his farm at Spring Bank Va. That on this Morning Jany 19th 1866 I went to my fathers Wood and found the prisoner there with a waggon and team and placed on said waggon about one dozen (12) Sticks of Wood which had been cut for the purpose of Fire Wood by my fathers hands that the said prisoner was there without any Authority and to the best of my knowledge and belief was in the act of Stealing the same.

Findings The Court after duly Considering the evidence adduced finds as follows

To the Specification of Charge Guilty
To the Charge Guilty

And does therefore sentence him the said Jack Bowling Colored to be Confined at hard labor in the Slave pen, in Alexandria Va. for the space of Fifteen (15) days and to pay a Cost of Four (4) dollars, for expenses in making said arrest and to remain in Confinement until same is paid provided it be paid either fifteen (15) days after the expiration of the first

3 part of this Sentence — If then remaining unpaid — that he be discharged from prison

Paul R Hambrick
Capt & Provost Judge

Head Quarters Provost Court
Alexandria Va Jany 20th 1866

Francis Talbot Colored,
vs
Isaac Richardson

Complaint		Debt amount	$132 " 00
	Jany 20th	Cash paid	5 " 00
		Judgement Rendered for	$ 127 . 00

Paul R Hambrick
Capt & Provost Judge

1

Head Quarters Provost Court
Alexandria Va. Jany 18th 1866

Mrs Julia Elliott
vs
Samuel Thompson Colored,

Charge — Theft

Specification — In this that the said Samuel Thompson a Coloured Resident of the City of Alexandria State of Va did at divers times take from the premises of Mrs Julia Elliott a resident of the said City and State, without authority property to wit hay — belonging to the said Julia Elliott this in the City of Alexandria State of Va on or about the 17th day of January 1866.

Samuel Thompson Colored, the prisoner on being arraigned for trial pleads as follows.
To the Specification of Charge — Not Guilty
To the Charge — Not Guilty

Evidence — Mr Samuel Chipley an officer of the County of Alexandria State of Va being duly sworn says on the morning of the 17th day of Jany 1866 Mrs Elliott procured a warrant from a Justice of the Peace for the County of Alexandria State of Va against Samuel Thompson Colored,

2 ordering that the premises of the said Thompson be searched - I went to the said premises - where I found a large armful of Hay on the premises of the said Thompson, which Mrs Elliott said she believed to be hers - By the request of Mrs Elliott I tracked the Hay from Thompsons house to Mrs Elliotts enclosure - I found tracks in the snow and when the parties got over the fence I saw a small quantity of Hay which had been dropped by the parties - I did not get over the fence or trace the track further - but it appeared to come from the direction of Mrs Elliotts Hay Stack - I then enquired for Samuel Thompson and found from a statement made by his wife that he had gone in the County to get a load of Wood I went to the house of the said Samuel Thompson, Colored, this morning Jany 18th 1866 and arrested the said Samuel Thompson Colored, on charge of committing the theft.

William Elliott being duly sworn, says I am the Son of Mrs Julia Elliott and resides with her in the City of Alexandria Va - a Colored boy employed by Mother told me yesterday morning Jany 17th 1866 that some one had been stealing hay from my mothers stack and tracked the hay from the stack to the premises of the prisoner Samuel Thompson Colored, - there was hay scattered along the route the person took - I could

3 follow the route both by the hay and the foot prints in the snow - there was only

3 follow the route both by the hay and the foot prints in the Snow — there was only one persons track made in the Snow — I went back to my Mothers residence and told her that I had tracked the hay to Samuel Thompsons house. My Mother got a Search warrant. and I went with Mr Samuel Chipley the Officer in whose hands the warrant was placed, to the house of Samuel Thompson where we found about 25 or thirty, 30, pounds of hay — my Mother was with us — my Mother Said that She believed the hay to be hers — the hay was new Cut and mixed and just like the hay in my Mothers Stack we have lost a great deal of hay before but this was the first instance, where I have tracked it to any particular place.

Mrs Julia Elliott being duly Sworn Says I have at Various times lost forage from my premises; but Could never track it farther than the lane leading to the Catholic grave yard — I Could get no further Clue to the theft on the Morning of the 17th Jany 1866 — a little boy whom I hire to feed my Cows, Called and [illegible] Said that Some person had been Stealing more hay — I went to my Stack and found it to be So, and that quite a quantity had been taken there was tracks in the Snow where a person

4 had Come and Stole the hay and as he went away the hay would fall out of the bundle and by that means I tracked it about half way out of my own premises— my Son then Said that the Snow was too deep for me and that I had better go back— my followed the track or at least Said he had to this man Samuel Thompsons house and Came back and told me I then went and got a Search warrant and on Searching Samuel Thompsons residence found about twenty five (25) or thirty (30) pounds of hay Corresponding to my hay and which I Certainly believe to be mine— I then had the man arrested.

Cross examined

Ques why do you think I took the hay

Ans because it was tracked from my Stack to your house—

Ques did you see me take the hay

Ans I did not—

Ques by the Court did you ever know of this mans Stealing any thing before this time

Ans I dont recollect ever seeing him before Consequently know nothing about him.

Defence

James Thompson Colourd, being duly Sworn Says— I ame not related to the prisoner Samuel Thompson I Came from London

5 County about one week ago— I have Staid with Samuel Thompson Since I have been

5 County about one week ago — I have Staid with Samuel Thompson Since I have been in Alexandria. He has had the hay in question on his premises ever Since I have been in Alexandria I Slept in the house with Samuel Thompson on the Night when it is alledged he Stole the hay — He did not leave the house to my Knowledge the Next Morning 17th Jany 1866 he told me his feet was Sore and asked me to go and harness his horse as he wished to go after a load of Wood.

Cross examined,

Ques why do you Say that the hay has been on the premises ever Since you have been there
Ans Because I Saw it there the day I Came
Ques How much hay was there at the time
Ans He had the hay at that time in his Cellar there was Twenty five 25, or thirty 30, pounds or there May have been more —
Ques Where did he Keep his horse
Ans he kept it by the Side of his house until the Superintendent of the Freedmens Bureau Came and told him to move it —
Ques where did he feed the horse the Night the hay is Said to have been Stolen
Ans In a lot about one and one half of a Square off —
Ques How long have you noticed his feet being Sore

6 Ans Three or four weeks-
Ques How do you know that his feet has been Sore three or four weeks when you have been with him but one week-
Ans He told me that they had been Sore
Ques did you ever See his feet with his Stockings off and has any Doctor ever done anything for them-
Ans I have Seen his feet when his Stockings were off but no Doctor has ever done anything for them that I know of-
Ques who fed the horse the night before the 17th
Ans The prisoner.

Julia Crump Colored, being duly Sworn Says I live with Samuel Thompson Colored, the party Charged with Stealing hay from Mrs Elliott- I know that he did not leave the premises on that night- I know that his wife Came in the room which I occupy to Cook potatoes to place on his feet- I have lived with Mr Thompson three weeks
Ques what is his given name
Ans I dont know- all that I know is Mr Thompson

Mary anne Beale Colored, being duly Sworn Says- I know that Samuel Thompson did not bring any hay to my house on Tuesday night the 16th Jany 1866- the prisoner feeds his horse

7 in my yard and brought the hay to my house at the time he brought the horse on Tuesday

7 in my yard and brought the hay to my house at the time he brought the horse on Tuesday evening just about dusk - He has fed his horse on my premises since the 6th day of Jany 1866 It was on Saturday before last - I have never seen Thompson give his horse oats. I have seen him bring a bucket with something in it but I dont know what it was - Thompson feeds his horse in one corner of my yard - a man came after Thompsons horse on Wednesday morning the 17th day of Jany 1866 - I dont know who he was - I have not seen the man since. dont think I would know him again if I was to see him.

Anne Thompson Colored, being duly sworn - Says - I ame the wife of Samuel Thompson - Samuel Thompson did not leave the house on the evening of the 16th day of Jany 1866 - until about 5 A M on the morning of the 17th Jany when he got up and started after a load of wood - He goes five or six miles - He got back about 11 A M on the 17th Jany - His feet is frosted has been so for two years. but about one month ago he went down in the to look for a farm and had his feet frozen over again. has been quite bad ever since one half of his great toes are off and his feet are otherwise much injured so much so

8 that at times it is difficult for him to walk any distance—
The Court then forwarded the prisoner and James Thompson Colored, under guard to the premises of Mrs Elliott for the purpose of measuring the tracks in the snow to see if either of them made the same tracks—
The guard returned with the party and reported that the tracks were made by some person whose feet were much smaller than either of the parties sent.

Findings The Court after carefully considering the evidence adduced finds as follows
Of the Specification to the Charge Not Guilty
Of the Charge Not Guilty
and does therefore acquit the prisoner.

Reasons— First it is not clearly shown that the hay in question was taken from Mrs Elliott.
Second there is no proof that Samuel Thompson the party charged with the theft was absent from his house on the night in question on the contrary proof is brought forward to show that he was not absent.
Third The tracks in the snow spoken of could not have been made by either of the men staying at the house of the

9 Said Samuel Thompson and although circumstances are strong against him,
[illegible]

9 said Samuel Thompson and although
Circumstances are Strong against him,
yet evidence Sufficient has not been ellicited
to hold Thompson for said theft or
to hold him as accessary thereto

Paul R Hambrick
Capt & Provost Judge

State of North Carolina
18670
Executive Department
Raleigh N.C. Jan 3d 1866

North Johnston
Governor

Citizens
2 more
Introduces Moses Rand
And with Quillen of
high standing of the City
of Beaufort N.C.

71-113 Nov 21 Nov 1865

W.H. Vol. 1. Dec. 1866.

State of North Carolina,

EXECUTIVE DEPARTMENT,

Jan. 3th, 1866.

Gen'l Ruger

Dear Sir

Allow me to introduce to your acquaintance the delegates from Beaufort and Morehead City, Messrs Rumley & Webb whom I commend to you as gentlemen of high character. I have advised them to call on you with the assurance that you would hear their representations, & in the hope you might obtain from them information tending to enable you to remedy their grievances more fully than you could do from the less accurate knowledge of the facts in my possession.

Yours very respectfully

Jonathan Worth

Govr of N C

18671

L.R.C.T. 24

Brownsville Texas

Jany. 28th 1866

Texas Dept. of
(Sgd) H. G. Wright,
Maj. General Comdg.

States that instructions have been given to the Military Commander at Brownsville to aid the Civil authorities in the arrest of Juan N. Cortina and others

2 enclosures
E. T. O.

Citizens

Headquarters Dept. of Texas.
Brownsville, Texas, Jan: 28th 1861.

Hon. Josiah Moorhead
Mayor of Brownsville, Texas.

Sir: —

I have the honor to acknowledge the receipt of your communication of the 27th inst. enclosing copy of an indictment against Juan N. Cortina and others for the murder of George Morris, and asking that instructions be given to the Commanding Officer at Brownsville to aid the civil authorities in making the arrest of the parties concerned.

Such an order is not necessary, as instructions have already been given to the Military Commanders to furnish such aid as may be at any time required by the civil authorities in the discharge of their duties.

You have therefore only to call upon the Commanding Officer at Brownsville to obtain the needful assistance.

Very respectfully

(over

Your obdt Servt
(Signed) H. G. Wright
Maj. Gen. Comdg.

Official copy:
R. F. Halsted
Br Lt Col. & ADC

1866

18672

Morning Report of Prisoners confined at Libby Prison Richmond, Va.,

January 28th 1866.

NAME.	Remaining in Prison at Last Report.	ADD.	OFF.	Remaining in Prison.	REMARKS.
Soldiers	24	0	0	24	
Citizens	8	1	0	9	
White Women					
Negroes	24	10	6	28	

Morning Report of Prisoners confined at *Libby Prison* RICHMOND, VA.,

January 28th 186*6*.

NAME.	Remaining in Prison at Last Report.	ADD.	OFF.	Remaining in Prison.	REMARKS.
Soldiers	24	0	0	24	
Citizens	8	1	0	9	
White Women					
Negroes	74	10	6	78	
Col'd Women					
TOTAL	106	11	6	111	

To ~~CAPT. J. M. SCHOONMAKER~~,
Edward Hunter
1st Lt 12th U.S.I.
Commanding Military Prisons.

Respectfuly submitted

Comd'g. *J. T. Tipping turnkey*

Citizens Add

1 Cornelious Howard Citizen

Negroes Add

1 Henry Marshall
2 W. H. Quarles
3 Jnu. Brown
4 Samuel Dabney
5 Peter Smith
6 C. B. Brooks
7 Thomas Scoot
8 Albert Kix
9 Henry Newton
10 Albert Parcham

} Negroes

Negroes Off

1 Stephen Henry
2 Lucious Minor
3 Henry Coleman
4 Henry Marshall
5 W. H. Quarles
6 Jnu. Brown

} Negroes

Executive Office Raleigh
18673
N.C. January 24th - 1866

Worth Jonathan
Gov of N.C.

States that he is personally acquainted with certain parties whom have filed Affidavits in relation to taxes and believes them to be men of good character

N M V 1 Dec 1866

2 or more names

Executive Office
Raleigh. Jan. 24/66

Major Genl Ruger

At the request of Mr Robbins who has filed with you affidavits in relation to horses, I state that I am personally acquainted with some of them — to-wit, — A. M. Pugh, Charles Cleary, Nathan Winslow, Emsley Barnes, Frederick Pearce Ezra Pearce & Gilliam Jones. They are all reputed to be men of good character.

I inclose an affidavit from Mr Thomas, of Granville —

Yours very respectfully

Jonathan Worth
Govr of N.C.

B. Y. Vol. 1 D. 1866.

Washington D.C. 18674

January 13. 1866.

Burnett H. C.

Citizen

E. B. page 28 Vol. 1 D. 1866.

Statement relating to seizure of twenty four (24) Boxes of Manufactured tobacco by order of Provost Marshal at Danville and turned over to Mr ~~Appyran~~

H Earl

Prov Mar

File

Received, Hd. Quar. Dept. Va.
Jan 17
1866
ARMY OF THE JAMES

Respectfully referred to Maj. Gen. A. H. Terry, Comd'g Department of Virginia who will take such action in this matter as he deems best under the circumstances.

By command of
Lieut. Gen. Grant
T. S. Bowers
Asst. Adjt. Gen.

Hdqrs. A.U.S.
Jan. 16. 1866

Head Quarters Dept. of Va.
Richmond Jany 17 1866.

Resp. referred to the Comdg. Officer at Danville Va. who will investigate the case & on finding the within allegations to be true

will take possession of the within named tobacco & turn it over to Mr. Burnett

This paper to be returned with report of action.

Alfred L. Perry
Maj. [illegible]
Hd. Qrs. Sub Dist [illegible]
Jany 23rd 1866

Respectfully returned in accordance with endorsement. The ~~facts~~ statements set forth in Mr Burnett's letter are found to be true.

Chas E. Farrand
Capt. [illegible]

Received, Hd. Quar. Dept. Va.
Jan 25

THIRTY-NINTH CONGRESS, U.S.

HOUSE OF REPRESENTATIVES.

Washington, D.C. Jany 13th 1866

Sir:

While I was South, and in the State of Virginia, I purchased of   Eppenson twenty four Boxes of Manufactured Tobacco, for which I paid him and received the Tobacco and left it in the Custody of B. F. Dyer Esq of Henry cty Va. Some time after I left Va, Mr Eppenson went to the town of Danville, and upon his exparte Statement, that the Consideration which I paid him had become by reason of the South having failed in the War worthless, the Provost Marshal, sent up to Henry cty, a body of Soldiers, with this man Eppenson who demanded of Mr Dyer who was the Custodian of the Tobacco its delivery, he refused to give it up and the Soldiers then took forcible possession of it and carried it to Danville and the provost Marshal delivered the same to Eppenson. I submit, that the Military authorities had no jurisdiction of the rights of Citizens arising upon Contracts between them; and the Courts being open in the State of Virginia, Mr Eppenson had his remedy against me, and if he had been wronged, his rights could be fully adjudicated. I made this representation to the

to the provost Marshal through B. F. Grandy Esq of Va and the provost Marshal, agreed that his decision had been wrong and that the Tobacco should be delivered to me; he thereupon sent a Guard and had Mr Epperson arrested and assured my agent that he might rest assured the Tobacco should be delivered Mr Grandy went on to Baltimore informed me what had been done and that the provost Marshal would make Epperson surrender the Tobacco - When Mr G returned from Baltimore, he called upon the provost Marshal, who told him he had changed his mind and left the Tobacco in the possession of - Epperson - Upon the receipt of this information from Mr Grandy I came on here, and now ask you for an Order directing the provost Marshal at Danville, ~~direct~~ ~~ing~~ him to have this Tobacco redelivered to me or to require Epperson to pay the market value of the same - In a word I ask that I may be put in Statu quo in regard to my property as it was at the time the Military Authorities took it out of my possession.

I have the honor to be
very respectfully
Yr, Obt, Servt
H. C. Burnett

Lieut Genl U. S. Grant
Comdg Army U.S.

Provost Marshals

Office Danville Va

September 14th /65

The within order is hereby revoked and turned over to the civil Authorities of Pittsylvania Co. to be adjusted by the courts

by Order of

Fred A. Rein

Capt & P.M.

True Copy [illegible]

Office Pro. Marshal
Danville Va.
Aug 25th 1865

Mr. W. S. Epperson
Pittsylvania Co Va

Is hereby authorized to sell or make use of Twenty four (24) boxes of manufactured Tobacco which was sold to one W. C. Burnett of Kentucky for four negroes, which were by said W. C. Burnett warranted to be slaves for life. and who are and have been free since about the first day of April 1865 and consequently were not slaves from that date.

Mr W. S. Epperson is therefore fully entitled to the Tobacco, and the same will be delivered to him when ever found

By order of Capt Kein
B. F. Davis
Lt & Pro Marshal

[illegible]

For and in consideration of the sum of twelve thousand dollars this day paid me in twenty four boxes of manufactured Tobacco - I have sold to W. S. Epperson four negroes - to wit - Susan a woman and her three children - Henry, Peyton and Albert. I warrant said negroes to be sound and slaves for life - Apl 6th 1865

W. C. Barnett

I certify that the above is a true Copy of a bill of sale now held by Mr Epperson.

Rwl E Farrand

Capt 11 U S Inf'y. Comdg.

Danville Virginia
January 21, 1865.

Capt. Chas. E. Farnance
Commag. Post:

Sir:

On the Complaint of H. C. Burnett, I have simply to say this: that Col. Burnett, was a Senator of the Confederate Congress, and that on the Sixth day of April, 1865, he sold to me, a negro woman, a slave, and her three children, Henry Payton and Albert, as slaves for life, which will appear, as per bill of sale, this day deposited, with you. That on the 13th day of February 1864, the amended Constitution of the State of Virginia, as amended, states

"P. 19. Slavery and involuntary service, (Except for Crime,) is hereby abolished and prohibited in the State forever."

That the said Epperson, being ignorant of any such such amendment to the Constitution of Virginia, and relying upon the declarations of the said Burnette, sold to him

twenty-four boxes of Tobacco
valued at twelve thousand ($14.000)
dollars, in consideration of said
slaves, as he then considered them
to be; that finding on the 26th day of
August, 1865, that the said proposed
slaves, as sold to him by the said
Burnett, were free on the 13th
day of February 1864, by the amended Constitution of Virginia as
aforesaid, he applied to Captain
Keen, then Provost Marshal of the
town of Danville, Va., through his
attorney, R. W. Lyles, for a restoration, by military order, of the (24)
twenty-four boxes of tobacco, so sold
~~to him~~ by the said [said] ~~Burnett~~ [Epperson] ~~by~~ [to] the
said ~~Epperson~~ Burnett, as per order
dated 25th of August, 1865. That
thereupon the said Tobacco was returned to the said Epperson, and
sold by him in the South. That
on the 14th day of September, 1865
the said order was revoked, and
turned over to the Civil Authorities
of Pittsylvania County, to be adjusted
by the Civil Courts, by order order of
Capt. Keen, then actg. Provost. Marshal

The said Epperson further represents that he was ignorant of the fact that the said slaves were sold to him as such, by the said Burnette, while they were free, under the amended Constitution of Virginia, as aforesaid; that it was not his intention, or wish, to purchase any negro as a slave, unless that negro was a slave for ~~fif~~ life; that when he consulted his counsel, R. W. Lyles, he was informed by him, that the negroes he bought from the said H. C. Burnette were at the time he purchased them as free as H. C. Burnette himself; thereupon he asked of the Provost Marshal as aforesaid, to have returned to him, the (24) boxes of tobacco, the consideration money of the said slaves.

All of which is respectfully submitted.

Very respectfully,
Your obt. servt
R. W. Lyles for
W. S. Epperson

State of Virginia
Town of Danville.

B. H. Gravely of the County of Henry & State aforesaid States that he as agent of Henry C. Burnett saw the Provost Marshal at this place in the month of Sept last and said Provost revoked the order which had been made turning the Tobacco over to Epperson and said Burnett's statements in regard to the arrest of said Epperson and his failure to deliver the said Tobacco are substantially true - Said Epperson was directed as will be seen by reference to said Order to deliver said Tobacco to the Civil Authorities, that the rights of the parties might be adjudicated, which he has not done, but by his confession sent the Tobacco out of the State - I proposed to said Epperson to place the Tobacco in the hands of a third party to hold until the Courts could adjudicate the matter which he refused. - Said Burnett has repeatedly in my presence proposed to submit the matter to reference - Said Epperson admitted to-day in my presence that Burnett told him when he let him have the negroes, that he did not believe the institution of Slavery would continue and the inducement with him to let him have them was that his family might have something which they could convert into money to enable them to return to their friends in Kentucky. -

B. H. Gravely

Sworn to and subscribed before me Jany 22nd 1866.
Wm. B. Millner J.P.

State of Virginia
Pittsylvania cty

B. F. Dyer of the County of Henry and State aforesaid states, that the statements contained in the letter of H. C. Burnett, to Lieut Genl U.S. Grant so far as they relate to purchase and delivery and the custody of the twenty four Boxes of Tobacco, bought of ~~[illegible]~~ are true. Said Dyer states he was present at the time said sale was made and said Epperson gave said Burnett the order set forth to deliver the Tobacco described in said order, that he was holding the same in custody for said Burnett when said Epperson came with a Guard and forcibly took the same from his possession. That said order was subsequently revoked and he was at said Epperson's house when the Agent of said Burnett ~~[illegible]~~ came to take said Tobacco and redeliver the same to said Burnett's agent, that said Tobacco was then in the custody and possession of said Epperson. He states that all allegations by said Epperson that Burnett took advantage of said Epperson's ignorance in regard to the probable duration of slavery in this State or that slavery would continue are utterly untrue. He distinctly remembers and Epperson admits it today, that Burnett told him that he did not think the institution of slavery would continue but he believed it would be abolished by gradual emancipation. And that if he believed slavery would continue, he would not let him have the negroes at any such price. Burnett distinctly stated that he did not believe the institution would last and that the inducement with him to make the trade was that he thought it likely the South would fail in the war and if it did, he wanted something that his family might convert into money, to enable them to return to their friends in Kentucky. Said Epperson admitted by a paper signed by him and given to me which is now in the possession of said Burnett and was executed the day before said Epperson made his

application to the provost Marshal that said twenty four Boxes of Tobacco belonged to said Bunnett. He states that he purchased of said Epperson his farm and on the day said Bunnett & Epperson traded he paid said Epperson twelve thousand Dollars in Confederate Currency, that he was to pay him in addition seven thousand five hundred pounds of ^manufactured^ Tobacco which he has done, but before doing so and before said Epperson made him a Deed, he proposed to give Epperson all the benefit which he might have derived from the Confederate Currency if he would rescind the Contract and let him keep his Tobacco, which said Epperson refused to do. — He states further that said Bunnett purchased at Auction ~~b[illegible]~~ on the Monday preceding his trade with Epperson a number of negroes ~~at [illegible]~~ at Henry County Court House. Said Dyer states he was the only person present when said Bunnett and Epperson traded except said Epperson's wife — The day Bunnett let Epperson have the negroes said Epperson requested me to let the negroes remain at my house until he could send for them, which I agreed to do and said Epperson sent for them some two or three weeks afterwards and has had possession of the negroes ever since. — He states that said Epperson has sold his plantation as he avows to move to South Carolina. —

Sworn to before me by }
B F Dyer Jany 22nd 1866 }

B. F. Dyer

Wm B. Millner J.P.

Concord January 24" 186

18675

Barringer Victor C

Sets forth a statement of facts and asks with other petitioners for clemency in the case of certain prisoners engaged in the late Riot at Concord N. C.

25 Feb 1866

File

Concord N.C.
Jany 24. '66.

General:

A petition in behalf of certain Rioters convicted before a Military Commission at Salisbury, for a Riot here on 21st. Sept. last, has been forwarded to you, through Genl. Ruger, for your favourable consideration. I beg, in the public interest, to add a word or two to an endorsement, which I have already made on the petition.

The Riot was an outrage which called loudly for rebuke. I was employed by the freedmen to prosecute the prisoners, which I did with zeal & fidelity to the interests of those who employed me. When the investigation began, there was a terrible outcry & I stood almost alone. But the Commission went straight along, with admirable patience, and an impartiality which every one commended, through three or four weeks of hearing of the case; and by the time the investigation closed even the parties themselves felt that their conviction ought to be & was certain. A reaction also set in here among the community. I think everybody is convinced that the trial was full & fair, & the sentence just. The whole thing has done good—much good. I am sure the general feeling hereabouts is more favourable towards the Govt. & its acts & policy in regard to the freedmen than it

long before the trial took place.

It would be tedious to enter into details. But you will understand, I am persuaded, that the main objects for which I was retained have been accomplished. The parties are convicted. The law is vindicated. The community has been favorably impressed with a wholesome respect for the rights of all. And now, General, forgetting any mere personal concern in this matter, I come forward to ask as much leniency toward the guilty parties as you may find consistent with your duty towards the interests of your Dept. My own opinion is decidedly that it were better the sentence were suspended over these men in terrorem, a constant practice of our Civil Courts under peculiar circumstances. These circumstances concur here. The condition of the country, the relations of the races so suddenly changed, with the excitements of election day & bad whiskey, will account to some extent for & palliate the offense. I feel confident the prisoners, who are for the most part men of general good character, will not offend in like manner again. I am confident also that, if you can find it conformable to your sense of duty, the course which I have ventured to suggest in this case, will result in the largest amt. of good to all.

I am, General,

Yr. Obt. Servt.,

Victor C. Barringer

Maj. Genl. Ruger.
Comdg. Dept. N.C.
Raleigh N.C.

Head Quarters D. W. N. C.
Salisbury N.C. Jany 25/66.

Respectfully forwarded.
The signers of this paper, I am assured are among the most reliable citizens of Cabarrus County. I know this to be true of Mr. Rufus Barringer, the Solicitor, and J. C. Barringer the latter of whom assisted in the prosecution of these men.

Joseph Packard
Col. Comdg. Dist.

C.—10. Hd. D. C. D. W. N. C. 1866

State of North Carolina:
Cabarrus County
Jany 2nd 1866:

To/

Brig: Genl Packard:
Commanding &c
Salisbury
N.C.

The undersigned Citizens of Cabarrus County N.C. would respectfully ask the Commanding Genl to remit or Commute the sentences of George A. Pitts, Thomas Williford, Alfred Litaker, William Kestler, & John Propst, recently convicted by the Military Commission at Salisbury for participation in the late Riot at Concord. Your Petitioners are informed that the execution of these sentences is in some degree discretionary with yourself; & they are satisfied that the investigation at Salisbury & the punishment the parties have already undergone, have fully impressed all concerned, as well as the Community generally, with the outrage Committed in that Riot. Since the inves-

lighten & the release of the parties pardoned,
they have all conducted themselves with
great propriety, & good order & kind feelings
again prevail in our community, towns
& among all classes of people. We humbly
pray, therefore, that you will either remit
or commute their sentences, especially those
of Pitts, Williford & [illegible], or if this is not
consistent with your views of public duty,
that you will suspend the sentences
over them dependent on their future
good behavior. Taking them from their
farms & other pursuits at this time
would result more injuriously to both
their private & the public interests.

Trusting that you may feel at
liberty to adopt the policy here in-
dicated, & which we are sure would tend
to promote the public peace & harmony,
we remain your humble Petitioners &c.

Rich'd P. Harris C.S.C.
L. S. Bingham Mayor of Town
R. [illegible] Pres. [illegible]
H. [illegible] Sheff & Capt H.G.P.
John Fink [illegible]
I. G. Wallace Prob. Clerk & [illegible]

Names of Petitioners

R S Harris Lt Wt G P
R W Foard
Joseph Greene
J. Rustle
I. A. Fitzgerald
G. W. Ratter
Mathias Barrier
J. W. Kesler
A. H. Meads
J. S. Fisher
C. A. Caldwell
J. C. H. Burkhead
J. A. Archibald
J. C. Young
J. P. Gibson
W. C. Means
Theophilus Cannon
D. N. Cannon
S. D. Morrison
J. W. Henderson
Wm. A. Smith
C. R. White
H. B. Groner
W. L. Archibald

These Petitioners represent are citizens of the county & are well known citizens. I cordially approve the object of this petition.
Rufus Barringer County Solicitor

I appeared in aid of the prosecution against the Rioters named in the within petition & my connection with the case properly ceased with their conviction, leaving to the authorities alone the part of fixing or inflicting their punishment as the public interests may require - On a full view, however, of the whole matter, I would recommend the course suggested in the Petition, as most promotive of general harmony in the community. The authority of the law has been amply vindicated by their conviction, & I think a wholesome dread of future violations of public order has been already inspired.

V. C. Barringer
Atty - at - Law.

Head Quarters Dist. W. N.C.
Salisbury N.C. Jany 30/66.

Respectfully forwarded. The signers of this paper I am assured are among the most reliable citizens of Cabarrus County. I know this to be true of Mr. Rufus Barringer, Dr. Gibson, and V. C. Barringer the latter of whom assisted in the prosecution of these men.

Joseph Packard
Col. Comdg. Dist.

6.—10. Recd 26 [illegible] 1866

P 142 Reg 2 Va 1866
18676

Spallswood Hotel
Richmond Va Jan 12/66

Brooks. E. S.
New York Times

Altg. L. W.

Calls attention to article in N.Y. Times descriptive of a cowhiding affair between himself and H. Rives Pollard fears a renewal of the attack and asks the views of the Commdg Genl in the matter

File

Spotswood Hotel,
Richmond, Va.,
Jan. 13th 1866

Brvt Brig. Genl E. W. Smith
A. A. G. Dept. of Virginia }

Sir: — The undersigned respectfully requests that the following statement of facts be laid before the Commanding General, relative to an occurrence which happened in his Department today: —

On the 8th inst. an article, or rather a dispatch, written by the undersigned, appeared in the New York "Times," describing the shooting affair in which H. Rives Pollard, of this city, & other parties participated, in a light burlesque manner.

At two o'clock today the said Pollard armed as the subscriber has reason to believe with a raw-hide, bowie-knife, & pistol, attacked the undersigned & attempted to do what is commonly called "cow-hiding." Being attacked the undersigned could do nothing but resist & a struggle ensued lasting some fifteen minutes, during which he took the raw-hide out of Pollard's hands, & threw it away. Pollard, however, continued to attempt castigation, & the undersigned has reason to believe that said Pollard drew his knife for the purpose of taking his life. The proprietors of the hotel interfered at this juncture, & the parties were separated.

The undersigned respectfully represents that he has valid reason to fear that a

renewal
of the attack may be expected.
Desiring to submit to the will of the Commanding General, whatever it may be, this paper is presented, with the assurance that no future breach of the peace is designed on the part of

Your obt. Servt.
E. A. Brooks
New York Times.

1-Encd. Received [illegible]
Raleigh 1867 Jan 8 [illegible]

Respectfully approved
to Col Clapp Asst Supt
Freedmens Bureau
for action.

By command of
Brig Gen [illegible]

O. R. Conder
AAG

Hd. Qrs. Asst. Com. N. C.
Bureau Refugees Freedmen &c
Office Actg. Supt. Cent. Dist.
Raleigh N. C. Jan. 9th 186[illegible]

Respectfully referred to [illegible]
Asst. Supt. Sub. Dist. of Goldsboro for
immediate investigation and
report.

Geo. C. Henry Capt. U. S. Vols
Actg Supt. Cent. Dist. N. C.

Bureau Ref. Fr. & A. L.

Sub District Goldsboro, January 12. 66.

Respectfully returned. On the 26. Dec. 65 about 10 P.M. Jim Williamston, a "Lt" of the "Militia" of this County, together with Bill Hughes and Geo. Anderson broke into the premises of Shade Davis (freedman), who lives about 10 miles from here, under the pretence of searching for a bowie knife, believed to be in the possession of said Davis. After searching in vain for the weapon these "Militia Officers" dragged Davis out of his bed into the woods and hung him up by the thumbs, nearly dislocating the same. Having accomplished this feat of chivalry the party proceeded to the house of Wm Smith (freedman) under a similar pretence, treating this man in a like manner. Complaint having been brought before me, I ordered these parties to appear here for trial. They pleaded that they had acted "under orders". The Lt. however admitted that Bill Hughes had been the chief leader in this midnight orgie, too drunk to be controlled by him. Giving them the benefit of their plea to have acted "under orders", I refrained from turning them over for Court Martial, explained to them the magnitude and turpitude of their crime, and sentenced Jim Williamston to 10 days jail and 50 doll. fine, Bill Hughes to 20 days jail and 50 doll. fine, Geo. Anderson, a mere boy, to 10 doll. fine.

After the two had been sent to jail, several citizens came and interceded in their behalf, pleading (admitting the justice of the sentence) the bad condition of the Co jail. The prison, though by no means equalling that of Salisbury, is in a miserable condition, the rain comes into every cell. I therefore consented to change the imprisonment into a fine of 20 doll. for every 10 days. Mr. Hollowell and Mr. Hennegy went security, that this fine should be paid by

over

Saturday last. Saturday came and the released parties were not heard from, except indirectly, as having vowed that they would neither pay the fine nor appear here, as promised to their sureties, and faithfully did they keep this part of their pledge.

Towards night I sent word to Mr Hennegy to pay the fine for which he had become security, but instead of coming and offering a single excuse, he sent word that he had to go out of town. I then sent for Mr. Hollowell, who assured me that he had no money and would not pay the fine. His words and gestures impressed me with the conviction that he intended to pick a fuss with me and my office. Upon remonstrating with him on this flagrant and dishonest breach of promise, he evinced the utmost contempt for his word, declaring that he would pay on no account, but rather go to jail. Seeing that he had but one leg, having lost the other, I presume, in the Rebel service, I told him that I felt responsible for this fine, that I felt loth to detain him, and that I would release him upon giving some surety that it would be paid in case the other parties, released through his instrumentality, could not be reached. He peremptorily refused to give me any satisfaction. I thereupon put him in jail. Before an hour elapsed, some friends of his came, promising to be his security, upon which he was released at once, not having been in jail for over two hours.

If in cases like this the Officer of the Bureau has to submit patiently to the taunts and insults of a confirmed Rebel, even though he be elected Clerk of the Co Court, I, in imprisoning said Hollowell, have acted in ignorance, misunderstanding wholly the powers, duties, rights and aims of this Office.

Geo. O. Glavis. Chaplain USA.
& Asst. Supdt.

Hd. Qrs. Dept. of N.C.

Raleigh N.C. Jany. 7 1866.

Campbell J. A.
A. A. Genl.

Makes complaint in a letter addressed to Brig. Genl. Harden. that Wm. J. Hallowell, Clerk of the County Court of Wayne Co. has been arrested and kept in jail by the Asst. Supt. of that Dist.

C. 2 S. D.N.C. vol 1. 1866

Recd. Asst. Comr. N.C. Jany. 16 1866.

Headquarters Department of North Carolina,

Raleigh, N. C., January 7th, 1866

General:

Governor Worth reports that he has received a Telegram from Goldsboro stating that the Superintendent of Freedmen at that place has arrested and put in jail Wm. J. Hallowell Clerk of the County Court of Wayne County. The Commanding General desires you to investigate the matter, and if Mr. Hallowell has not been guilty of Crime requiring the interposition of the Military authorities he should be released — if guilty he should be brought to trial before a Military Commission. Please forward a report of the matter, without delay, to these Head Quarters.

Very Respectfully
Your Obedient Servant
J. A. Campbell [signature]
Asst. Adjt. General

To. Brig. General W. D. Hardin
Commanding District Raleigh N.C.

Bureau Refugees, Freedmen & AL
Hd. Qrs. Central District
Raleigh Jan 13 1866
Respectfully forwarded
One enclosure) C. C. Olney Capt. U. S. Vols.
and Act. Supt. Central District

Bureau of R. F. & A. L.
Raleigh Jan. 16. 1866
Respectfully forwarded.
Chaplain Glavis does
not in this case appear
to have exceeded his
authority derived from
my Circular letter dated
Oct. 14 1865 - approved by
Gen Howard, & submitted
to Gen Ruger before it
was published.
E. Whittlesey
Col. & Asst. Comm.
E.B. p. 99 No. 1

Records of Genl Court Martial
18678
Raleigh N.C. Jan 17th 1866

Corbin John
Capt and Judge Advocate

C. 23, vol 1, D of C 1866
Forwards request for trans-
portation for Citizens from
Raleigh N.C. to Morehead City

Viz:-
Solomon Lewis
Gulford Lewis
Eliza Lewis
Horatio Frost
Nancy Frost
Joseph Frost

Two or more Cols

Room of Genl. Court Martial
Raleigh N.C. Jan. 19" 1866

Col. J. A. Campbell
A. A. G. Dept. N.C.

Colonel

I have the honor to request that you furnish transportation for the following named citizens from Raleigh to Morehead City N.C. They have been witnesses in the trial of Aaron Benjamin and others for Rape, viz:

Soloman Lewis
Fulford Lewis
Eliza Lewis
Horatio Frost
Nancy Frost
Joseph Frost.

Very Respectfully
Your Obt. Servant
John Corbin
Capt. & Judge Advocate

Report of Citizen P. 18679
Prisoners, White & Black
in confinement in the
District of New Berne

Head Quarters Dept of N.C.
Inspector Generals Office
Raleigh N.C. Jany 24th 1866

Colonel J. A. Campbell
Asst Adjt Genl
Sir

The enclosed
Report is most respectfully
submitted

[illegible]
Bvt Lieut Col & A. I. G.

I. 17. (V.) 1. Dep. C. 1866

File

[illegible]

Report of ~~the~~ Citizen-Prisoners, Confined within the ~~Limits of~~ District of New Bern N.C.

NO.	NAME,	CRIME.	TRIED.	SENTENCE.	ORDER PROMULGATING SENTENCE.	REMARKS.
	John Hamilton	Burglary	Yes	no order promulgating sentence		
	Jerry Sullivan	Armed Soldiers Halsey & Macoming [illegible]	No			
	George Anderson	" " "	"			
	W. H. James	Larceny	Yes	Gen Ord No 25 Hd Qrs 3rd Div 10 A Corps July 24th 1865		
	Robert Langley	Larceny	"	" " " 25 " " " " " " " " "		
	Milton J. Gibbs	Asslt & Battery	"	" " " 41 " Dist of New Bern Months Dec 4th 1865		
	Mabin Bradshaw	Larceny	"	" " 155 " Raleigh N.C. Nov 8th 1865		
	James F. Dupree	Larceny	"	" " 165 Hd Qrs Dept of N.C. Dec 4th 1865		
	Foster N. Cooke	Robbery	No			

J. E. McGowan
Capt & A.A.G.

Report of Cold Citizen-Prisoners, Confined within the Limits of District of New Bern N.C

NO.	NAME.	CRIME.	TRIED.	SENTENCE.	ORDER PROMULGATING SENTENCE.	REMARKS.
	Anthony Williams	Murder	No			
	Lewis Maddard	Burglary	Yes	No order Promulgating Sentence		
	Henry Morris	"	Yes	" " " "		
	Joe White	"	Yes	" " " "		
	Parker Sewall	"	Yes	to be confined at Hard Labor for the [illegible] of 5 years	Genl Ord No 41 Hd Qrs 3rd Div 10 A Corps July 24th 1865	
	Henry Pulley	"	"	" " " " "	" " " 41 " " " " " " " " "	

Capt & A A A General
Dist of New Bern N.C

F. 27 V.1. DNC

18605

Murfreesboro N.C.
Jany 4 1866

C. H. Foster

Complains that a certain white man, by threatening the life of one Sam (a Freedman) in his Employ, interrupts Sam in his work and breaks the peace in the community. Requests that some action be taken.
Name of white man is Perry Carter.

F. 27 V. 1. D.N.C.
1866

C. R. S. 15. EB p 95 Bu R F & A L.
Recd Apt. Comsr of N.C. Jany 10th 1866

Headquarters Department of North Carolina,

Raleigh, N. C., Jan 8th, 1866.

Respectfully referred to Col. E. Whittlesey, asst com. of Freedmen. It is thought this case can be settled by the agents of the Freedmen's Bureau

By Command of
Bvt Maj Gen Ruger

J. A. [illegible]
A. A. G.

E.B. 156

Wrapper mem.

16 [illegible] R.D.D.N.C. 1866

Transfer to Capt ...

Hawley of Reporters &c
Hd. Qrs. Asst Commissioner
Raleigh NC Jan 10th 1866

Respectfully referred to Capt F.A. Seely Supt of Eastern Dist. for such action as the interests of the Bureau may require. A communication has been sent to Capt Penniman at Halifax to visit Murfreesboro.

By order of Col Whittlesey A Com
Fredk Beecher
Lt & A.A.A. Genl.

Recd Hd. Qrs E Dist N C Jan 13 1866
R B p 8

Hd Qrs E Dist N C
New Bern Jan 16th

Respectfully referred to Lt Geo. T. Hawley Asst Supt for Hertford & Gates Counties with reference to above endorsement.

F.A. Seely
Capt & Supt E Dist

Rec'd Back E Dist N C [illegible]

Office Asst Pro. Mar Counties
of Gates & Hertford
Murfreesboro N.C. Feb 13/66

Respectfully returned.
Upon the Statement of the writer of this communication it appears that the man Hines had ceased his threats against the freedman [illegible] & the case being trifling no action was taken in the matter.

Geo S Hawley 1st Lt &c
Asst Pro Mar Counties Gates & Hertford

Hd. Qrs. E Dist N.C.
New Berne [illegible] 8th 1866

Respectfully returned with reference to endorsement of Lt Hawley Asst Supt & Pro Marshal.

R A Seeley
Capt [illegible]

See page 46

Bureau Refugees, Freedmen &c.
Hd. Qrs. Asst. Commissioner
Raleigh N.C. March 16, 1866.

Respectfully forwarded to
Bvt. Brig. Genl. J. A. Campbell
Asst. Adjt. Genl. Dept. N.C. with
attention invited to endorsement of Lt. Geo. S. Hawley
Asst. Supt. &c.

Fred. H. Beecher

2d Lieut. 3rd U. S. Inf. & A.A.A. Genl.
In absence of Col. Whittlesey Asst. Commr.

E. B. p. 144.

Murfreesboro NC
Jan 7th 1866

Foster C. H.
Late Lt's NC Union Vol.

States that a man named "Sam" in his employ has his life threatened by a white man and asks if there is any protection in such a case

Murfreesboro, N.C.
Jany 4. 1866.

Maj: Genl Ruger,
Comndg Dept of N.C.

General:

I write to inquire whether negro hands in the employ of a farmer have any protection against the outrages of other parties. A white man named Hines, living near the plantation of my Father-in-law, Mr Perry Carter, has been threatening the life of a negro Sam in our employ; and his menaces seriously interfere with the hand's services. Were Sam a white man, instead of a black one, Hines could, upon his (Sam's) complaint, be bound over to keep the peace before a magistrate. The laws of N.C., however, make no

provision for this case, and I therefore call upon you, as an officer charged with the maintenance of order, to take such steps as may be needful & proper in the premises.—

This is an important town in Hertford County; but as yet no Federal officer has visited us for the purpose of explaining matters to the citizens.

Yrs Truly & Respy

C. H. Foster

Late Lt. Col. 2d N.C. Union Vol.

Report of Civil 18681
Prisoners in confinement
by Military authorities in
the District of New Berne

[illegible]

Head Quarters Dept of N.C.
Inspector Generals Office
Raleigh N.C. Jan 24th 1866

Col J. A. Campbell
Asst Adjt Genl
Sir
The enclosed
Report is most respectfully
submitted

N. J. [illegible]
Bvt Lieut Col & A.D.C.
and Asst Insp Genl

F. 16. W. I. Dec. 1866

Report of Citizen-Prisoners, Confined within the Limits of District of New Bern New Bern N.C.

Date / NO.	NAME.	CRIME.	TRIED.	SENTENCE.	ORDER PROMULGATING SENTENCE.	REMARKS.
Dec 4" 65 1	Anthony Williams Col	Murder	No			
2 " 14 "	John Hamilton White	Burglary	Yes			Awaiting Sentence
3 " " "	Lewis Maddred Col	Burglary	Yes			Awaiting Sentence
4 " "	Henry Morris Col	Burglary	"			" " "
5 " "	Jos White Col	Burglary	"			" " "
6 " "	Jerry Sullivan White	felony Robbing Col Soldiers Pawning money	No			
7 " "	George Anderson "	" " "	No			
8	Wm H. Jones	Larceny	Yes	to be confined at hard labor for the period of 6 months	Gen Ord No 25 Hd 2nd	3rd Div 10 A.C. July 24" 1865
9	Robert Laughly	"	Yes	" " " " 6 months	" " " 43 " " "	" " " " " " "
10	Sewall Baker	Burglary	"	" " " " 5 Years	" " " 41 " " "	" " " " " " "
11	Philly Henry	"	"	" " " " 5 Years	" " 41 " " "	" " " " " "
12	Mabin Bradshaw	Larceny	"	" " " " ½ Year	" " 155 Raleigh	N.C. Nov 8" 1865
13	Milton S. Gibbs	Aslt and Battery with intent to kill	"	" " " 2 Years	" " 41 District of	New Bern N.C. Dec 4th 1865
14	James F. Dupree	Larceny	"	" " " 3 Years	" " 167 Hd 2nd Dist of N.C.	" " "

John E. McGregor
Capt & A.A.A.G.
Dist of New Bern New Bern
N.C.

Report of Civilian Employees, in the service of Captain + Bvt Major
W. S. Palmer C. S.

Head Quarters Dept of N.C.
Inspection Generals Office
Raleigh N. C. Janry 24/1866

Col J. A. Campbell
Asst Adjt Genl
Sir

The enclosed report is most respectfully submitted

N. J. Irvine
Bvt Lieut Col U. S. Vols
and Asst Insp Genl

F 15, V. I. D. N. C.
1866

Report of Civilians Employed by Capt & Bvt Maj W. J. Palmer C.S. Vols at New Bern N.C.

	Name	Occupation	Dols	Cents (rate of pay)	Per month
1	W. S. Welch	Chief Clerk	100	00	month
2	Ed. A. Collins	Clerk	75	00	"
3	Ed Binding	Laborer Col	15	00	"
4	Lewis Gray	" "	15	00	"
5	Thomas Green	" "	15	00	"
6	Haywood Green	" "	15	00	"
7	Benj. White	" "	15	00	"
8	Alfred Wood	" "	15	00	
8			$265	00	

J 289 Mo D 1 1866

18682

Hdqrs Mil. Dist.
of Middle Tenn
Nashville Tenn

Jany 15. 1866.

Respy. returned to
Genl Whipple - It
seems to me that
justice will be ar-
rived at by the
proceedings institu-
ted in the civil
courts - and in my
opinion no further
action on the part
of the Military
is necessary

R. W. Johnson
Brig. Genl Com
B. V. & M. G.

Jany 15/62

Cito

Hd. Qrs. Mil. Div. Tenn.
Nashville Tenn Jan 15, 1866
Respectfully Referred to
His Excellency Governor
Brownlow of Tennessee for
his information.
Please return the papers

LC

Geo. H. Thomas

Major General U.S.A.
Comd'g.

Nashville Tenn
Augst 14" 65

Carter Mrs. E. F.

States that her house is occupied by persons who were formerly rebel citizens and soldiers. Requests to be furnished a guard to protect her.

wrapper & 4 enclosures

Recd M. D. T. Sept 7" 65

Head Quas Dept of Tenn
Knoxville Sept 5th 1865

Respectfully returned to
Head Quas Mil Div
Tenn

Wm L Porter
A A Genl

i R

in absence of the Maj Genl
Comdg

C 415 (1865)

Nashville, Tenn.
Sept 9th 1865
Cs of D. T. 1865

Carter, Mrs E. F.

Requests that a Guard be furnished her for protection. charges Lt Morse (ordered to replace her in possession of property) with gross neglect of duty.

wrapper & 1 enclosure

Sent back M D T. Sept 27/65
Recd M D T. [illegible] 11/65

Hd Qrs Mil Div of the Tenn
Nashville Tenn Sept 10/65

Respectfully referred to
Major Genl Stoneman Comdg
Dept of Tennessee – The
Officer who was charged with
placing Mrs Carter in possession
of her property seems to have
been entirely neglectful of
his duty failing to do as ordered

By Command of
Major Genl Thomas

Robt H Ramsey
A.A.G.

E B
3 05
V. 1

Head Qrs. Dept. of the Cumd
Knoxville, Tenn. Sept. 14, 1865
Respectfully referred to Brt
Maj. General R. W. Johnson
Commanding Dist. Mid Tenn.
for report.
By Command of
Maj Genl. Stoneman
S. P. [illegible] Porter
Capt. & A. A. G.

C. M. - 335 - D. M. T. 1865
Hd Qrs. Dist. M. T.
Murfreesboro
Sept. 18. 1865.
Respy returned. Lt. [illegible]
is mus-
tered out otherwise
I would have him
tried by Court Mar-
tial. Copies of

Headquarters Dep't of Tennessee,

KNOXVILLE, TENN., Sept 23 1865

Respectfully forwarded to Mil. Gov. of the Tenn. with reference to endorsement of Brig. Maj. Genl. C. Johnson

Geo Stoneman

(E.P.G.B.)

Maj. Gen. Com'd'g.

these papers have been sent to Col. Rotliffe Comg at Pulaski to see that Mrs. Carter is placed in possession of her premises and to do it thoroughly — I sincerely trust that it will now be attended to and that Mrs. Carter may have peace and quiet at her home in Hickman.

Mrs. C. seems to think it necessary to have a squad of soldiers stationed at her house to protect her. I have given no order to that effect as as much as my Cavalry force is so limited that I will be unable to comply. Should it be desired by the Dept. Comdr. I will do so, on intimation, that it is his wish or orders.

R W Johnson
[struck through signature]

[illegible]

Nashville Tenn
Jany 9" 1870

Tourland M J
Lt. Col

Make report upon
the complaints made
by Mrs. E F Carter
of Hickman Co, Tenn

Head Quarters, Military Division
of the Tennessee,
Nashville, Tenn, December 29, 1865.

Lt Col W. J. Vreeland,
4th Mich Infantry,
Colonel,
The Major General Commanding directs that you proceed to Centreville, Hickman County, Tenn, and investigate the complaints contained in the enclosed papers, made by Mrs C. F. Carter, against citizens of that vicinity, who are depriving her of the possession of her property, and endeavor to settle the difficulties now existing between them. Upon completing the investigation at Centreville, you will proceed to Valhermosa Springs, Alabama, and investigate the subject contained in the enclosed communication of J. J. Giers, and report upon the expediency of issuing the rations and forage requested.

You will make a full report on the above cases upon your return to Nashville, Tenn.

Very Respectfully
Your Obt Servt
Geo W. Howard
Asst Adjt Genl

Nashville, Tenn,
Jany, 9, 1866.

Brig. Genl. W. D. Whipple
Chief of Staff
Military Division of the Tennessee
General,

I would respectfully report that in pursuance of the foregoing instructions, I proceeded on the 2nd inst, to Centreville, Hickman County, Tennessee, and investigated the complaints made by Mrs E. F. Carter, and find that the property claimed by Mrs Carter consists of a farm, with improvements, and household goods, which was occupied and possessed previous to the war by herself and her husband, Mr Wesley Carter. At the breaking out of the war, Mr Carter joined the rebel army, while Mrs Carter professes to have remained true to the Union cause. During the progress of the war, the property was occupied by both parties (husband and wife) alternately, as either army, federal or confederate held possession of that portion of the country.

And at the close of the war, both parties returned and claimed the property. Mrs Carter gains possession by calling to her aid the assistance of the military, And Mr Wesley Carter sues out an attachment, and the property is siezed by a fiat of the Court of Chancery, And held by the same till decision is rendered as to the proper claimants. Attention is respectfully called to the copy of the proceedings of the court in the case, which copy is forwarded with this report. It will be seen that the property was rented by the clerk of the court to the highest bidder Mr Wesley Carter, in compliance with the law. It does not appear that Mrs Carter has been unlawfully deprived of possession of the property as she has represented in her complaint. The investigating officer was wholly unable to settle the difficulties in the case, And would respectfully state that nothing would satisfy Mrs Carter, but to be immediately restored to full and undisturbed possession of the property in question. Mrs Carter appears to have suffered very much during the war, And her mind seems to have been impaired. Her statements were at times vague and conflicting, so much so that the investigating officer could not

place the reliance upon them he would other-
-wise have done.

The investigating officer failed to discover any irregularity in the proceed-
ings relative to the property in question.
All of which is respectfully submitted.

Very Respectfully
Your Obedient Servant,
[illegible]
Lt Col 1th Mich. Infty.

Nashville Tenn
Jany 9" 1870

Vreeland M J.
Lt-Col

Makes report upon
the complaints made
by Mrs. E F Carter
of Hickman Co, Tenn

Wm L & Wesley Carter
vs } Copy of
} Bill &c
Elizabeth F Carter

Fee for Copy
$3.40

Honl Robert. H. Rose
To the Chancellor of the fifth Chancery district presiding and holding the Chancery Court at Centreville Hickman County Tennessee.

Complainants William L Carter and Wesley Carter citizens of Hickman County Tennessee would respectfully state and show to your Honor that by virtue of an execution on a judgment in favor of John B. Gray Adm &c against Complainants William L Carter, Levi McCollum the Sheriff of said State and County sold as the property of said Complainant five tracts of land situated in said state and county and bounded as follows, in Dist No 7. on Haleys creek of Pine river Begining on the east boundary line of an entry in the name of John Ward. at a cherry tree on the north bank of a branch 18 poles South of the main creek runs east 121 poles to 2 dogwoods: thence north to the main creek. thence west with the meanderings of the creek to said Wards line, thence South 18 poles to the begining containing 50 acres.
One other tract containing 55¼ acres begining ~~begining~~ in E. B. line of said 50 acre tract at a stake 55 poles North from the S.E. corner of said 50 acre tract runs east 74 Poles to 2 white Oaks. thence South 44 poles crossing the creek containing in all 57¾ poles to a poplar. thence west 106 poles to a white oak and poplar. thence north 27 poles to a stake in the S B line of the said 50 acre tract. thence east with said line 52 poles to the S.E. corner of said 50 acre tract thence north with said line 52¾ poles to the begining

Also one other tract containing 25 acres adjoining the E. B. line of the 55 1/5 acre tract begining at a white oak. runs east 54 poles to a stake thence South 74 1/10 poles crossing Said creek to a Small oak thence W 54 P to a Stake thence North 20 [illegible] & with the Said 55 1/5 acre tract cross the creek 74 1/10 poles to the begining. One other tract containing 69 acres begining on a chestnut at the N.E. of the 25 acre tract runs north 120 to a Stake thence W to and with S Seats line 92 P. to the Montgomery line thence South with Same 120 poles thence E 92 poles to the begining. One other tract begining on a white walnut and poplar runs east to the Parham line thence north to the line thence with the creek to a Stake thence east of south to the begining and which tract of land were bid off by John. B. Gray the plaintiff in Said Execution at the Sum of two hundred and Eighty nine dollars and twenty five cents. which Sale took place on the 6th day of May. 1861. That afterwards Elizabeth F. Carter wife of Complainant Wesley Carter pretended to redeem said lands from Said J B Gray and ~~[illegible]~~ procured one W N Webb to redeem Said land from her and there to convey Said lands to her all of which will more fully appear by refference to copy of the record herewith filed marked Exhibit No 1" and by copy of the deed from Said Webb to Said Elizabeth F. Marked Exibit No 2" and prayed to be taken as a part of this bill but not to be copied.

Complainants charge that Complainant W L has a right and equity to redeem said tracts of land: that the period for redemption has not yet elapsed according to the laws now in force: and they charge that the funds with which said Elizabeth F redeemed said tracts of land consisted wholy of the property of said Complainant Wesley or the proceeds of his property which she had disposed of: that not one dollar of the consideration with which said property was redeemed belonged to said Elizabeth F.: That she induced said Gray to let her redeem ~~and~~ to convey to her said lands — and induced the said Webb afterwards to convey the same to her upon the positive assurance and representations that she was redeeming said lands for the benefit of Complainants and their families and said Gray conveyed said lands upon these conditions and for these purposes and none other, Complainants further charge that said Elizabeth F. has forcibly taken possession of said tracts of land and has by force ejected Complainants therefrom: That she has put one Mott in possession of said lands who now has possession of the same for said Elizabeth F. That Complainant had cultivated upon said lands before he was ejected there-from a good crop of corn cotton potatoes and other things which he cannot gether and are about wholy to be lost to him, and all this through the wrongful and fraudulent acts of the said Elizabeth F. that as said

Elizabeth F redeemed said lands with the assets of Complainant Wesley Carter that said redemption innures to his benefit or at any rate he has a resulting trust and lien upon and equity in said lands to the extent of his said assets with which this land was so redeemed

The premises considered Complainants pray that said John B Gray Elizabeth F Carter and Mort citizens of Hickman County Tennessee may be made party defendents hereto by service of copy bills and subpoenas and compelled to answer all the allegations herein made: That an attachment may issue to attach said tracts of land: that the Clerk and
by appointing receiver or otherwise such may
Master of said Chancery Court may take charge of said lands and rent the same untie the final decision of this cause: That the said Elizabeth F Carter and said Morte may be enjoined from in any way troubling or preventing said Complainants from gethering his said crop and on final hearing they pray that Complainant William Lo may be permitted to redeem said tract of land that said Elizabeth F may be declared a trustee and to hold the legal title of said lands for the benefit of Complainants: that the equity and resulting trust of Complainant Wesley Carter on said tracts of land to the extent of his assets used in redeeming the same may be set up and enforced. and they pray for all other relief they may be entitled to in the premises

This is the first application for writs of attachment and injunction in this case

L. D. Myers
Solicr for Compl[t]

Wesley Carter for himself and as agent for William L Carter makes oath that the facts stated in the foregoing Bill are true to the best of his knowledge information and belief to give a large bond and that they are entitled to recover as in their said bill they have alleged.

Subscribed and sworn to before me this 18th of Sept 1865 } Wesley Carter

J L Williams C&M

To the Clerk and Master of the Chancery Court at Centreville Tennessee. Upon Complainants entering into bond and security in the sum of five hundred dollars — Conditioned for the payment of cost and damages for wrongfully ~~suing~~ suing out process you will issue the writs for attachment and injunction as prayed for in the foregoing bill.—

Given under my hand this 18th day of September 1865

S. D. Frierson
Chancellor &c

Know all Men by these presents That we Wm L Carter Wesley Carter James A Brown & Lewis P Totty are held and firmly bound unto Elizabeth F Carter, and Jno B Gray in the penal sum of five hundred dollars for which payment well and truly to be made we bind our selves and each of us, our and each of our heirs, executors or administrators jointly and severally by these presents, sealed with our seals, and dated this 22nd day of September in the year of our lord one thousand eight hundred and sixty five

The condition of the above obligation is such that whereas Wm L Carter & Wesley Carter hath this day of the date hereof prayed for and obtained from the Court of Chancery holden at Centreville in the State of Tennessee, a writ of Injunction & Attachment, at the suit of said Wm L & Wesley Carter Versez Elizabeth F Carter & J. B. Gray returnable to the Chancery Court holden at Centreville, on the 2nd Monday in March next

Now if the said Wm L Carter & Wesley Carter shall prosecute the said Injunction with effect or in case he fail, therein shall well and truly pay and satisfy the said Elizabeth F. Carter & J B Gray or either of them, all such costs and damages as shall be awarded and recovered against the said in any suit or suits which may be hereafter brought for wrongfully suing out of said Injunction, and shall moreover abide by and perform such orders and decrees as the court may make in this cause: then the above obligation to be void

Otherwise to remain in full force and effect.

Wesley Carter (Seal)
Wm L Carter (Seal)
J A Brown (Seal)
Lewis P Tatty (Seal)

We hereby acknowledge and bind ourselves for the prosecution of the above suit and payment of all such costs as may be awarded on the final hearing thereof

J A Brown (Seal)
Lewis P Tatty (Seal)

Original Bill filed Sept 22nd 1865
P. McHornbeak C&M

Copy Bills Spa to Ans Injunction and Attachment Issued 22nd Sept 1865
P McHornbeak C&M

To Elizabeth ~~F Carter~~

You are hereby notified that I shall attend at Lawrenceburg on Friday the 6th day of October next before the Hon R H Rose Chancellor &c for the purpose of having a receiver appointed as prayed for in the Bill of William L Carter and Wesley Carter against John B Gray Elizabeth F Carter and Mort at which time and place you may attend if you think proper to do so

Sept 22nd 1865

Wesley Carter

Executed by delivering copy Sept 25th 1865
J S Easley D. Shff
Shff's fee 50 [illegible]

Exhibit No 1

State of Tennessee } Feby Term 18th Feby
Hickman County } 1861

Be it remembered that at a circuit court begun and held for the county of Hickman at the court house in the Town of Centreville on the Third Monday in February 1861 being the 18th day of said Month And his Honor E Walker duly commissioned to hold said court, in the 12th Judicial district of the State of Tennessee, not appearing to hold said court on this day. But present J L Griffin clerk and Levi McCollum Sheriff
It is therefore ordered by the clerk that court be adjourned untill to morrow morning 9 oclock

J L Griffin Clk

Tuesday Morning February 19th 1861
Court met pursuant to adjournment present and presiding the Hon, Elijah Walker Judge &c

John B Gray Admr
of J T Primm Decd } Summons
vs
T N & W L Carter

State of Tennessee }
Hickman County } To any Lawful officer to Execute and return You are hereby commanded to summons T N Carter W L Carter to appear before some Justice of the peace for said County to answer J B Gray Admr of J T Primm Decd in a plea of debt under five hundred Dollars Given under my hand and seal this Jany 1st 1861

Wm G Clagett J P

Officers } Executed & Returned before Esqr
Return } Gravitt and set for trial Jany 8th
1861 V B Shouse C H C

Note By the first day of January
Eighteen hundred and sixty one we or either
of us promise to pay J B Gray Admr of
J T Primm Decd Twenty five dollars for value
received this Jany the 21st 1860

J N Carter (Seal)
W L Carter (Seal)

Judgement } In this case I give judgement
in favour of the plaintiff and against the
defendants for Twenty five Dollars and 5 cents
and all Costs this Jany 8th 1861

Wm Gravitt (J P)

Fifa
State of Tennessee }
Hickman County } To any lawful officer
to execute and return you are hereby
Commanded that of the goods and chattles
lands and tenements of J N Carter & W L
Carter if to be found in your County you
make the sum of Twenty five Dollars and
5 cents interest and all cost to satisfy a
judgement that J B Gray Admr of J T
Primm Decd obtained against them before
me on the 8th of Jany 1861 When made
pay over as the law directs this Jany
24th 1861 Wm Gravitt (J P)

Levy } For want of Personal property I levied
this fifa Feby 7th 1861 on all the right
title and interest that J N Carter and

W L Carter has in and to the following tracts of land in Hickman County and District No 7 on Halys Creek of Pine River Begining on the East boundry line of an entry in the name of John Ward at a Cherry tree on the North bank of a branch Eighteen poles South of the main Creek runs East 121 poles to 2 dog woods thence North to the main Creek thence West with the meanders of the creek to said Wards line thence South Eighteen Poles to the Begining Containing 50 acres, one other tract Containing 33 1/3 acres begining in E B line of said 50 acre tract at a Stake 33 poles North from the S E Corner of said 50 acre tract runs East 74 poles to 2 White oaks thence South 44 poles Crossing the Creek Containing in all 55 3/4 poles to a poplar thence W 106 poles to a White Oak and poplar thence North 27 poles to a stake in the S B line of the said 50 acre tract thence East with said line 32 poles to the S E Corner of said 50 acre tract thence North with said line 32 3/4 poles to the Begining also one other tract Containing 25 acres adjoining the E B line of the 33 1/3 acre tract begining at a White Oak runs East 54 P to a stake thence South 74 7/10 poles crossing said Creek to a small oak thence W 54 P to a stake thence North 20 and with the said 33 1/3 acre tract cross the creek 74 7/10 poles to the begining one other tract Containing 69 acres Begining on a Chesnut at the N E of the 25 acre tract runs north 120 to a stake the W to and with J Teats line 92 P to Montgomerys line thence South with same

120 poles thence E 92 poles to the Beginning
one other tract beginning on a White Walnut
and poplar runs east to Parhams line thence
north to the line thence with the creek to a
stake thence East of South to the beginning
V B Shouse C H C

Filed for registration and noted 10 Oclock
A M February 13th 1861 E W Easley D R

State of Tennessee } I Edward W Easley
Hickman County } Deputy Register of said
County certify that the attached fire
facias and levy hereon are duly registered
in my office in Book L page 455 456
Witness my hand at office this 16th day of
January 1861. Ed W Easley D Regr

And the same having been returned into Court
by W Gravitt a Justice of the peace for said
County in order for Condemnation it is there-
fore Considered by the court that the above
discribed tracts of land be Condemned and
sold for the satisfaction of the above debt and
cost and also the cost of this Condemnation and
that a Venditioni exponas issue &c and also for
the satisfaction of three other judgments
amounting One hundred and twenty six & 44/100 Dollars in favor of the said plaintiff
and against the said defendants and the
costs thereon

John B Gray Admr } Condemnation Feby 22nd
vs } Vendee } 1861
J A & W L Carter }

Bill of Costs
Judgement agnst Defts

1st Judgement Jany 8th 1861 for		$ 25,05
2nd Judgement March 2nd 1860 for		35,29
3rd Judgement May 8th 1858 for		75,65
4th Judgement May 8 1858 for		25,50
Wm Gravitt J.P. 4 Cases 75c each	3,00	
V B Shouse Cstb Ex 4 Warrants 4,00 4 levys 2,00	6,00	
E W Easly Registering 4 fifa & levis 190 each	7 60	
Clerk Griffin recording & filing justices papers in 4 cases 75c each	3,00	
Docketing 4 cases 10c each	40	
Recording justices record on minutes	1,50	
entering judgement & order Vendee	,75	
issuing Vendee 75 Bill of cost on Docket 50 copying same on Vendee 25	1,50	
	23,75	

Vendee issued March 15th 1861

J L Griffin Clk

On the fifa for $75.65 is a receipt on S J George for 36 dollars & 75 cents Jany 20th 1861

Signd S J George

Vendee returned June 17th 1861 endorsed thus sold the within described tract of land after advertising agreable to law to J B Gray for the sum of two hundred & eighty nine dollars 25 cents he being the highest and best bidder this May 6th 1861

Levi McCallum Shff

Recd. payment in full of principal & interest of the within by my bid on land this May the 6th 1861 J B Gray

Recd. payment in full of my fee on the within this May 6th 1861 Jno McGravett JP

Recd. my fees Seven & 60/100 dollars in this case
E W Easly D Regr.

Recd. of J B Gray my fees on the within the 6th day of May 1861 V B Shouse Ctt C

Recd. Seven dollars 15 cents in a due note on J B Gray my fees in this case
J L Griffin clk

Recd. my fees in this case
J L Griffin clk

Received of Elizabeth H Carter three hundred & Seven 02/100 dollars in full of my bid on Wm L Carters land this May 6th 1862
J B Gray

Elizabeth H Carter this day makes an advance bid on the within land of one hundred and ten & 18/100 dollars by depositing a receipt in full of Judgement for that amt. against T N & M L Carter and also a copy of the Judgement this the 1st day of June 1862

J L Griffin clk by
P M Hornbeak DC

Recd. of Wm A Webb in full redemption of the within land June 6th 1863
Elizabeth H Carter

Wm N Webb by agent makes an advance bid of Twenty Dollars & 40 cents on the within land and deposits a receipt in full against the Judgement for the same see papers on file June 16th 1863

Wm N Webb By
E F Carter agent

State of Tennessee }
Hickman County } I Wm G Clagett Clerk of the Circuit Court of said County do certify that the foregoing is a true copy of the proceedings had in said court in the case of John B Gray Admr against T A & W L Carter and the copy of proceeding on the Venditioni Exponas as appears upon record on the Execution Docket Witness Wm G Clagett Clerk of said Court at office Sept 16th 1865

Wm G Clagett Clk

Exhibit No 1

I W. N. Webb of County of Giles and State of Tennessee do hereby for the love and affection I have for Elizabeth F Carter wife of Wesley Carter Convey the following tract of land in said State in the County of Hickman lying on Haleys Creek of Pine river Tributary in the 7th Civil district Begining on the East Boundary line of an Entry in the name of John Ward at a cherry tree on the north bank of a branch 18 poles South of the main creek runs East 121 poles to 2 dog woods Thence west with the meanderings of the Same to Wards line thence South 18 poles to the begining Containing fifty acres also 1 tract containing 53⅓ acres Begining in the East Boundary line of said fifty acre tract at a Stake 55 poles north of the corner of the said 50 acre tract runs East 74 poles to 2 white oaks thence South 44 poles crossing the creek in all 87¼ poles to a poplar thence west 106 poles to a white oak & poplar thence north 27 poles to a Stake in the South Boundary line of said 50 acre tract thence east with said line 52 poles to the SE Corner of said 50 acre tract thence north with said line 52¾ poles to the begining, also one other tract Containing 25 acres joining the E. B. line of the 53⅓ acre tract begining at a double oak runs east 54 poles to a Stake thence South 74 4/10 poles crossing said creek to a small white oak. thence west 54 poles to a stake thence North to and with the 53⅓ acre tract crossing the creek 74 4/10 poles to the Begining also one othe tract Containing 69 acres Begining on a chestnut at the N E of the 25 acre tract runs north 120 poles to a Stake thence west to Thomas Yeats line 92 poles Montgomerys line thence South with the 130 poles thence East 92 poles to the begining also one other tract Begining on a double walnut an poplar runs East to Parhams line

thence north to the creek thence with the creek to a Stake thence east of South to the Begining The above 5 Tracts of land I do hereby by give and convey to the Said E F Carter to be her Sole and Seperate property free from the contracts of her husband the Said Wesley Carter and not to be subject for the payments of his debts I do covenant with the Said Elizabeth Carter that I have a legal title to said land and have a good right to convey the Same and will forever defend the title against myself and all persons claiming under me. Given under my hand and Seal this 13th day of July 1865.

W. N. Webb (Seal) Seal

State of Tennessee }
Giles County }

Personally appeared before me Amos R Richardson Clerk of the County Court of Giles County William N Webb the maker of the foregoing instrument with whom I am personally acquainted and who acknowledged the same to be his act and deed for the purposes therein contained

Witness my hand at office this 13th day of July 1865

Amos R. Richardson Clk

State of Tennessee }
Hickman County }

I certify that the foregoing deed is a true and perfect copy as appears on record in my office in Book D, page 658 Given under my hand at the Registers office this Sept 16th 1865—

Neil Brown Register
Per M H Puckett Deputy

Exhibit No 2

State of Tennessee

To the Sheriff of Hickman County — Greeting

Whereas Wm L Carter and Wesley Carter citizens of Hickman County Tennessee have this day filed a Bill of Complaint in the Chancery Court at Centreville against John B Gray, Elizabeth F Carter and Mort in which complainants have prayed for and obtained from the Honorable S. D. Frierson Chancellor &c a fiat ordering a writ of Attachment to issue to attach the property specified in said bill of complaint a copy of which will be issued at the same time with this writ and is hereby made a part of the same; And said Complain=ant having given bond and security as required by said order granting said attachment:

These are therefore to command you to Attach and take into your possession the property mentioned and described in said bill of complaint a copy of which is made a part of this writ. And you will keep said property safely so that you may have the same at all times forthcoming to answer such orders and decrees as the Court may make in relation to said property; unless the said defendant shall replevy the same out of your possession, by giving bond with good security in double the value of said property, conditioned to keep the same in the jurisdiction of the Court and to have said property at all times forthcoming to answer such orders and decrees as the Court may make in the cause And you will make due and legal return of how you have executed this writ.

Witness P M Hornbeak Clerk and Master of our

Said ~~Chancery~~ Court of Chancery, at Centreville this Second Monday in September A.D. 1865

P M Hornbeak C & M

Issued September 22nd 1865
P M Hornbeak C & M
Came to hand Sept 23rd 1865
T S Easley D. Shff

Levied this Attachment on five tracts of land as described in the Bill of Complaint in said cause Sept 25th 1865

T. S. Easley D. Shff
Shff fee 1,00

State of Tennessee
Hickman County

To Elizabeth F Carter her Counsellors Attorneys. Solicitors, and agents and each and every one of them - Greeting:

Whereas It has been represented to us in our Court of Chancery at Centreville in a certain suit in Chancery, between Wm L Carter and Wesley Carter Complainants John B Gray Elizabeth F Carter &c Defendants on the part of the said Complainant that Complainants had Cultivated upon the lands mentioned in the pleadings in this cause before he was ejected therefrom a good crop of corn Cotton. Potatoes and other things which he can not geather and are about wholy to be lost to him. We therefore in considera-tion of the premises aforesaid do strictly enjoin and command you the said

Elizabeth F Carter and   Morte and all and every, the persons before mentioned under the penalty prescribed by law of your and every of your goods lands and tenements to be levied to our use, that you, and every of you do absolutely desist from in any way troubling or preventing said Complainant from geathering his said crop until hearing of this cause in our said Court of Chancery.

Witness P M Hornbeak Clerk and Master of our said Court at office, Second Monday in September in the year of our Lord one thousand eight hundred and sixty five and in the Eighty ninth year of our Independence

P M Hornbeak C & M

Issued September 22nd 1865

P M Hornbeak C & M

Came to hand Sept 23rd 1865

T S Easley D. Shff

Executed by delivering copy & making known contents Sept 25th 1865

T S Easley D Shff

Shff fee 1,00

State of Tennessee

To the Sheriff of Hickman County — Greeting

We command you to summon John B Gray, Elizabeth F Carter and   Morte to appear before the Chancellor of our Court of Chancery, at the next Court to be held at the Court House in Centreville on the Second Monday in March next to answer a bill exhibited in our said Court of Chancery, by Wm L Carter and Wesley Carter and to do further and receive what our said Court shall have considered in that behalf and

this they shall in no wise omit under the penalty prescribed by law. and have then and there this writ.

Witness P M Hornbeak Clerk & Master of our said Court, at office the second Monday in Sept 1865 and of the Independence of the United States the Eighty ninth

P M Hornbeak. C & M

Issued September 22nd 1865

P M Hornbeak C & M

Came to hand Sept 23rd 1865

J S Easley D. Shff

Executed On Elizabeth F Carter ~~Executed~~ and copy bill delivered Sept 25th 1865

J S Easley D Shff

Executed on J. B. Gray and copy bill delivered Oct 2nd 1865

Mote not found in my County

J S Easley D. Shff

Shff fees 2.00

To the Clerk & Master of Chancery Court at Centreville In the above case of Carter vs Carter You are hereby appointed Receiver and as such receiver you will take possession of the lands mentioned and described in the Bill you will after ten days notice Rent the same out for twelve months from the time of renting taking bond and good security for the rent payable to you as clerk & Master you will permit complainants to geather and secure their crops and report to you the amount of the same. and report to the special term of your Court on the second Monday

in November next. Given under my hand this the 7th day of October 1865.

R H Rose
Chancellor &c

February Term 1865.

W L & W Carter
vs
Elizabeth Carter

Decree Interloctory

This cause was heard this the 16th day of November 1865 before the Chancellor of the 3rd Chancery district upon the report of the Clerk & Master which said report is in the words and figures follows In the above case the clerk & master respectfully makes the following report That in obedience to the fiat of the Honorable Chancellor, he forced on 11th day of November 1865 to rent out the farm mentioned in the pleading at public auction and the same was struck off to Wesley Carter at his bid of forty dollars being the highest and best bid offered for said farm who executed his note for said sum of forty dollars date Nov 11th 1865. and due twelve months after date with W H Carothers as his security all of which is respectfully submitted November term 1865.

P M Hornbeak C & M

Which said report being here first seen and no exceptions filed it is in all things confirmed all other matters in said cause being reserved.

I certify that the foregoing is a true and perfect copy of the original bill and proceedings now on file in my office. Given under my hand at office this 5th day Jany 1866

P M Hornbeak C & M

Head Quarters Cavalry
Dist Mid Tenn Pulaski Tenn
Augst 30th 1865

Respectfully refered to
Bvt Maj Genl R W Johnson
Attention called to endorsement of Lieut Moore Comdg
Det 9th Mich. Cav at Centreville
Hickman county Tenn
And accompanying
order issued from these
Head Quarters. Mrs Carter
can start for her home as
soon as she chooses
Elisha Mix
Col Comdg Cav Brig
Dist. Mid Tenn

Head Qrs. Dist. Mid. Tenn
Murfreesboro Tenn. Sep. 3. 1865
Respectfully returned to Hd. Qrs. Mil. Div. Tenn, thro Hd. Qrs. Dept. Tenn, with attention invited to preceding endorsement of Col. Mix, Comd. Cav. Brig

R W Johnson
Bvt. Maj Genl

E. B.
286 D. M. T.
1865

Hd Qrs Det 8th Mich Cav
Centerville Tenn
Aug. 28th 1865

Respectfully Returned
I have the honor to Report ~~that~~ I have investigated the matter set forth within by Mrs E. F. Carter and find the same to be correct.
I can put her in possession of her property and protect her rights against all enemies.

Very Respectfully
Frank H Morse
Lieut 8th Mich Cav
Comdy Post Centerville
Hickman Co
Tenn

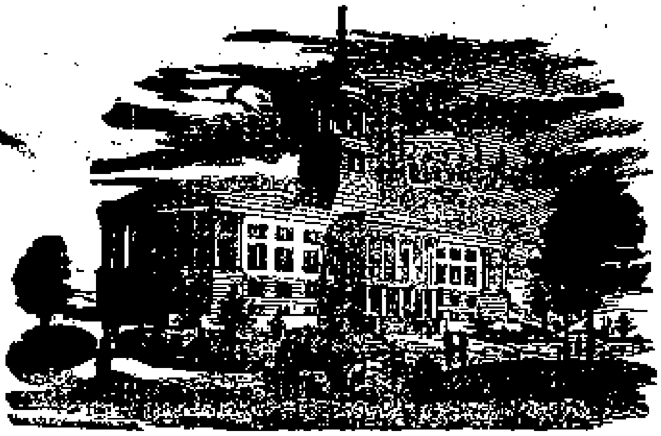
Nashville Tenn
Oct. 21st 1865

Tennessee. State of
Fletcher. A. J.
Secy of State

Makes Statement in
regard to Mrs E. F.
Carter Vs Husband
respecting interest
in Certain Lands

F 289. T. W. D. 1865

Recd. Mr. H. T.
Oct 30/65



State of Tennessee,

EXECUTIVE DEPARTMENT,

Nashville, October 21st 1865

To

Col. R. H. Ramsey

A. A. G. Mil. Div. Tenn.

Colonel

The case of Mrs E. F. Carter has been presented to me by the male claimants of the land, and at the earnest request of the Hon. Mr Puckett Rep. from Hickman, I have looked into the case with some care

It is the clearest case of a conflict between the civil and military authorities that has yet occurred. The whole case is simply a Suit in Chancery between a husband & wife living apart and at law. Whether the wife has any interest in the land either legal or equitable is doubtful

certainly the claim of the husband to have a lien to the extent of his assets used in redeeming the land is reasonable and modest, and now his only wish is ~~to~~ permission to gather the crop he has planted and cultivated. The fiat or interlocutory ~~of~~ order of Chancellor Rose, was certainly wise and just. He appoints the Clerk & Master, who is a bonded Officer, receiver, to take charge of the land and rent it out, pending the suit, and permits the complainants to gather their crop. The receiver had a right under this fiat, to dispossess Mrs. Carter, and her husband and all others of the house and lands, and the presumption is he did ~~so~~ to make room for a renter ~~&~~ under the order. The husband has no right to possession, unless he goes in as a tenant under the order of the Chancellor. Mr Puckett assures me that the military will adopt my recommendations. Officially I have

no authority to make any recom=
=mendation and only do so upon
invitation of the military authorities.

I therefore recommend that the last military order be so modified as to allow the Complainants to gather their crop, and use it, and that the receiver be permitted to rent out the land under the order of the Chancellor and that the entire case be left, in the future to the Court of Chancery

If Mrs. Castor desires to retain possession of the house, she might be allowed to do so, though this course would diminish the rents and certainly be unwise on her part.

Very Respectfully
T. J. Hutchen
Sec. State

State of Tennessee,

EXECUTIVE DEPARTMENT,

Nashville, January 18th, 1866.

Maj. General Thomas:

I have examined the enclosed papers of Mrs. Carter. The case is properly before the Chancery Court, and Judge Rose is a loyal man, who, as Chancellor, decides the case without the aid of a jury. If he should commit an error, she has the right of an appeal to the Supreme Court, where three loyal men preside. My opinion is, that the case ought to take its course in law.

Very truly, &c,

W. G. Brownlow

Governor of Tennessee

Brig. D. M. T.

HEAD-QUARTERS ~~SIXTH DIVISION~~, CAVALRY ~~CORPS, M. D. M.~~,

Pulaski Tenn Aug 30th 1865

Special Orders
No. 40

I. 1st Lieut. F. H. Morse Commanding Detachment 8th Mich. Cavalry at Centreville Tenn. will arrest or cause to have arrested the parties now in the possession of the residence and property of Mrs. E. F. Carter. Lieut. Morse will take all necessary evidence that may be required and forward same to these Head Quarters with the parties arrested.

By Order of
Elisha Mix
Col. Comdg. Cav. Brig.
W. S. Snasey
Capt. & A. A. G.

[illegible]

C 300 mod DT 1865

Nashville Tenn
Aug 7th 1865
C 65 - D.T. - 1865

Carter Mrs E. F.

States that her house is occupied by persons who were formerly rebel citizens & rebel soldiers. Requests to be furnished with a Guard to protect her from them

Recd D T Aug 11th 1865
Recd M D T Aug 7th 1865

Hd. Qrs. Mil. Div of the Tenn
Nashville Tenn Aug 1865
Respectfully referred
to Major Genl. Geo. Stoneman
Comdg. Dept of Tenn. reply
to be sent through these Hd.
Qrs.
L.R.
By Command of
Maj. Genl. Thomas
Robt H Ramsey
A.A.G.

Head Quarters Dept. of Tenn
Knoxville Tenn Aug 21/65
Respy referred to the Maj
Genl Johnson Comdg Dist of
Middle Tenn for investigation
Report to be returned with
this paper
By order of
Major Genl Stoneman
[illegible] Alexander
Chief of Staff

HEAD-QUARTERS DIST. MID. TENN.

Murfreesboro, Tenn., Aug 23rd 1865.

Respectfully referred to

Col. E. Minx, Comdg.
Cav. Brig. for investiga-
tion and report
this paper to be returned.

By Command of
BVT. MAJ. GEN. JOHNSON.

W. P. Smith
Maj. & A. Asst. Adjt. Gen'l.

Mu
246
Nov 7

Jessey Thomas's Place (Confiscated)

Nashville Tennessee

17th day of August 1865

Genl Stone

Knoxville Tenn

Sir

By the advice of Col Ramsey, Maj Genl Wm H. Thomas's Adgutant Genl I address you for the purpose of ascertaining what time you will send a military force to guard myself and property against Rebel Citizen and formely Rebel Soldiers who are now in possession of my home in Hickman Co Tenn contrary to my interest or will, and refuse my to give me admittance at any time

They token possession of my home last winter while the Rebel army were in that vicinity.

Said Rebels were Ordered by the US military in Strict february 1864 in Strict compliance with Civil law to vacate my home, which they did, but they have moved back again, I ask to be put in possession of my home a second time, and protected in the right there of against said Rebels

Respectfully Obedient
Mrs E. T. Carter

Hd Qrs Cav Brigd Dist Mil
Pulaski January 26th 1865

Respectfully refered to Lt Morris Comdg Centerville for investigation and Report this to be returned as soon as report is made

By order
Elisha Morris
Col Comdg Cav Bri
W L Tracy
Capt A A A G

Nashville Tenn
9th Sept 1865

Maj Genl Thomas

I report to you Lieut Morse who received the Order to replace me in possession of my farm and property in Hickman County Tenn, went with me to my farm on last monday morning first He did was to present a Bottle of Brandy as a Treat to the Male intruders who occupied my home. After drinking freely he invited them out of my presence for a secret talk. He then returned in my presence and gave Orders to this effect. The Old man Wm L. Easton who had sent a few days before threatening a club to kill me would be permitted to occupy my

my front and best house with his
family until Saturday the 9th while
I and my Lady housekeeper and other [illegible]
Could Occupy the back room. I insisted
otherwise but to no avail. He told
them he had Orders to dispossess
them of the land and houses
but [illegible] to them, they could
take with them any Furniture and
Housekeeping utensils with them
He remarked also the Crop might be
any ones who could take possession
of it. He arrested the two Rebel
Soldiers who was living in my
house Contrary to Federal Order and
my interest, taking them with him
to Columbia but allowed all the
liberties of going around and a
bout the town as perfect freemen
who deserved no punishment
I know no Idea of any Safety man

The [illegible] [illegible] just send back and have your Orders complied with. I have no expectation they will get out of the houses or get off the premises till you send men to put them off immediately. and give me full possession and control of my things.

This I ask you to do immediately for Mr Jesse Thomas is urging me to get of his Confiscated land ~~from~~ forthwith, with out delay Saying to me he has been pardoned for treason and rebellion against the U.S. and restored to all his Loyal Rights while the Rebels are killing men and abusing woman in the most horrid manner near my Country home

My life will be indangered of loss. On my farm without a Safeguard

furnished with good arms to defend themselves and me

Then I hope you will send me home with safety, as the necessity of the case demands

Respectfully

Your Obedient

Mrs E. H. Carter

E. T. 18683 D. T. 1866.

Hd. Qrs. Dist. East. Tenn.
Chattanooga Tenn. Jan. 24. 1866

East Tenn. Dist. of
Maj. Genl. A. C. Gillem
Comdg

Returns letter of Jan 2/66 from Adjt
Dept of Tenn. directing the release of
Henry W. Hamilton, & Jno Carrington
confined at Cambridge. & invites
attention to report of Capt. E. V. Brown
Comdg at Cambridge.

Capt Brown reports that he re-
leased H. W. Hamilton, but Jno.
Carrington was ^was^ arrested and has
not been in prison at that place,
also States civil authorities claim that
Hamilton was confined for taking
an "F. C." mule from a man that
had proper papers for it, &c.

(Wrapper) (Two inclosures)

Recd. A.G. Office Feby 5/66
File

Head Quarters Dept. of Tenn.
Knoxville Tenn. Jany 3d 1866
E.W.M. P. 67. DET. V. 3

Tennessee, Dept. of

Genl Stoneman by Bvt Maj Porter a.a.g.

States that Henry W. Hamilton and John Cunnington citizens are held as prisoners at Dandridge Tenn. on charge of Larceny in carrying out the orders of the Quartermaster General, The Major General directs that you have the said Henry W. Hamilton and John Cunnington set at liberty at at once and report the same to this office.

Recd D. E. T. Jany 4th 1866

21

Hd. Qrs. Dist. of East Tenn.
Chattanooga Tenn.
January 4. 1866.
Respectfully referred to the Capt. Ed. F. [illegible] County. Detachment 1st U.S. C. A. (H). – Dandridge with orders to release the within named men and report action.
By command of Maj. Gen. Gillem
G. M. Bascom
Maj. & A. A. G.
Bvt. Col. U.S.V.

File

Recd. D. E. T. Jany 4th 1866.

Adjt Genl Dist of E. Tenn
Chattanooga, Tenn
Jan 27th 1866.

E.D.H.P. 67. Vol. 3. D.E.T.

Respectfully returned, and attention invited to enclosed report of Capt. Ed. T. Browne, Comdg Detch. 1st U.S.C.A. (H) at Bainbridge, Tenn

Alvan C. Gillem
Maj Genl
U.S.V.

Headquarters Department of Tennessee,

KNOXVILLE, TENNESSEE, January 3rd 1866.

Major General A. C. Gillem,
Commanding District of East Tennessee,
Chattanooga, Tennessee,

General:

It has been reported to the General Commanding that Henry W. Hamilton and John Carrington, (citizens) have been arrested on a joint charge of larceny in carrying out the orders of the Quartermaster General, and are held in confinement at Dandridge, Tennessee. John Carrington is reported by the proper Officer, a duly authorized agent of the U. S. for the collection of Government property, and has power to employ assistants. The Major General Commanding directs that you have the said Henry W. Hamilton and John Carrington set at liberty at once, and report the same to this Office.

I am, General,
Very Respectfully
Your Obdt Servt
Wm L. Porter
Bvt. Maj. and A. A. G.

L. R. Bott.

Inv

Hd Qrs. Detcht 1st U.S.C. Arty
Dandridge Tenn. Jany 7th 1866

Sir:

I have the honour to report that in accordance with your indorsement of January 4th 1866 ordering me to release Henry W. Hamilton and John Currington (citizens) that were reported to be confined in prison at this place on account of obeying the orders of the Quarter Master General; that I released Henry W. Hamilton, but that John Currington was not arrested, and has not been in prison at this place.

The civil authorities claim that said Hamilton was confined here for taking an "I.C." mule from a man who had the proper papers.

I am sir
Very Respectfully
Your Obdt Servant
Edw. F. Browne
Capt. Comdg Detcht

G. M. Bascom
Maj. and A.A.G. Bvt Col.
Chattanooga Tenn

18684

Prestonburg Ky
January 26 1866

John H. Jones
C F C.

Forwards certificate of loyalty of Wm Crick & Lafayette Haywood

Cits

Recd O.P.M. G. D. K. Jany 30th 1866

Prestonsburg Ky.
Jany 26 1866.

Wm H Coyl
Lt Col &c

Dear Sir
Enclosed
Please find Certificate of the Presiding Judge Dr James M Draper of Prestonsburg Ky with my Certificate annexed respecting the loyalty of William Crisp & Layfayette Haywood.

Respectfully &c
John G. Johns
C.H.C

Ltd. #71. Vol. 1. M.D. Ky. 66

18685

January 24 - 1866

Wilson Robert
J. P. - S. C.

Informs Milton Stevenson Atty for Scott County of a case of Robbery committed on the person of a colored man, by Robert Rice and James Crittington late of the Southern Army, and asks instructions how to proceed in the case

Filed in July 1866.

Free

Virginia

Mr Milton Stevenson
at home in
Georgetown
Ky

January the 24 1866

Mr Milton Stevenson Attorney for Scott County Sir i have a Case before me of larceny wich was Committed on the person of a Colored man the bearer of this Dispatch to you and i want to know from you and Judg Morrison how i must proceed with it wether i am alowed to take his Oath and proceed to arrest the persons who Commited the theft it was too white men of my precinct Robert Rice and James brittingdon who has been in the Southern armey the boy Came to me and entered the Complaint this morning the 24 of Jan that he was Stop on the road on his way home last night from frankfort to Mrs Mosses place and i want to know whether i Can arrest them or no its to bad to let Stelling go on unpunished whether on the person of a Colored man or white man you Consult the Judge about it and Send me instructions yours with profound respect and fellow Citisen

Robert Wilson JPSC

PS I Send inside a memorandum of the articles he had Stolen from him Except 16 yds of Calico wich he didnt Name at time

W. 1 (Ark) A.A. 1866.

C 1866 18686

Maj. Jones

Jany 11-66

Forwarded Commander

Post Pine Bluff

Head Qrs Post Pine Bluff Ark

Jan 11 1866

Respectfully forwarded to the Regimental Commanding

Jacob Jones
Captain 2 Bat. Ark Inf
Comdg Post

24 - 1866

File

Rec'd Dept Arks Jan 17 '66

At a public Meeting of the citizens of Talladega and the adjoining Townships in Jefferson County Ark held on the 19th of this Inst, the following proceedings were had

On Motion J. A. Hudson was Called to the Chair & R G Henry appointed Secretary

The Chairman explained the object of the meeting,

On Motion the Chair appoint Messrs. H. Tolson, A. F. Kindall, John Hudson, John Mixon & E Kindall a Committee to draft resolutions

The following preamble and resolutions were reported & unanim=ously declared to be the Sence of the meeting,

Whereas we belive there exists an organized band of Thieves & robbers, Associating from Missouri to Texas whose business it is to steal Stock, and trade between said points, & whereas we belive that the recent losses of Stock by theft in this Community is owing to the agents of this organization existing in our midst, Therefore,

Resolved 1st That we mutually pledge ourselves, to

use every exertion to break up said organization & to assist each other in recovering our property when stolen

Resolved 2nd That we agree to pay all necessary expenses incurred & for time lost by the pursuing party who may pursue & kill or capture any of said band of thieves, in whose possession our property may be found,

Resolved 3rd That we call upon the Citizens and Federal authorities of this State, to aid and assist us, in apprehending & bringing to Justice the villians engaged in this murrel-ite association

Resolved 4th That we as a community tender our thanks to W W Merrell & J M Hudson for their services in pursuing & capturing Marion C Morrow & Jesse T Nance notoriously known through this community, as Horse thieves ~~and~~ Robbers & recovering from them the property of our Citizens.

Resolved 5th That a copy of these resolutions be published in the Pine Bluff Dispatch & that all other State papers be requested to copy,

Resolved 6th That a Copy of these proceeding be forwarded to General Reynolds, Commander of U. S. forces in this State

J A Hudson
Chairman

P G Henry
Secretary

Louisville Ky
18687
D. # 34 Vol 1 Jany 24 1866

Dowd Thos
Sergt. 2nd Ky. C.

Reports facts in his expedition to Mt. Washington to arrest Ridgway & Pratt, accused of highway robbery

Recd or owe C
C.H.

D. # 34 Vol. 1
H. D. K. 66.

Filed in July 1866.

Bureau R. F. & A. L.
Louisville Ky
Jany 24 1866
Respectfully forwarded
to Captain Harlan
A.A.G., Hd.qrs Dept of Ky
with the request that
he will at once place at my
disposal such
force as will vindi
cate the claims of
justice in the
locality within
referred to.
Will P. Thomasson
Superintendent

Recd. D.K. 1-24-1866.

Office Freedmen's Bureau
Louisville Ky
Jan 24 1866

Capt. E. D. Kennedy
Military Officer of the Bureau
Louisville Ky

Captain I have the honor to report ~~that I~~ proceeded to Mount Washington to effect the arrest of Jim Ridgway and Tom Pratt mentioned in the warrant addressed to me by the Superintendent of the Bureau

I had four Privates under my command and took along with me as guide the Cold man John Bennett who had complained of the highway robbery - We were all mounted and had two days rations for our selves and the horses.

Arrived at Mt Washington, about midday yesterday I proceeded to the house of Tom Pratt - I searched the house. ~~I did not~~ find him. ~~The Cold man recognized a coat pants and shirt which he had been robbed~~

I then proceeded to the house of Ridgway, about 2 miles beyond Mt Washington. I searched the house - I did not find him either. Here the cold man recognized

a coat, pants, and shirt which had been robbed from him by Ridgway. — I handed these articles to the claimant.

I then returned to McWashington. — I there found few or no people in town. I was told by 3 respectable looking old men that the male inhabitants had collected to the number of 25 or 30, well armed, to resist any action against the two men Pratt and Ridgway. — That they had these two men at a place some two & a half miles out of town. That they were very much excited and swore they were to give me & my party "Particular Hell".

In these circumstances I concluded I should return and report facts for your information. Pratt and Ridgway were stated to me to be very desperate characters, and the whole neighbourhood was utterly averse to giv me the slightest assistance. I could learn nothing from the white population. The cold people were ready to afford me all help in their power.

In returning thro the town the women shouted to me to take my guerillas away or I should get more than would be good for

me.

I accordingly returned without delay.

The four Civil notices I had to serve, I was unable to execute owing to the same cause which interfered with my arresting the two men Ridgway and Pratt.

I am

Your obed serv.

Thomas Lloyd
Sergt Co. B, 2d U.S.I.

Jim. Ridgeway
Tom. Pratt

Not executed by reason of forcible resistance
January 24th 1866
Thomas Lloyd

Bureau R F & A L

State of Kentucky
County of Jefferson City of Louisville January 22 1866

To Thomas Lloyd Sergt
2nd Regt U. S. Infty

You are authorized and empowered to arrest and bring before the Court of this bureau with as little delay as possible the following named persons Jim Ridgeway and Tom Pratt to answer a charge of forcibly taking from John Bennet a suit of clothes a pair of boots his discharge papers $32 in money a revolving pistol with other articles

By order of Bt Maj Gen
C. B. Fisk

Will. P. Thomasson
Supt. Freedmens Affairs

No. 18688

Bureau R. F. & A. Lands
Louisville Ky
Jany 22. 1866

Thomasson W. P.
Supt.

Asks a soldier, to liberate certain Freedmen in Breckinridge Co Ky

T. # 7. - Vol 1 - D. K. - 66.
Rec'd in more Cty

Respectfully referred to Capt Harlan A.A.G.

E. A. Kennedy
Capt & Milit'y asst

Rec'd D.K. - 1 - 25 - 1866

Head Quarters Dept of Ky
~~Louisville~~ Jan 24/66

L. R.

Respectfully referred to Genl Watkins, Comdg Post who will furnish the necessary guard to report to Captain Kennedy for this Purpose.

By Order of
Maj Genl Palmer
[signature]
A. A. General

Hd Qrs Military Comm.
Louisville Ky Jan. 25" 66

Respectfully referred to Bvt Major Geo H McLaughlin for his action.

By order of Brig Genl L D Watkins
Chas A Gould
Capt & A A G

Office Provost Marshal
Louisville Ky Jan 25th 66

Respectfully returned to Capt Chs A Gould AAG with the information that the desired man was detailed.

J Ewing Laughlin
Bvt Maj & Aa
Prov. Marshal

Office of Bureau for Freedmen's affairs
Louisville Ky Jany 22nd 1866

Captn Kennedy

Lewis Kelly states that Mr. Nathaniel Dubois residing about five miles from the mouth of Sinking creek in Breckenridge County Ky detains his wife Hester Kelly and two children Kate aged 6 years and Allen aged 5 years, and threatens his life if he dares come near his place —

Under authority given me I desire to send a trusty officer for the woman and children, This is done because of the threat of Mr Dubois

Will you please detail a suitable person to perform the duty

Will. T. Thomasson
Supt. Freedmen's affairs

E.D. 73. No 123. (M. B. L.)
18689

Head Qrs. Mil. Comdr.
Louisville Ky Jan 29th 64

Respectfully referred to Maj: Hollins Comdg Bks No 1. who will dispose of the within named men as directed if they are at Barracks No. 1. Reporting action

By order of
Brig Genl Watkins
Chas. A. Gould
Capt. & A.A.G.

Barracks No 1.
Louisville. Ky. Jan 29/64

Respectfully returned. The within named men have been sent from the Barracks.

J. W. Hollins.
Major 2d U.S. Inf
Comdg Bks

Jan 29/66

Twoommore Co.

Mustering and Disbursing Office,

Louisville, Ky., Jan 29 1866

Brig General L D Watkins
Post Commander
Louisville Ky

General

I have the honor to furnish herewith an extract from a letter from A.G.O Washington D.C. Directing the action to be taken in the cases of four men James Pinkney Simon Lockhard General Jackson and John Henry

War Department
Adjutant Generals Office
Washington D.C. Jan 23 1866

Major Charles H Fletcher U S Army
Mustering and Disbursing Officer
Louisville Ky

Major

(Extract) x x x x x x x
x x x x It is considered useless to make further efforts to obtain evidence of Enlistment muster in and service of James Pinkney

(Over)

Mustering and Disbursing Office,

Louisville, Ky., ______ 186

Simon Lockard, General Jackson and John Henry and it is doubtful if they were ever enlisted but that being Quarter Masters Employees or Camp followers they obtained admission to U. S. General Hospitals upon their own representations that they were Soldiers

If any thing further can be elicited to show to show that they were in the service and which you consider sufficient to justify their longer retention You will inform this Office. otherwise they will be set at liberty

Very Respectfully
Your Obdt Servant
(Signed) F. W. Taggard
Asst Adjt Genl Vols

On the 26 January 1866 I addressed a letter to Maj Jas B Collins 2" U S Infantry Commanding Barracks No 1 Louisville Ky in which I informed him of the action directed to be taken in regard to these men. This letter was sent him as additional response to his letter of the 23rd inst partially replied to by me on the 24" inst I informed him that the

Mustering and Disbursing Office.

Louisville, Ky., ____________ 186

men should be set at liberty as all further search was unnecessary and useless Every Effort in every Channel and all means were used to gain information affecting these men to which the only responce received was "No Record of such men Can be found."

As a last resort the A.G.O Washington D.C. was applied to to which the above reply and instructions were received

I have the honor to be General
Very Respectfully
Your Obdt Servant
[illegible]
[illegible]
[illegible]

R 44: Vol 2 Va 1866

3680

Madison C.H. Va Jany 31st

Refugees Freedmen & Abandoned Lands, Bureau of

By Watson R Wentworth Lieut and Asst. Supdt

Forwards Stanton Ayler and Gilbert Willis of Madison Co accused of destroying property of Geo Allen (colored)

M 155 Vol 2 Va 1866

Filed herewith,

File

Madison Co. Ms. No

January 31. 1866.

Office of Asst Supt
Bureau of R. F. and A. L.

Lieutenant [illegible] Watson R[illegible]
Sub'r and [illegible] Supt

Forwards Affidavit [illegible] Stanton Ayler and [illegible] Gilbert Hill[illegible]
of Madison [illegible]s. accused
of destroying [illegible] property of
allen
Dee ~~Moses~~ (colored).

The Officer in charge of Libby Prison will receive the prisoners within named and receipt for them to the guard

By order of Maj Gen Winder

Edw Smith

Asst Adjt Genl

If these men are named in the order of yesterday releasing several prisoners they will not be confined but at once released

By order of Maj Gen Winder

Edw Smith

AAG

Office of Asst. Supt. R. F. and A. L.
Madison C. H. Va. January 31, 1866.

Brig. Genl. Sa[redacted]
A. A. Genl. Dept. of Va.

General;

In accordance with verbal orders received from Bvt. Maj. Geo. E. Head 11th Infty. I have the honor to forward two prisoners, Stanton Ayler and Albert Willis accused of destroying property belonging to George Allen (colored) of this County. This makes ten prisoners that I have forwarded for this offence and I think the last; there arrest was ordered by Genl. Terry.

I am, General,
Very Respectfully, Your obt. servt.

Watson R. Wentworth
Lieut. and Asst. Supt. R. F. and A. L.

M 155 Vol 2 Va/ee

Madison County Va

Madison County Va
By citizens of

Depositions of citizens and papers pertaining to the case of George Allen (colored)

26 Enclosures

Filed with R 44 Vol 2/ee

File

[illegible]

Ms 1510 Rol. 2 Vaf/106

[illegible]

United States

vs } Deposition of
Arthur Burke
Seaman E. Burke

Austin [illegible]

County of Madison } To wit:—
State of Virginia }

This day came before me, N. W. Crisler, a Justice of the peace in for the said County, in my county aforesaid, Arthur W. Burke, and James E. Burke, who being both duly sworn, depose and say, that they were both at the dwelling-house of Armstead Brown on the evening of Monday the 18th day of December 1865 and spent that evening there, that they remained there until late bed-time, at least until 10 O'Clock P.M. that said Armstead Brown was at home that night all the time said affiants were there. Said Armstead's Brown's house is about five miles from the house of said George Allen. And further they say not.

Arthur W. Burke
James E. Burke

Sworn to and subscribed before me this 30th day of January 1866.

N. W. Crisler J.P.

2
Mn 155 Vol 2 Val/102

Communication
of 7. Smith Esq
to Maj. Gen. Terry

Filed

Madison C[t] Ho Jany 30th 66

To Maj Gen Terry Military Gov of Va

Sir

I deem it my duty to inform you, that the Character of George Allen of this County (upon whose information Sunday Gentlemen of this vicinity have been arrested and carried to Richmond for trial is ~~of~~ notoriously bad for every thing that is vile and mean, that his word would not be taken in a court of justice where he is known. He is regarded as a public nuisance and a common thief, no colored man stands worse in all this Community

J Smoot
Commth Atty
for Madison

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

3

Pm 155 Val 2-Vol 166

United States

vs.

Affidavits of
Joshua Miller
R. H. Ayler
A. W. Brown and
Jos. N. Miller
as to character of
Geo. Allen

Lovell, Early & others

County of Madison }
State of Virginia } to wit

This day came before me N. W. Crisler, a justice of the peace in for said County, in my county aforesaid, Joshua Miller, A. H. Brown, J. N. Miller and Richard H. Aylor citizens of said County who are well known to me as men of high character and respectable and honorable reputation in this community, who being first duly sworn depose and say that they are well acquainted with the character and standing of George Allen, colored man whose house was destroyed on the 18th day of December 1865; that said George Allen has for many years been notorious in said community for habits of stealing and pilfering and for falshood; that he has been judicially convicted of the crime of stealing and in pursuance of judicial sentence whipped therefor publicly; that his character has for years been infamous; that he would not be regarded as entitled to belief on oath in any Court of Justice; that he is regarded by the community in which he lives as a dangerous character and a public nuisance; that the principal damage done to said George Allen on the evening of 18th December 1865 consisted in the pulling down of the log cabin in which he lived, which house was not the property of said Allen; that the said house has been re-built; that the whole damage suffered by said Geo. Allen would not have exceeded the sum of ten or fifteen dollars; that one of these affiants has had occasion to make a lawful

search of said premises for stolen property and he knows that the damage done on the occasion referred to must have been quite small; and they are both satisfied that the destruction or pulling down of said house was occasioned by the general indignation of the community which the said George Allen had excited against himself by his notorious habits and character as a Thief and public nuisance -

Joshua Miller
A. H. Brown
Joseph P. Miller
Richard H. Naylor

Subscribed and sworn to before me in my said County this 24th day of January 1866 -

N. M. Mislin J.P.

M 165 Vol 2 Page

United States
vs.
Affidavits of
Joshua Miller
R. H. Naylor
A. H. Brown and
Jos. P. Miller
as to character of
Geo. Allen
Yowell, Early & others

Mr 45 5 Vol 2 Vol 6b

United States

vs.

Deposition of

E. H. Chapman

Terrell, Early Father

County of Madison }
State of Virginia } To wit: —

This day came before me, N. W. Crisler, a justice of the peace in and for said County, in my County aforesaid, Edmund G. Chapman, who is well known to me as a person of high character and honorable reputation in this community, who being first duly sworn, deposes and says: —

I have known George Allen, the colored man whose house was pulled down recently, for some 40 years during which time he has lived in my neighborhood. His character has always been that of a common thief and a public nuisance. He is regarded by the community as an infamous person and a lawless and dangerous member of society. He has been convicted before me, of stealing, when I was a justice of the peace. His character for veracity is such that he would not be believed on oath before any civil court

And further he saith not.

E. G. Chapman

Sworn to and subscribed before me this 30th day of January 1866.

N. W. Crisler J. P.

of the darkness of the night -

~~Wit~~ And further he saith not -

American W Jowell

his
Banks X Smith
mark

Sworn to before me and subscribed

this 30th day of January 1866 -

A. M. [illegible] J. P.

M 15 Vol [illegible]

United States
vs. } Deposition of
J. Banks Smith (Col)
Jowell. Early ...

County of Madison } To wit:—
State of Virginia }

This day came before me A. N. W. Marslen a justice of the peace in for the County aforesaid, in my said County, Hendricks Smith (colored man) who being duly sworn deposes and says that he is a son-in-law of George Allen whose house was pulled down on the night of December 18th 1865, that he was at said house with George Allen and his family on the night the same was pulled down; that at the time the attack was made this affiant was sitting up at the fire and George Allen was lying down under the only window of the house on the side opposite to the door, that, about nine O'clock or between nine and ten O'clock as near as he can guess, the attack was made by some man or men on the side of the house in which the window stood, that a rock was thrown through the window which was the first sign of an attack being made; that at the instant the rock was thrown George Allen leaped up and ran out of the door in his stocking-feet and without hat or coat— this affiant immediately followed him out of the door and saw George Allen running away from the house — leaving the house between him and the attacking party; the last this affiant saw of George Allen he was running off rapidly in the direction just mentioned. This affiant went off to Mr. Alfred Tanner's. He did not see any of the attacking party; it was very dark and persons about the house could not be recognized: ~~any person~~

of the darkness of the night -
~~itness~~ And further he saith not -

American W. Jowell

Banks his X mark Smith

Sworn to before me and subscribed
this 30th day of January 1866 —

N. W. Custer J. P.

6

Nr 155 Fol 2 Hälfte

United States
vs
Deposition of
James S. Rodgers

Yonell, Early & others

County of Madison }
State of Virginia } To wit:—

This day came before me N. W. Crisler, a justice of the peace in and for the County aforesaid, in my said County, James S. Robson, who deposes and says:— On the night of December 18th. 1865, I was at my home which somewhat more than a mile from the house of George Allen which was pulled down that night; some time in the fore-part of the night, George Allen came to my house and begged me for a gun saying a party of men were pulling down his house and he wanted to shoot one of them so as to find out who one of them was; I asked him if he knew any of the men and he replied that he did not, that he had run directly off from his house when the attack begun that he had left Banks (Smith) there — that he had run out and come straight off when some one threw in the window; he came to my house without any hat, coat or shoes. He left my house to go to Mr. Batton's.
And further he saith not —

James S. Robson

Sworn to and subscribed before me this 30th day of January 1866

N. W. Crisler J.P.

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No 155 Vol 2 Pa

United States
vs. } Deposition of John T. Patton

Yowell, Early Hopkins

County of Madison }
State of Virginia — } To wit: —

This day came before me N. W. Crisler, a Justice of the peace in and for the County aforesaid, in my said county, John T. Batton, who being duly sworn deposes and says: —

On the night of the 18th of December 1865 I was at my home which is about two miles from the house of George Allen which was pulled down that night; shortly before 11 O'Clock P.M. said George Allen came to my house and said that a party of men were pulling down his house and begged me for a gun saying he wanted to go back and shoot one of the men so that he might know who one of them was and that might tell who the others were — that he George Allen had jumped right out of his house when the attack was begun and had run straight on to Alfred Tanner's, thence to Mr. Kopson's and thence to my house; I asked him if he knew any of the men, he replied no, that it was so dark he could not see or tell any of them and he had run off directly the affair begun so as to get a gun to kill one of them: said George Allen staid at my house until about 5 O'Clock next morning when he left. I staid awake with him until he left as I feared he was bent on some mischief. Said Allen stated to me that night that the party of men at his house were about 40 in number

John. T. Batten

Sworn to & subscribed before me this 30th of January 1866 —

N. W. Crisler J.P.

M 155. Fol. 8 2 [illegible]

United States

vs } Deposition
of
Alfred T. Tanner

Yowell, Early & others

County of Madison } To wit—
State of Virginia }

This day came before me N. W. Crisler a justice of the peace in and for said County, in my County aforesaid, Alfred T. Tanner of said County, who being duly sworn deposes and says: — I live about one fourth of a mile from the house of George Allen, which was pulled down on the night of Decr. 18th 1865; About Ten o'clock P. M. that night George Allen came to my house, and into my room, in great excitement, saying in substance that a party was pulling down his house, that he had just then come from his house, that the men had just then run him away from his house; he said there were not less than one hundred men there; that the noise they made in pulling down the house could then be heard at my house; he applied to me for my gun saying he wanted to shoot one of the men; he staid at my house not over two minutes and was in a state of the highest excitement: the next day George Allen told me in the presence of Wm Carpenter and Richd. Blankenbaker that the party who pulled down his house was composed of nine men, that five men pulled down his house and four others sat on their horses near by.

And further he saith not

A. T. Tanner

Sworn to, and subscribed before me this 30th day of January 1866

N. W. Crisler J. P.

M 155 Vol 2 Tab/66

United States

vs — Deposition of William Conner (Cold)

Thing Wm Early

County of Madison } To wit:—
State of Virginia }

This day came before me a justice of the peace in and for the County aforesaid, in my said county, William Connor, colored man, who being duly sworn deposes & says:—
I live at Capt. Henry Swain-Tanc's in Rappahannock County, I was there on the monday before Christmas last. Thomas Whitfield Early came there that evening and staid there all that night. Of this fact I am positive and certain.—
And further he saith not—

A. W. Crisler   William his X mark Connor

Sworn to and subscribed before me this 30th of January 1866

A. W. Crisler J.P.

1

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Wm 155 Vol 2 Va 1/60

United States
vs } Deposition
of
} Wm W. Carpenter
Thomas H. Early

County of Madison } To wit: —
State of Virginia }

This day came before me N. W. Crisler, a justice of the peace in and for said County, in my County aforesaid, A. H. Carpenter, who being duly sworn deposes and says: —

On Monday the 18th. day of December 1865, the same day or the evening of which the house of George Allen was pulled down, I went with Thomas Whitfield Early to the upper end of this County, to the Rappahannock line, a ride of about 16 miles each way; In the evening we started on back in the direction of our homes and about an hour by sun said Early left me and crossed over to Rappahannock County and went to the house of Capt. Henry Quaintance which was then near by and in sight, for the purpose of spending the night there; When said Early left me we had passed some distance beyond the road which leads in the direction of George Allen's house and in going to Quaintance's he went in the direction opposite to George Allen's house — that is leading away from said Allen's house. — And further he saith not —

Aaron H. Carpenter

Sworn to and subscribed before me this 30th day of January 1866.

N. W. Crisler J.P.

11
Mn 155 Vol 2

United States

vs

Thomas H. Early

Deposition of Henry Fox
Henry Knowlton

Early

County of Madison }
State of Virginia } To wit: —

This day came before me, N. W. Crisler, a justice of the peace in and for the said County, and in my county aforesaid, Henry T. Quaintance, who being duly sworn, deposes and says:—

I am a son of Capt. Henry Quaintance of Rappahannock County; I live at my father's. I was at home the night of December 18th. 1865 - the same night that the house of George Allen was pulled down. Thomas Whitfield Early spent that night at my father's house and in my company. He and I sat up together until about 10, o'clock P.M. and we then slept together in the same bed throughout the balance of that night. — W. Early left for his home early the next morning. My father's house is about seven miles from the house of George Allen - And further he saith not -

Henry. T. Quaintance

Sworn to and subscribed before me this 30th. January 1866 -

N. W. Crisler J.P.

12
M 155 Vol 2 Va/Cle

United States
vs. } Deposition of Charles King
Thos. W. Early

Early

State of Virginia }
County of Madison } To wit —

This day came before me N. W. Crisler, a justice of the peace, in and for said County, in my County aforesaid, Charles Story, who being duly sworn deposes and says: —

I spent the evening of Decr. 18th. 1865, the same evening on which the house of George Allen was pulled down, at the house of Capt. Henry Quointance in Rappahannock — which is distant about 7 miles from said Geo. Allen's house. Thomas Whitfield Early was there during the evening and was still there when I left at bed-time, say about nine or ten O'Clock P.M. that night —

And further he saith not. —

N. W. Crisler

Charles X Story
his mark

Sworn to and subscribed before me this 30th. day of January 1866 —

N. W. Crisler J.P.

13

M. 155

United States
vs } Deposition of
Matthew Boyer
Cont'd
Aaron McHouse

County of Madison } To wit:—
State of Virginia }

This day came before me, N. W. Crisler, a justice of the peace in and for the said County, in my County aforesaid, Stafford Jones, (Colored man,) who being duly sworn, deposes and says:—

On the 18th of December 1865, the day that George Allen's house was pulled down, I was working about one mile from the dwelling of Aaron M. House, I had a very sick child at the dwelling of said House and that evening about dusk I went over there and said Aaron M. House and myself sat up together from that time until the next morning with my sick child. I know that he did not leave his house that night. And further he saith not—

Attest
Fayette Henshaw

Stafford his X mark Jones

Sworn to and subscribed before me this 30th day of January 1866
N. W. Crisler J.P.

14

M 155 Vol 2

United States

vs

Deposition of James W. Walton

Arthur Hawkins

County of Madison } To wit.
State of Virginia }

This day came before me [illegible] W. Crisler, a Justice of the peace in and for said County, in my County aforesaid, Jas. W. Walter, who deposes and says; that -- I live about six miles from the house of George Allen which was pulled down on the night of Decr. 18th. 1865; I live about 3/4 of a mile from Arthur Hawkins's. On that day the 18th Decr. said Hawkins went to Culpeper County Court, and passed my house and stopped there both going and coming; he brought me some nails from Culpeper C.H. that day; he got back to my house on his way from Culpeper Court about 10 O'Clock P.M. that night, and after a stay of a few minutes he left for his own house.

And further he saith not.

James W. Walter

Sworn to and subscribed before me this 30th day of January 1866

N. W. Crisler J.P.

[illegible]

15

M 15 [illegible]

[illegible]

United States

vs.

Deposition of Whitton Bolen

Arthur Hawkins

County of Madison } To wit: —
State of Virginia }

This day came before me, N. W. Crisler, a justice of the peace in and for the said County, in my County aforesaid, Britain B[redacted], who being duly sworn deposes and says: —

I live at Slate mills, six miles beyond George Allen's. I am a miller at that place. On monday the 18th of December 1865, Arthur Hawkins passed my mill in the morning and left an order for a bag of meal - saying he was on his way to Culpeper Court and would call for it on his return that night - Between nine and ten O'clock that night he passed the mill on his return and got the bag of meal and started from there toward his home. And further he saith not.

Brittan Bolen

Sworn to and subscribed before me this 30th day of January 1866.

N. W. Crisler J.P.

16.

Miss [illegible]

United States
pr. {Requisition of
Mr. Dallas M. Howe
vs
Wm. T. Brown &
Daniel E. Brown

State of Virginia
County of Madison } To wit:–

This day came before me N. W. Crisler, a Justice of the Peace in for the said county and in my county aforesaid, Mrs. Sally M. House, who being duly sworn deposes and says:–

I was at the residence of Coleman Brown on the evening of Dec.r 18th. 1865, the same night on which the house of George Allen was pulled down; Wm. T. Brown and Daniel E. Brown, sons of said Coleman Brown who live with their father, were both at home at their father's house that night and were in my company until 11 O'Clock P.M. of that night. I have no reason to believe that they left home at any later hour that night. Coleman Brown's house is some four miles from George Allen's–

And further she saith not–

Sallie. M. House

Sworn to and subscribed before me this 30th day of January 1866–

N. W. Crisler J.P.

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M 155 Vol 2 No 4/65

United States

vs. } Affidavit of Coleman Brown

Daniel E. Brown
Wm. T. Brown

State of Virginia } to wit_
County of Madison }

This day came before me N. W. Crisler, a Justice of the Peace in and for the County aforesaid, Coleman Brown of said county, who being first duly sworn deposes and says that on the evening of Monday the 18th day of December 1865, the same evening on which the house of George Allen (colored) was destroyed, Daniel E. Brown and Wm T. Brown were at the house of this affiant and remained there in company with this affiant and his family until about the hour of nine O'Clock P.M. when they the said Daniel E. Brown and Wm T. Brown went to bed at affiants' house and, to the best of this affiants' knowledge and belief, slept there throughout that night and they were there in bed early the next morning: this affiant is positive in stating that the said Wm T. Brown and Daniel E. Brown could not possibly have participated in or been present at the destruction of said George Allen's house at the time the same was destroyed.

And further he saith not.

Given under my hand this 29th day of January in the year 1866.

N. W. Crisler J.P.

18

M 155 Fol 2 Val/66

United States

vs. } Deposition of
Robt. A. Hensham

Wm. T. & Danl. E. Knox

Danl E & Wm T. Brooks

County of Madison }
State of Virginia } To wit :

This day came before me N. W. Crisler, a justice of the peace in and for the said County, in my county aforesaid, Robert S. Henshaw, who being first duly sworn, deposes and says: —

I was at the house of Coleman Brown with his sons, Wm T. Brown ~~and~~ Daniel E. Brown, on the evening of Monday the 18th day of December 1865, the same evening that George Allen's house was pulled down — I staid at Coleman Brown's house until bed time and was with said Wm T. and Danl E. Brown until that time. I left them there when I started to my own home.

And further he saith not —

Robert S Henshaw

Sworn to and subscribed before me this 30th ~~January~~ 1866 —

N. W. Crisler JP

Ms. 5 19 Val.

United States

[illegible]

State of Virginia }
County of Madison } To wit: —

This day came before me, N. W. Crisler, a Justice of the peace in and for the said County, in my County aforesaid, William Willis, who being duly sworn deposes and says, that.

I live at my Mother's house about six or eight miles beyond the house of George Allen which was destroyed on the 18th of Decr. 1865 — My brother Albert G. Willis lives there also. He and I both were at home together on the night of the 18th of Decr. were together until bed-time, say nine O'Clock P.M., when we both went to bed there and slept there that night. And further he saith not —

William Willis

Sworn to and subscribed before me this 30th day of ~~Dec~~ January 1866 —

N. W. Crisler J.P.

20

M 155 Fol 2 Vej
Nek

United States

vs. Deposition of
Jno. L. Aylor
Mary I. Aylor
Thos. J. Aylor &
Amy Luty (Col'd.)

Stanton Aylor

State of Virginia SS
~~[illegible]~~ County of Culpeper Towit
This day personally appeared before me in my County aforesaid, John L. Ayler & made oath that on the night of the 18th day of December 1865 ~~[illegible]~~ was at the House of Staunton Ayler, the accused, ~~[illegible]~~ being the night that George Allen, charges that his House was torn down, and to his certain knowledge Staunton Ayler remained at home the entire night. Given under my hand this 30th day of January 1866
Jos. D Brown J. P.

State of Virginia SS
~~[illegible]~~ County of Culpeper Towit
This day personally appeared before me in my County aforesaid Amy Luby who is a coloured woman aged 77 years & is a member of the baptisne Church for 35 years & depositth and says she sleeps in and adjoining room to Staunton Ayler, that on the night of the 18th day of December 1865 the night that George Allen says his House was torn down Staunton Ayler, was at home at usual bed time say 7 O'clock and ~~[illegible]~~ also states that she heard ~~[illegible]~~ Staunton Ayler cough in his bed at a late hour in the night, say from 12 to 1 O'clock. Given under my hand this 30th day of January 1866
Jos. D Brown J. P.

State of Virginia SS
~~Culpeper~~ County of Culpeper Towit
This day personally appeared before me in my County aforesaid Mary Jane Ayler and made Oath that on the night of the 18th day of December 1865 it being the night that the House of George Allen's was charged of having been pulled down, That Staunton Ayler who is charged as one of the party was at his own House all that night and remained at home next day. Given under my hand this 30th day of January 1866

Jo; I Brown J. P.

State of Virginia SS
~~Culpeper~~ County of Culpeper Towit
This day personally appeared before me in my County aforesaid William I Ayler and made Oath that on the night of the 18th day of December 1865, that being the night that George Allen charges that his House was torn down, he stayed at the House of Staunton Ayler, And to his Certain Knowledge the sd. Staunton Ayler remained at home the entire night and was still at home next morning. Given under my hand this 30th day of January 1866

Jo; I Brown J. P.

21

M 155 Vol 2

United States

vs. } Affidavit of
Daniel [illegible]hill

Stanton Taylor

County of Madison } To wit -
State of Virginia }

This day came before me N. W. Crisler, a Justice of the Peace in and for the County aforesaid, James H. Thornhill, who being duly sworn deposes and says that on the evening of Monday the 18th day of December 1865 the same evening on which the house of George Allen (colored) was destroyed, this affiant went about day-light down to the house of Staunton Aylor and spent the evening there, that said Staunton Aylor was at home and spent the said evening at home and in the presence of this affiant until bed-time - at which time (say about 9 O'Clock P.M.) this affiant left said Aylor's house and returned to his own home - that said Aylor remained at his home when this affiant left; that said Staunton Aylor's home is distant seven miles from the house of George Allen. And further he saith not. James H. Thornhill

Sworn to and subscribed before me in my said County this 29th day of January 1865 —

N. W. Crisler J.P.

Madison Coun
The foregoing Le
to and subscribed
of January 186

22
M 155 Vol 2 Va
66

Deposition of Robert G. May

I was at Mr Lsam A Gowell house on Monday evening before Christmas day 1865, and remained there until Ten O'clock or later that night, I was in the house listening to Champe Gowell & Joseph Gowing playing the fiddle, when I left Mr Gowells Champe Gowell was fixing to go to bed I thought when I left Mr Gowells I came straight on home, in a few minutes after I got home I heard a rumbling noise and thought it was a wagon going along the road, My sister went to the door and told me it was not a wagon, I then went to the door and thought it was some body tearing down a house, I thought from the sound it was Georges house, from the time I left Mr L. A Gowells until I heard the noise, I dont think Champe Gowell could ~~have~~ possibly have been to Georges house, Given under my hand this 30th day of Jan 1866

Robt his G May mark

Madison County To wit;

The foregoing Deposition was sworn to and subscribed before me this 30th day of January 1866

Robert Henshaw J.P.

22

M 155 Vol 2 Va 1/66

United States
vs } Deposition of
Robt. May.
Champ M. Jorrell

23

No 156 Vol 2 Page 66

United States

Vs. } Affidavit of Daniel A. Yowell

C. M. and J. H. Yowell

State of Virginia }
County of Madison } To wit—

This day came before me N. W. Crisler a Justice of the Peace in and for the County aforesaid, Daniel A. Yowell of said County who, being first duly sworn, deposes and says that on the evening of Monday the 18th day of December 1865, the same evening on which the house occupied by George Allen (colored) was destroyed, Champe M. Yowell and Joseph H. Yowell were at the house of this affiant with this affiant and his family until between nine and ten O'clock P.M. whereupon the said Champe M. Yowell went to bed and remained all that night at this affiants' house and the said Joseph H. Yowell at the hour above-named left this affiants' house to go to his father's at whose house he resides; this affiant's house is about one mile and a quarter from said George Allen's; the father of said Joseph H. Yowell lives about one half a mile from this affiant; the said Champe M. Yowell had been badly strained and hurt on the Friday before the date above-named, and was unable to do any work and did not leave this affiants' house on or about the 18th day of December 1865; he was in this affiants' house at the time the said George Allen's house was destroyed and he did not participate and could not have participated in the destruction of said house.

Subscribed and sworn to before me this 29th day of January 1866—

Daniel A. Yowell N. W. Crisler J. P.

24

N 155 Vol 2 Fol 166

U. S.

vs. } Affidavit of A. W. Yowell

Jos. H. Yowell

State of Virginia
County of Madison } To wit—

This day came before me N. W. Crisler a Justice of the Peace in and for the County aforesaid, America W. Yowell, of said County, who being duly sworn deposes and says:— that on the night of December 18th 1865, the same night on which the house of George Allen (colored) was destroyed, Joseph H. Yowell came to the house of this affiant, at which he lives, between Nine and Ten Oclock P.M. That he remained in the same room with this affiant for one hour at least after this coming home as aforesaid, and then retired to bed in this affiants house and slept there throughout that night; that upon his arrival at affiants house that night as above stated, said Joseph H. Yowell stated that he came there directly from the house of Daniel A. Yowell at which he had spent the evening; that the house of George Allen is distant about one mile from affiants house, and Daniel A. Yowell's house is distant about one half mile from affiants house— And further he saith not.

Sworn to and subscribed before me [illegible] County aforesaid this 29th day of January 1866

America W. Yowell — N. W. Crisler J.P.

25

M 155 Tai 2 Yakeo

Unfiled Papers

423 Deposition of Lewis Hall (Col.)

Jas. K. Yowell

Charles M. Yowell

County of Madison } To wit
State of Virginia }

This day came before me [redacted] Crisler a justice of the peace in and for said County, in my County aforesaid, Lewis Hall (colored man) who being duly sworn deposes and says:-

I was at the house of Daniel A. Yowell on the evening of Monday the 18th of December 1865, the same evening that George Allen's house was pulled down; Joseph H. Yowell and Champe M. Yowell and Robert May were there and spent the evening there; about nine O'Clock Joseph H. Yowell ~~and Robert~~ left the house and went off towards his fathers American W. Yowell's house, which is not in the direction of George Allen's house; Champe M. Yowell remained all that night at his home at Daniel A. Yowell's; said Champe had been crippled a few days before and could hardly get about

Attest And further he saith not -
American W Yowell

Lewis his X mark Hall

Sworn to and subscribed before me this 30th day of January 1866 -

N. W. Crisler J.P.

26

M 155 Varzi Vafbla

United States

vs.

Deposition of

Miss Ella V. Thorin

Armistead Brown

County of Madison }
State of Virginia } To wit—

This day came before me N. W. Crisler, a justice of the peace in and for said in my county aforesaid, Ella V. Brown, who being duly sworn deposes and says:—

I am a daughter of Armstead Brown and live with my father; I was at home on the evening of Dec. 18th. 1865. My father was there with his family until late bed-time – at least until ten O'Clock P.M. and to the best of my belief he did not leave home after that hour. My father's home is five miles from the house of George Allen which was pulled down on that night. And further she saith not—

Ella M. Brown

Sworn to and subscribed before me this 30th day of January 1866—

N. W. Crisler J.P.

P 7 No. 18691 (66)

New Orleans Jany 9th 1866

Pro Mar Dept

Maj A M Jackson

Actg P M Genl

Forwards to Brig Genl F J Sherman. Pro Mar Genl Mil Div Gulf the monthly Reports for December. called for by Circular 3 from these Hd Qrs.

L. 3. — 1866

Citizens,

Recd. PMGO Jany 11. 66

Recd D G Jan 9th 1866

Headquarters
Department of La.
New Orleans. La
Jan. 9th 1866.

Respectfully forwarded.

Ed. McCauley[?]
Major Genl. Comdg.

Headquarters, Department of Louisiana,
OFFICE PROVOST MARSHAL GENERAL,
New Orleans, La., January 9th 1866.

Brigadier General F. T. Sherman,
Provost Marshal General,
Mily Division of the Gulf.

Thro' Dept. Head Quarters.

I have the honor to forward herewith the following papers as required by Circular No. 3, Series 1865, from your Head Quarters viz:

Report of prisoners rec'd & held in confinement during December
" " Monies received and disbursed " "
" " Persons hired, and
Roster of Officers on duty in the Pro. Mar. Dept.

The report of prisoners embraces only those confined at Port Hudson, no reports having been received from other military posts as yet.

I would also report that no seizures have been made during the past month.

I am, General,
With much respect,

Your Obedt Servt
A.M. Jackson
Major 10th U.S. C. Arty (Hy)
Actg Provost Marshal

No. 2.

No............Abstract Mth.............186

REPORT

OF

Persons and Articles Employed and Hired

At P.M.G.O. Dept Ga

During Month of December 1865

By Major Howell

Rec Dec 1866

FORM No. 2.

REPORT of Persons and Articles employed and hired at P. New Orleans La during the Month of December , 1866, by Maj Wm. W. Lowell P.M.G.

Running numbers.	No. of each class.	NAMES OF PERSONS AND ARTICLES.	DESIGNATION AND OCCUPATION.	SERVICE DURING THE MONTH. From.	To.	Days.	RATE OF HIRE OR COMPENSATION. Dolls.	Cents.	Days, or month, Voyage.	DATE OF CONTRACT AGREEMENT OR ENTRY INTO SERVICE.	By whom owned.	AMOUNT OF RENT OR PAY IN THE MONTH. Dolls.	Cts.	REMARKS. Showing by whom the buildings were occupied, and for what purpose and how the vessels and men were employed during the month. Transfers and discharges will be noted under this head.	TIME AND THE AMOUNT DUE AND REMAINING UNPAID. From—	To—	Dolls.	Cents.
1		R. W. Waymouth	Cashier	1"	31"	31	200	00	Mo	June 17th 1865	Maj Lowell	200	00					
2		Charles Hondon	Clerk	1"	31"	31	150	00	"	Nov 1st 1864	" "	150	00					
3		Louis [illegible]thie	"	1"	31"	31	100	00	"	Sept. 14th 1865	" "	100	00					
4		Ed. [illegible] Bowlen	"	1"	31	31	100	00	"	" 18" 1865	" "	100	00					
5		Randall Mc Donnell	"	1"	31"	31	100	00	"	Nov 22" "	" "	100	00					
6		J. W. Ward	Special Officer	1"	31"	31	150	00	"	Nov 1" "	" "	150	00					
7		W. H. White	" "	1"	31	31	150	00	"	June 17" "	" "	150	00					
8		J. H. P. Hennieu[illegible]	" "	1"	31	31	150	00	"	Aug 1" "	" "	150	00					
[illegible]		Charles Benedict	Sanitary Inspector	1"	31	31	150	00	"	June 19" "	" "	150	00					
10		Rosa Foster	Portress	1	31	31	35	00	"	Nov 1" "	" "	35	00					
11		[illegible] S. Oxson	Clerk P. M. Parish O.	1"	31"	31	150	00	"		Maj Jackson	150	00	} Reported by Provost Marshal Par of Orleans				
12		W. D. Eaton	" " " " "	1"	31"	31	125	00	"		" "	125	00					
13		[illegible] Loring	Special Officer	1"	31	31	150	00	"		" "	150	00					
14		James [illegible] Anderson	Clerk Pro Court	1"	31"	31"	200	00	"		Maj Benedict	200	00					
15		[illegible] Sumner	" " "	1"	31"	31	150	00	"	Nov 1" 1865	" "	150	00					
16		E. A. Van Sickle	" " "	1"	31"	31	150	00	"	Sept 1" "	" "	150	00					
17		F. F. Bachhallen	Special Officer	1"	31	31	75	00	"			75	00					
18		Joseph [illegible]	Clerk Pro Court	1"	31"	31	75	00	"			75	00					
19		C. [illegible] St. Ange	Int.	1"	31"	31	125	00	"	Oct 19" 1865		125	00					
20		Antoine Merlz	Spec. Officer	1"	31"	31	100	00	"	Aug 6 "		100	00					

Amount of Rent and hire during the month........ 2585 —

Total amount due and remaining unpaid ....

I CERTIFY ON HONOR, that the above is a true copy of all the persons and articles employed and hired by me during the month of December 1866, and that the observations under the head of "Remarks," and the statement of amounts due and remaining unpaid, are correct. EXAMINED :

Commanding

A. M. Jackson
Maj 12th U.S. C. C. A.
& Bvt. [illegible]
Quartermaster

S 1 — 1866

18092

New Orleans La.
Jany 8th 1866

Scott J. F.
M. D.

Reports that Mr. Devine & Fretchett are under his treatment & are not able to be sent in person.

[illegible]

Recd Jany 8th 1866

New Orleans
Jan'y 8th 1866

Sir

I have the honor to inform you that I am in attendance upon Col. Luckett & Judge Devine, both of whom are confined to their Rooms on account of Sickness, and in my judgement will not be able to report in person at your Head Quarters.

I am General
With Respect
Your obt. Svt.
J. J. Scott M.D.

Brig. Genl. Sherman
Provost Marshall Genl.
Division of the Gulf

L 1308 Tr 66

13693

New Orleans La

January 29th 1866

Louisiana State of

J. Madison Wells

Governor

~~Gr~~

forwards petition of citizens of Desoto Parish and letter of Judge James J. Stevens, for the ~~arrest~~ trial of

L. Tompkins. Dr Horn

M Lafitte J Combs

A Conway. A J Caffee

H Porier, & J T McCann

who are concerned in the murder of a colored woman on the plantation of Col Edwards

Rec Del A Co Shreveport February 15th 1866

&

P. O. Feb 16th 1866

File

Rec [illegible] Feb 17th 1866

State of Louisiana,
Executive Department,
New Orleans, January 29th 1866

To Major Genl Canby
Commndg Dept of Louisiana
Sir

I enclose a petition received by me from a number of Citizens of the Parish of DeSoto, as also a letter from Judge Weems, in relation to the arrest of certain persons by the military on the charge of murder and praying that they be turned over to the Civil authorities for trial &c. I know nothing of the facts beyond what is stated, but I have great confidence in the truthfulness and integrity of Judge Weems and believing from what he says that the parties arrested will receive an impartial trial before the Civil Courts, I refer the petition to you accordingly

I have the honor to be
Respecty Your obt Servant
J Madison Wells
Governor of Louisiana

To His Excellency J. Madison Wells
Governor of Louisiana and Major Genl
E. R. S. Canby U.S.A.

We the citizens of De Soto Parish, State of Louisiana, would most earnestly and respectfully invite your attention to a grievance that has very seriously disturbed the quiet of our Parish, and which if not corrected may result in consequences which we all deprecate and wish to avert. On the 6th inst Messrs Jenkins Conway, Horn, Means Pores and Lafitte and on the 10th Messrs Combs, and Coffey were arrested at their homes by a body of U.S. Cavalry claiming to act by authority of Genl. A. J. Smith U.S.A. and conveyed to Shreveport for custody. They are now in confinement there, and without any official information as to the nature of the charges against them or whether any charges have been preferred. In the absence

of such information they, as well as we their friends neighbors and fellow citizens are left to anticipate the charges from unauthenticated reports and more especially from one fact connected with two of the prisoners Lafitte and Power. Sometime during the past month Lafitte and Power were brought to trial before a magistrate under a warrant issued at the instance of a freedman of the Parish charging the said Lafitte & Power with the murder of said freedmans wife a freed-woman of the Parish. A transcript of the record of said trial is herewith appended to which we would call your careful attention. Now from the fact that Lafitte and Power after their full and complete acquittal at said trial are again arrested and with them the gentlemen above named, we infer that the same charges have been revived against Lafitte and Power & with them connected the others whose names appear above and in whose behalf this petition ~~is sent~~ from the papers herewith sent

you will learn the nature of the disturbance from which has grown our present unfortunate state of affairs. These gentlemen who have been arrested, are all men of families, with ~~their wives~~ and children leaning on them for sustenance and protection. They are all peaceable honorable law abiding men and most of them the most prominent and influential men in the Parish men of the very first standing in the country. Men whose natural dispositions and surroundings would make them most averse to anything that would disturb the quiet of the country. And to suppose that such men would commit so foul and base an act one so out of keeping with their former good character, but more especially so suicidal to their interest is simply preposterous. But without attempting in this paper to prove their innocence we do most confidently assert it and pray you that they may have an opportunity to establish it in the civil courts. We pray you therefore that these men

be allowed to enter into recognizance for their appearance for trial in the District Court of the Parish. If required the wealth of the Parish will be pledged in bond for their appearance. It is all we ask. These men have no disposition to evade such a trial. In fact they desire it in order that they may vindicate themselves and we ask it for the vindication of our Parish. Their separation from their business and their families at this juncture is indeed most inopportune & oppressive. The presence of every planter is required on his place and if not there his business languishes. And we would furthermore present that James T. Fisher of [illegible] Joseph Williams, [illegible] and others of our best and most honorable citizens are now being chased and hunted down by Federal Cavalry charged as report says with complicity in the same deed. We would therefore furthermore pray that they be permitted to give their bond for appearance at the District court of the Parish. That this Petition may meet with your prompt and careful consideration and its prayer be speedily granted we shall confidently hope.

C. M. Young[?]
T. L. Scoggin
S. D. Coby
J. H. Carlton
I. Bachman Lee M.D.
Reg. H. [illegible]
Thos. R. Murdock M.D.
Frank E. Wood
G. Hendrick
[illegible] Pople
A. S. Hendrick
Geo. W. Wapling[?]
J. P. Fullilove
[illegible]

Edward Ellis
Chatterm Gerford[?]
J. H. Holland[?]
G. Hendrick
H. C. McCall
J. J. Chaffin
W. C. Payton[?]
F. G. Harrison
W. C. Adams
W. B. [illegible]
[illegible]

Y. W. Graves

T. L. Scoggin

T. D. Caty

J. H. Carter

I Bachman Lee MD

Reg H. Humphrey

Thos. W. Murdock M.D.

Frank E. Wood

G. Hendrick

Lyt J. Pyle

A. J. Hendrick

Geo. W. Walbrum

T. P. Fullilove

J D Collins

victoru valantin

R. L. Lafitte

H. W. Haden

Frank Lafitte

D. J. Wells

Isaac Cusson

Pleasant Adley

H C Smith

A Poirier

Sym Prudhomme

Wm Rogaly

T. C. Lowe

Chas Schuler

Edward Ells

Chas Hungerford

J. H. Matthew

G. Hendrick

H. C. McCall

J. J. Chaffin

W. L. Payton

F. J. Harrison

W. C. Adams

H. F. Fullilove

S. R. W. Freeman

G. H. Murdock

D. W. Mason

J. R. Mason

A. J. McCracken

J. A. Hungerforth

Emmett Muir

T. F. Bell

B. F. Wharton

W Barnes

W. C. Tait

This Petition would be Signed by all Good Men of this County if an Oportunity presenting, I Respectfully Refer to the prominent Men of this & adjoining Parishes.

J. M. Graves

To His Excellency J Madison Wells
Governor of Louisiana, and Maj Genl
E R S Canby USA

We the Citizens of De Soto Parish State of Louisiana, would most earnestly and respectfully invite your attention to a grievance, that has so very seriously disturbed the quiet of our Parish, and which if not corrected may result in consequences which we all deprecate, and wish to avert,

On the 5th inst, Messrs Tomkies, Conway, Horn, Means, Ponder and Lafitte, and on the 6th, Messrs Combs and Gaffy were arrested at their homes by a body of US Cavalry, claiming to act by authority of Genl A J Smith USA, and conveyed to Shreveport for custody. They are now in confinement there, and without any official information as to the nature of the charges against them, or

whether any charges have been preferred. In the absence of such information, they ? or more or[?] we their friends, neighbors and fellow-citizens are left to anticipate the charges from unauthenticated reports, and more especially from one fact connected with one of the prisoners, Lafitte. Sometime during the past month, Lafitte was brought to trial before a Magistrate, under a warrant issued at the instance of a freedman of the Parish charging the said Lafitte with the murder of said freedman's wife, a free woman of the Parish. A Transcript of the record of said trial, is hereto appended, to which we would call your careful attention. Now from the fact that Lafitte, after his full and complete acquittal at said trial, is again arrested, and with him the gentlemen above named, we infer that the same charge has been revived against Lafitte, & with him conjoined[?] the others

whose names appear one and in whose behalf the petition is sent. From the papers here-with sent, you will learn the nature of the disturbance from which has grown our present unfortunate state of affairs. These gentle-men who have been arrested, are all men of families with their wives and children leaning on them for sustenance and protection. They are all peaceable, honorable law abiding men, and most of them the most prominent and influential men in the Parish, men of the <u>very</u> <u>first</u> <u>standing</u> in the County, Men, whose natural dispositions, and surroundings would make them most averse, to anything, that would disturb the quiet of the County. And to suppose that such men would commit so foul and base an act one, so out of keeping with their former good character, and more especially so suicidal to their interest, is simply prepos-terous, ~~that [illegible] accompanying in that paper~~

[illegible] their [illegible], [illegible]
[illegible] and pray you, that they may
have an opportunity to establish it in the
civil courts. We pray you therefore that
these men be allowed to enter into recog-
nizance for their appearance for trial in the
District Court of this Parish. If required, the
wealth of the Parish will be pledged as bond
for their appearance. We do ask. These
men have no disposition to evade such a
trial. In fact, they desire it in order that
they may vindicate themselves, and we ask
it, for the vindication of our Parish.
Their separation from their business and their
families at this juncture is indeed most
inopportune and oppressive. The presence of
every planter is required on his place, and if
not there his business languishes. And we
would furthermore present that James T. Fisher,
J. W. Rogers, Giles N. Graves, Joseph Williams
and others of our best and most honorable citizens
are now being chased and hunted down by the cavalry
charged as upon scapegoats complicity in the same
deed. We would therefore furthermore pray that
they be permitted to give their bonds for appear-
ance at the District Court of this Parish. That this
petition may meet with your prompt and careful
consideration and its prayer be speedily granted,
we shall confidently hope.

Wilson Godbee	Dempsey Eatman
J. J. Yarbrough	M. Ross
[illegible] Cary	W. Hance
[illegible]	John G. Graham
[illegible]	John B. Williams
Jackson Douglas	J. M. Edwards
W. F. Parsons	B. F. Gibbs
[illegible]	A. V. Roberts
R. J. Brown	[illegible]
[illegible] Gibson	J. Constantine

Wilson Godfrey
J. J. Yarbrough
W. L. Cary
H. B. Holley
J. H. Colclough
Jackson Douglas
W. H. Parsons
Thos. S. Lane
R. J. Bowman
W. J. Gibson
J. B. Ivey
Thos. J. Moore
A. F. Jackson
L. H. Woodham
William Sebastian
J. L. Scates
J. D. Shelley
Wm. H. Boon
J. W. Campbell
G. W. Graham
W. L. Borden
A. C. Tally
J. Garrett
G. W. Lacey
J. E. Hawkins
G. W. Greening
M. P. Hawkins

Dempsey Eatman
M. Rose
W. Nance
John G. Graham
John B. Williams
J. Mc Edwards
B. D. Gibbs
A. V. Roberts
B. F. Hawkins
J. Constantine
J. Sutherlin
J. H. Stafford
L. E. Franklin
J. H. Chapman
Wm. R. Jackson
C. D. Bullock
John Haynes
W. H. Harris
M. L. Hale
Geo A Norwood
Henry Bolner
Abel John
H. W. Barber
Geo. H. Sutherlin
W. N. Cunningham
J. E. Williams
James Mc [illegible]

Wilson Godfrey
J. J. Yarbrough
W. L. Carey
H. B. Kelley
J. J. Williams
Jackson Douglass
W. F. Parsons
Thos S. Lane
R. J. J. Bowman
W. T. Gibson
A. B. Terry
Geo J. Moore
R. L. Jackson
L. H. Woodham
William Sebastian
J. L. Yates
J. D. Shelley
[illegible]
J. W. Campbell
G. W. Graham
W. L. Horden
A. C. Terry
J. J. Harrison
G. W. Lacey
J. E. Hawkins
J. W. Greening
M. P. Hawkins
C. J. Yates
H. Phillips
Henry Story
A. S. DuBose
H. P. Williams
R. D. Foster

Dempsey Eatman
M. [illegible]
W. [illegible]
John G. Graham
John B. William
J. G. McEdwards
R. J. Hicks
A. V. Roberts
D. J. Jenkins
J. Constantine
J. [illegible]
W. J. Stafford
L. E. Franklin
J. M. Chapman
Wm R. Jackson
C. D. Bullock
John Wagner
W. C. Harris
M. K. Hale
Geo A Norwood
Henry Bolmer
Abel John
H. W. Barber
Geo K Sutherlin
W. N. Cunningham
J. E. Williams
James M [illegible]
J. R. R. Murphy
G. M. [illegible]
John [illegible]
Jos [illegible]
W. B. [illegible]
J. M. Hollingsworth
B. F. Hollingsworth

R. B. Terry
Jesse Terry
~~W. R. King~~
Jas. R. Draughon
W. D. Spaulding
Walter Johnson
Alson Taylor
J. C. Hall
Alex Taylor
Roderick Taylor

[illegible]

[illegible]

[illegible]

[illegible]

Shreveport, Jan. 16, 1866.

To Maj. Gen. A. J. Smith,

Dear Sir:

The following named gentlemen, viz: Dr. Horn, Maj. L. Tompkins, A. Conway, A. J. Caffee, M. Lafitte, H. Poirier, J. Combs & J. T. Means, are now in the military prison at Shreveport, by virtue, as I understand, of an order emanating from yourself, for suspected complicity in the murder of a negro woman on the plantation of Col. Edwards, late of the parish of De Soto, deceased on or about the day of November last. These gentlemen all reside in the parish of De Soto and are men of the highest respectability.

It is understood that a military commission is to be instituted for the purpose of trying these men — soon, it is to be hoped — but no one yet knows when. But meanwhile why not permit them to come out on bail to appear before that tribunal when organized. I do not know whether or not military law authorizes this — but if it does, why not permit them to give security for their appearance — the common feelings of humanity echo why not? That they would ap-

pear before the military commission, to be created for their trial to answer all charges against them. I make no doubt.

But, General, if I may be plain without being offensive, why try them by a military commission at all? Is the crime for which they are held in prison by you, military or civil in its nature & character? Surely it is a civil offence — & in the name of all the Gods above, why not relegate it to the ordinary civil tribunals of the country to be dealt with according to law? The civil authority has not had time & opportunity afforded it to take cognizance of the matter. The court will commence its sessions on the 1st Monday of March next (the first Jury term since the outrage was perpetrated) when this with all other crimes & offences will be passed upon by the grand Jury of the parish of De Soto — & I shall make it my specialty to call their particular attention to this & all other wrongs & injuries done to the freedman of their parish. I believe that he — the freedman — is our equal before the law, & I have heretofore, & will ever, as long as I continue its Judge, so say to the grand Juries of the 10th Judicial District of Louisiana.

From all I learn the perpetrators of the crime, for which these gentlemen are now

confined in the military prison at this place, is now a fugitive from justice.

I am, General, very respy. &c.

Jas. L. Weems.

W 149 (?) D La 1866

New Orleans Jan 3/66

Wrighley James S.
W. Citizen

Requests the restorations of furniture now in the hands of William H Wrighley who is lessee of a house owned by John L. Tobias (?)

2. Enclosures

file

Recd D L Jan 6th 1866

To Maj Genl
E R S Canby
Commanding Dept of Louisiana
The petition of
Respectfully represents that she is the owner of about Two Hundred fifty dollars worth of household furniture, consisting of the articles as per detailed bill annexed, that said furniture is all she owns and does not exceed the value above specified

That the same was stored with and in the possession of William H. Brigham who was the lessee of a house on St Andrew Street from one John D Dolan, But who is now temporarily absent from New Orleans,

That your petitioner on the 3d day of January removed her said furniture from said premises to a dwelling 218 [illegible] Street.

Petitioner would further represent that after she had so removed said furniture, that the said John D Dolan sued out and obtained a writ of Provisional seizure, in the 3d Justice Court, and caused all her aforesaid furniture to be seized ~~and sold~~ and the constable of said court is about to proceed to remove the same furniture

premises and cause the same to be
sold to satisfy the claim for sum
of $90 dollars which the said Dolia
has against William Helbriffay for
which your petitioner is in noway
responsible, Nor has the said Dolia
any lien or privilege upon his
aforesaid furniture and if he had
she is entitled to have exemption
from any such claim or lien,
household furniture to the amount
of Three hundred dollars, By order
of Brig Genl Shepley Actg Military Governor
of Louisiana

The premises considered petitioner
prays the benefit of said order
that the said Constable be ordered
to release his furniture so seized
and desist from the removal
thereof and he do have and receive
exemption for his furniture aforesaid

Sworn and subscribed
before me this the
day of Jany 1866

State of Louisiana }
Parish of Orleans }

We the undersigned do swear that we are acquainted with   and her family, that she is the owner of the same, as described in her petition and it does not exceed the value of Three hundred dollars

Sworn and subscribed
this 4th day of Jany 1866 } Jas. T. Wrigley
S. S. Wrigley
C. her X Dooley
mark

Saml Myers
Justice of the Peace
Parish of Orleans

(1)

ar 4 DL 1866

To Major Genl
E R S Canby
Commanding Dept of Louisiana

The petition of James Thomas Wrigly with respect shows.

That he is the owner of about three hundred dollars worth of household furniture, consisting of the articles as per receipts filed herewith, That the said furniture is all that he has now, and does not exceed the value above named -

That the same was stored with, and in the possession of William H Wrigley, who was the lessee of a house on St Andrew street, from one John L Dolan, But who is now absent from New Orleans temporarily -

That your petitioner on the 3d day of January removed his said furniture from said premises to a house 218 Marais street.

Petitioner would further represent that after he had so moved said furniture, that the said John L Dolan sued out and obtained a writ of Provisional seizure, in the 3d Justice Court and caused all his said furniture to be seized, and the ~~said~~ Constable seized

court is about to proceed to ~~remove~~ remove said furniture from his said house, and cause the same to be sold to satisfy the claim for rent the said Dolive has against William Willingley for which your petitioner is in no way responsible, Nor has the said Dolive any lien or privilege upon his aforesaid furniture — and if he had petitioner is entitled to have exemption from any such lien, furniture to the amount of three hundred dollars By order of Brig Genl Shepley late Military Governor of Louisiana —

The premises considered petitioner prays the benefit of said order that the said Constable be ordered to release his furniture so seized and desist from the unusual things and he do have and receive exemption for his furniture aforesaid —

Sworn and subscribed
before me, this
the day of Jany
1866.

State of Louisiana
Parish of Orleans.

We the undersigned do swear that we are acquainted with Thomas Wrigley, and his furniture, that he is the owner of the same, and it does not exceed in value the sum of Three hundred dollars

Sworn and subscribed before me this day of Jany 1866.

Jas. T. Wrigley
L. S. Wrigley
his
C. X Foley
mark

Saml Myers
Justice of the Peace
Parish of Orleans

(2)

Wolf D L 1866

Blank

State of Louisiana,
Third Justice's Court, Parish of Orleans
No. 8167

John L. Dolan, Executor
vs
W. H. Wigley,

1866. Instituted January, 3rd 1866.

Claim of 90 00/100 dollars, as per bills filed & Affadavit, with costs, Citation & Writ of provisional seizure issued, Citation & Writ not yet returned.

A true copy of the proceedings on record.

New Orleans, January, 3rd 1866.

Ed. Meunier, Judge

W 1695 D La 1866

New Orleans Jan 1866

Weischeimer M

5th Justice Peace

Encloses affidavits &c &c. in the case of Louis Durand by Captain H. Eckner (or H J Agnew) and owners of Steamer "Patroon"

7 Enclosures

File

See J A Letter Book
Jan 20th 66

Recd D L Jan 23rd 1866

5th Justice's Court

22390
Louis Durand
vs
Capt. H. Ecknor
& owners of Stm Patroon

Instituted June 28th 1865
Plff claims $60 00/100 Sixty dollars with privilege as per claim filed
Cit. issued and returned served same day.

1865 June 29th Written answer of Deft filed
1865 July 1st Notice of trial issued & retd served same day
1865 July 6th This case tried, C. Morel Esqr. for Plff and Deft absent, When after hearing the testimony of John Daly and Joseph A. Macarty witnesses duly sworn, and considering the law applicable. It is ordered adjudged and decreed that Plff Louis Durand recover from Defts Capt. H. Ecknor & owners of steamer Patroon, the sum of Sixty dollars with privilege on the steamer Patroon and costs of suit
Judgment signed same day
(Signed) M. Wertheimer 5 J Peace

1865 July 13th Notice of Judgment issued and returned served July 15th 1865
1865 July 24th Rule against security filed & Copy issued
1865 Aug 3rd Written Exception to Rule filed
1865 Aug 3rd The Exception to Rule tried.
C. Morel Esqr for Plff and J. M. Duhammer Esqr for Deft When after hearing the Argument of Counsel, and it appearing to the Court that the Exception is well taken, It is ordered that the Rule be dismissed at the Plaintiffs Cost
Judgment rendered & signed in open Court same ~~day~~

turn over

day. Signed M. Weisheimer 5th J. P.

A true copy of the proceedings and judgment on record on the Docket of this Court.

M. Weisheimer
5th J. Peace

[illegible]

[illegible]

[illegible]

[illegible]

Nos 22390
" 22389
22391.

5th Justices Court

Exceptions to
Rule

J. M. Denhaime
Atty for Plffs

Filed Aug. 3rd /65.
A. Brashem
Clerk.

No 22390
Louis Durand
vs
Capt H. Eckner
& owners of Steamer
Patroon
No 22389
John Daly
vs
Same &c
22391
Wm Johnson
vs
Same &c

7th Justices Court.

Now comes into this Hon. Court H. Juberbier & for exception to the rule herein served on him says:

That the plaintiffs in the above three cases cannot proceed against him by rule, but must proceed by ordinary suits

Wherefore he prays that said rules be dismissed at plaintiffs costs.

J. M. Gerhammer
Atty for H Juberbier

See 1 N.S. 260. 6 R. 437. 3 A 434
C. P. 98. 170. 754. 756. –

No. 22389 - 90391

Filed June 29/65.

A. Waiskemu

Clerk.

Asst Qr Mrs Office
New Orleans La
June 29, 1865

This is to certify that Henry A Agnew Captain of Str Patroon, has been ordered to withhold the pay of John Daly, Louis Durand & Wm Johnson, lately employed on board his steamer; they having been guilty of desertion from the Ship upon the eve of her departure on important Military duty.

The Steamer is in Post Service

[illegible]ince A.Q.M. USA
In Chg Water Transp

3

[illegible]

No. 22389 & 90 & 91.

Filed July 24th/65.

A. Washburne
Clerk.

No. 22390.
In the 3 Suits of
Louis Durand
vs.
Capt. H. Eckinor
& owners of Str.
Patroon —
No. 22389.
John Daly
vs.
Same &
No. 22391.
Wm. Johnson
vs.
Same —

5th Justice of the Peace.

On motion of Louis Durand, John Daly & Wm. Johnson, Pffs in their three different suits & on their suggesting to the Court that they have obtained their Judgments against Defts the First of the movers, for the sum of Sixty dollars with privilege & costs — The Second for the sum of Sixty dollars with privilege & costs and the Third & last for the sum of ~~Fifty~~ five dollars & thirty five cents with privilege and costs — all said three different Judgments having been rendered by this Hble. Court on the Sixth day of July 1865. and on their suggesting further that Defts. refuse to satisfy the amount of the aforesaid 3 Judgments — And that Mr. Zuberbier, a merchant of this city, is the Security of Deft. Capt H. Eckinor for the payment of the wages of the crew of Str. Patroon — whereof the movers made part according to the Judgments aforesaid —.

It is ordered by the Court that the said Mr Zuberbier (of the firm of Schneider & Zuberbier of this city) do show cause within ten days viz on the 3d day of August 1865 — at ten o'clock A. M. why he should not be condemned as Security aforesaid, to pay forthwith to Pffs — respectively 1st the sum of $60 with costs — 2d the

Sum of $60. with costs 2° the sum of $53.35 with costs – due to them by Judgments of this Court rendered on the 6th of July inst. in Suits Nos. 22390 – 22389 & 22391 –

No. 22389 & 90 & 91.

Filed July 24th 1865.
A. Weinheimer
Clerk.

Oct 16 Bk 3 f. 1166.

22390

filed June 28th/65

A. Weishogna

Clerk.

22390

filed June 28th/65

A. Weisheimer
Clerk.

Louis Durand Claims of Capt H. Ectnor of Steamer Patron & from said Steamer & owners the sum of Sixty dolls. for wages as Machine Oiler on board said Steamer — for the month of May 1865 & ten days in the following June at the rate of forty five dolls per month with privilege.

New Orleans June 28th /65.

STATE OF LOUISIANA.

5th Justice of the Peace for the Parish of Orleans.

To the Constable of the 5th Justice of the Peace for the Parish of Orleans, Greeting

No. 90
Louis Durand
vs
Capt. H. C. [illegible]
stm Patterson

JUDGMENT........................$......
TAX..................................$......
CONSTABLE'S FEES..........$......

You will notify ~~stm Patterson~~ Defts —— that on the 6 day of July 1865 Judgment was rendered against them by which they are condemned to pay to Plff Louis Durand the sum of $60.⁰⁰⁄₁₀₀ with privilege on steamer together with the costs of suit.

A. Thishmier Clerk.

Received N.O. July 8th
1865 and served on the
14th same month & year
a true copy of the within
notice of Judgment in
the hands of Mr Joseph
Keiser father in Law
of Deft., in his domicil
No 170 Josephine Str.

W. Bonnevil
Depty. Sheriff

Filed July 17/65
A. W. Pichene
Clerk

STATE OF LOUISIANA.

5th Justice of the Peace for the Parish of Orleans.

To the Constable of the 5th Justice of the Peace for the Parish of Orleans, Greeting

No. 90
Louis Durand
vs
Capt. H. C. Eckhoir, owners of ...

JUDGMENT	$
TAX	$
CONSTABLE'S FEES	$

You will notify Stm Patterson Defts that on the 6 day of July 1865 Judgment was rendered against them by which they are condemned to pay to Pltff Louis Durand the sum of $60.⁰⁰/₁₀₀ with privilege on steamer together with the costs of suit.

A. Meishimer **Clerk.**

(5) Aug 11 1866

Received N. O. July 1st 1865. —
and served on the same day month
& year a true copy of the within
notice of trial in the hand of
Defdt. finally.

C. Bonneval
Depty. Constabl.

filed July 3rd/65.
A. Wusheimer
Clerk.

State of Louisiana—PARISH OF ORLEANS.

M. Weisheimer ~~Acting~~ Fifth

HON. ~~ERNEST MOREL,~~ ~~FOURTH~~ JUSTICE OF THE PEACE,

~~Corner St. Peter and Chartres streets.~~

Louis Durand

VS.

Capt H. Eckner & owners of stm Patroon

To ~~Mr.~~ Capt. H. Eckner & owners of Stm Patroon.

TAKE NOTICE that the Trial of this Case is fixed for Thursday....

the...6th...*day of*...July...............186 5...*at*...10...*o'clock* A..*M.*

By Order of the Court.

H. Weisheimer
Clerk.

Received N. O. June 28th 1865.
and served on the same day
month & year a true copy of
the within citation in the
hand of E. H. Keenan mate
on board of Steamer Patroon

P. Bonneval,
Depty. Constable

filed June 29/65.

A. Weishaupt
Clerk

OFFICE, ELYSIANFIELD STREET,
Between Moreau and Victory Streets, up stairs.

(CITATION.)

STATE OF LOUISIANA,

FIFTH JUSTICE OF THE PEACE, FOR THE PARISH OF ORLEANS.

Hon. M. WEISHEIMER, Presiding.

No. 2290

To Mr Capt H. Eckhoff & owners of Steamer Patroon

YOU ARE HEREBY CITED to appear at my office within two days next following the service hereof, to answer the demand of Mr Louis Durand who [as per claim filed] Claim of you $ 60.00/100 Sixty dollars with privilege

NEW ORLEANS, June 28 1865

M. Weisheimer
5th J. P.

Mr. Dept. of State [illegible]

18696

New Orleans Jan 8th 1866

Morse & Henderson A.

Attorneys

States that Judge Pent. Justice of Peace and Stephen Kerner Constable refuse to comply with the order of the B.R. concerning the case of J. M. Wells & Elisha Bell.

File

Recd D.L. Jan 24 / 66

New Orleans, January 8th 1866.

Maj. Genl. E. R. S. Canby,
Commanding Dep. of The Gulf:
Respected Sir,

Judge Perit, 2nd Justice of the Peace in Carrollton, and Stephen Kerner, Constable of his Court, refuse to respect and obey your Order of the 3rd Inst, "annulling and setting aside" the Writ of Provisional Seizure, issued in Suit no. 2054, on Docket of said Court, wherein J. M. Wells is Plaintiff and Elisha Bell is Defendant.

As the Order of the 5th. rescinding Order, no. 15. of Genl Shepley, can have no retro-active effect, and as the said parties have never complied with the Order of the 3rd. Inst., and as the case is one of peculiar hardships and suffering, a whole family, old and young, and some very small, sleeping on the floor, and deprived of the facilities of cooking their food, I, more as a friend to a suffering family, than as their Attorney, most earnestly request an enforcement of the Order of the 3rd. Inst.

Very respectfully,
Yours,
Henderson A. Morse,
Atty at Law, 23 Commercial Place.

Jany 27. 1869

[illegible]

Hd. Qrs. Department of Louisiana
New Orleans, La. Jan. 24th 1866

Special Orders }
No. 20. } Extract

3. In the case of Samuel Agar, William Agar and F. E. Bernard vs. John H. McKee (No. 15398) pending in the Fifth District Court of New Orleans, it appearing that the action is one within the provisions of General Orders No. 3., dated War Department, Adjutant General's Office, Washington, Jan. 12th 1866, it is ordered that the suit be at once dismissed and discontinued, and no further steps taken therein, and that the record, pleadings, process, orders and papers of every nature therein, be transmitted, without delay, to the Judge Advocate of this Department.

By order of Major General E. R. S. Canby
(Sgd.) Wickham Hoffman
Asst. Adjt. Genl.

Official
(Sgd.) Nathaniel Burbank
1st Lt. and A. A. A. G.

Recd. [illegible]
Feb. 12: 1872
W. S. [illegible]

M 14 B.R.F. 1866

New Orleans Jan 3rd 1866

Molloy J.

18398

Attorney

Requests the return of papers in the case of Bower Garner & Harrison of Thos Merriman and Kennedy.

Ack

file

no papers in the office

Ja J A Letter Book
Jan 8th

Recd S.L. Jan 8th '66

Major Genl. E R S Canby
Commanding &c.

Sir,

Permit me to inform you that the case of Power Garner and Harrison V Thomas Merriman & Kennedy is fixed for trial in the 6th Dist Court of New Orleans for Tuesday next 9' Jany 1866. The proceedings in the case were suspended up to this date under orders issued originally by Genl. Hurlbut and more recently by yourself which latter have been revoked. All documents material as evidence to the defence were by order of Genl Hurlbut taken by special officer Smith from Thomas Merriman's possession and delivered to the Genl.

Having had by request of Genl. Hurlbut two interviews with him in reference to the suit, I can say he deemed the documents not only ample for his interference but sufficient to defeat the pretended claim of Pltff as exhibiting entirely different transactions from those exhibited by the account sued on. without those papers defts are wholly at the mercy of the Plffs.

I would respectfully solicit that you grant Thomas Merriman conjointly with ex officer Smith a personal audience and full explanation will be made.

With much Respect
I have the honor to remain Genl,
Your Most Obt Svt.
D Molloy Atty
for Thos Merriman 25 Bolivar

New Orleans 3d January 1866

M. 41 B.O.R.P. 22 1866
Headquarters U.S. Forces
Shreveport Jany. 27 /66

O

Mudgett W.S. Col
Commanding

Citizens

Reports that he has caused six citizens to be arrested pursuant to G.O. No. 95 H.d. Qrs. based on report of Lt. A. B. Mayhew & asks for further instructions

One enclosure

L 153

Recd. H. D. L. Dec 23 /66

Hd. Qrs. U. S. Forces
Shreveport La. Jan 7/66

Capt. Benj. S. Morse
Actg. Asst. Adjt. Gen.
West. Dist of Louisiana
Sir,

I have the honor to report in compliance with your endorsement order (marked E and No 95 West. Dist. of La.) dated Alexandria La. Dec. 12th 1865 based on a report made by Lt. R. B. Macpherson Bu. Mar. of Freedmen at Mansfield La. — that I have made the arrest of six of the parties therein named Viz! — Mr. A Conway, Mr. S. Thompkins Mr. J. L. Means. Dr. Horn. Mr. J. Taffiti and Mr. Doyer — They were brought in yesterday and confined in the Guard House.

I respectfully ask for further instructions in this matter and request that a Military Commission be convened at the earliest moment for their trial — Judge Means of this District is very desirous that they should be turned over to the "Civil Authorities" for trial. I would not think it advisable. Most of these parties are men of wealth and influence.

Would it be advisable to allow them to be put on parole until their trial comes on?

I shall send out for the arrest of all the parties, and also have all the witnesses brought in and retained here.

Enclosed is the report of

Lieut. Blake, who made the arrests.

Very Respectfully
Your Obt. Servt.
W S Huntington
Col. 7th U.S.C.T. Commdg

Camp Co. "C" 19th Penna. Cav. Batt.
Shreveport. La. January 6" 1866

Lieut. Odell
A. A. A. G. Shreveport. La.

In compliance with orders from Head Quarters U. S. Forces Shreveport. La. dated January 2" 1866. I have the honor to report that I arrested and brought in and turned over to the proper military authorities the following named citizens

Mr. A. Conway	Dr. Horn
Mr. L. Tompkins	Mr. J. Laffite
Mr. J. T. Means	Mr. H. Poyer

The remainder of the citizens named, not being at home I was unable to arrest them.

I have the honor to be
Very Respectfully
Your Obdt Servt
(sd) Wilbur B. Blake.
1st Lt. Co. C. 19" Pa. Cav. Batt.

C 18700

E 13 B92 #375

Hd Qrs Dept of Flor
Jan. 29 1862

Respectfully furnished
to Cmdg. Officer at
Ft. Pickens. for
his action, he will
report to these Hd
Qrs the execution
of the order

By Command
Maj Genl Foster
L. C. Woodruff
Capt & A.D.C.

GENERAL COURT MARTIAL ORDERS, No. 2.

WAR DEPARTMENT.
ADJUTANT GENERAL'S OFFICE,
Washington, January 6, 1866.

The following named persons have been ordered to be released from confinement at Fort Pickens, Florida, and furnished with transportation to their respective homes:—

1. *Edith*, (colored.)

CHARGE.—"Larceny."

FINDING.—"Guilty."

SENTENCE.

"*To be imprisoned for the period of two* (2) *years.*"

---

2. *Henry Polk*, (colored.)

CHARGE.—"Horse stealing."

FINDING.—"Guilty."

SENTENCE.

"*To be confined for the period of three* (3) *years.*"

BY ORDER OF THE SECRETARY OF WAR:

E. D. TOWNSEND,
Assistant Adjutant General.

OFFICIAL:

E D Townsend

Assistant Adjutant General.

Hd Qrs Mil Prison ..18701
Louisville Ky Jany 4th 66

Respectfully referred to
the Surg of the Post Hospital
asking for information as,
to whether William Carter
can be sent from the Hos'
to the Court Rooms Jany 5th/66

Very Respectfully
Your Obt Servant
C B Leavitt
Maj Comdg Mil. Pris.

File
W.H.C.

Post Hospital
Louisville Ky
Jan 4th /66

I have the Honor to report that William Curtis wounds are of such a character and in such condition as to prevent his being removed at present without endanging his life

Very Respectfully
Your Obt Servt
D. Lanahan
A.A. Surgeon U.S.A.
Executive Officer

Military Prison
Louisville Ky Jany 4/66

Respectfully returned to Lieut Col D H Coyle with attention invited to endorsement from Post Hospital
[illegible] Bennett
Mily Comdg Prison

Rooms of General Court Martial and Military Commission,

~~No. 20 MAIN STREET, NEAR FIRST~~ No. 72 Chestnut Street

Louisville, Ky Jany 4th 1866

Commandant of Military Prison
Louisville Ky,

Please send to this Court for trial Jany 5th 1866 at 9 A. M. the following named prisoners

John Burdett
William Carter

Respectfully
Yours &c
J. W. Parker
Capt & Judge Advocate

Retained 18702

Tri Monthly Report
of
Civilian Clerks
employed in the 2d Div
25th A. C. other than
those in the Q. M. or
C. S. Depts.

Jan. 10th 1866.

Tri-Monthly Report of Civilian Clerks Employed in the 2nd Div. 25th A.C. other than those in Quartermaster or Commissary Departments – Jany 10th 1866.

No	Name	Where Employed	Station
1	Wm. E. Todd	H. Q. 2nd Div. 25th A.C.	Ringgold Barracks. Texas.
2	D. K. Lewis.	" " " " " "	" " "
3	Luis Treviño	" " " " " "	" " "
4	Munson I. Noyac	H. Q. 1st Brig 2nd Div	Indianola
5.	Wm. I. Bradshaw	" " 2nd Brig "	Ringgold Barrack

Respectfully Submitted
J. H. Barrett
Col. 62nd U.S.C. I.
Comdg

Frankfort Ky County
Jany 12th 1866.
J. No. 1809

Jones, Wm B.

Forwards documents in reference to claim of John Wynn against Wm. M. Beran, formerly an Officer in the Union Army. The latter took possession of a horse, the property of Wynn, by authority & with permission of his superior Officer, to indemnify his (Beran's) mother, a loyal person, for losses sustained by Guerillas.—

J. # 2 - Vol 1 - D.K.
1866.

Filed in Au-
gust 1866.

Recd - D.K. - 1 - 15 - 66.

E & M - 18-1-1866

Hd Qrs Dept of Ky
Louisville Jan 19/66
Respectfully forwarded
Thro Head Quarters of
the Military Division
of Tennessee for the
information of the
Genl Comdg and for
the Military Submitting
at the same time the
Question are Genl order No
3 from the Dept
dated of Jany 2nd 1866
not understood as
applying to this State
and Depart Ky

John M Palmer
Maj Genl
Comdg

Franklin Ky. 12 Jany 1866.

Genl J. M. Palmer
Louisville Ky.

I enclose you Copy of Petition against Lieut Wm M Bevan, and his answer thereto. Also the affidavit of S Sympson, Collector of Internal revenue in Simpson County.

Lieut Bevan Served his Country faithfully as an officer in the Union Army. Is now making his arrangements to remove permanently to the State of Illinois. He & others being harassed with Suits instituted against them by rebels for acts done by them while in the military Service of the Country. Lieut Bevan has called my attention to the orders of Gen Thomas No 25 dated 13 Septr 1865 No 29 dated 21 Septr 1865. No 32 dated 29 Septr 1865. and No 78. dated 14 Decr 1865. The various orders for the protection of Officers & Soldiers. for acts done by them in Obedience to the orders of their Superior officers. are wholly disregarded here, by rebels. and rebel Attorneys. Union officers are becoming Sore and out of patience, under the Annoyances occasioned by these Suits. They are Compelled to employ Attorneys. feel that the government ought to protect them, At the Instance of Lieut Bevan therefore I address you. He Supposes that as these necessary and proper orders are disregarded. it would be proper in you to place the attorneys who persist in Instituting Such Suits, under Same

character of obligation to dismiss them or punish them for Contempt of military orders. He hopes you have the power & will do so

Respectfully o.b.

Wm B. Jones

Maj Gen J. M Palmer,
Louisville
Ky.

Ex M - 18 - 1 - 1866

Hd Qrs Dept of Ky
Louisville Jan 19 /66
Respectfully forwarded to the Head Quarters of the Military Division of Tennessee for the information of the Genl Comdg and for instructions submitting at the same time the question — are Genl Order No 3 from this Hd Qrs Dept of Ky dated Jany 12th 1866 to be understood as applying to this State and Dept of Ky

John M Palmer
Maj Genl
Comdg

Franklin County
January 12th 1866.
AGO 18703

Jones, Wm B.

Forwards documents in reference to claim of John Wynn against Wm M. Bevan, formerly an Officer in the Union Army. — The latter took possession of a horse, the property of Wynn, by authority & with permission of his superior Officer, to indemnify his (Bevan's) mother, a loyal person, for losses sustained by Guerillas. —

J. #2 - Vol. 1 - D.K.
1866

Filed in Aug. 1866.

Recd D. K. - 1 - 15 - 66

Hd. Qrs. Mil. Div. Tenn.
Nashville, Tenn. Jan. 23rd /66
Respectfully Referred to
Bvt. Major General R. W.
Johnson Prov. Mar. Genl.
Mil. Div. Tenn. LR
By Command of
Major General Thomas

Geo. M. Howard
A. A. G.

JAN
23
1866

Hd Qrs Mil Div Tenn.
Office Pro Mar Genl.
Nashville. Jan'y 24"/66.

Respy returned with the information that Genl Orders No's 25, 29, 32, and 78 apply to all states within the Mil Div Tenn.

Genl Order No 3. War Dept also applies to Ky. This case is in violation of G.O. No 29 and the suit should be dismissed.

R. W. Johnson
Brig Brig Genl U.S.A.
A.J.A. Pro Mar Genl

File

Hd. Qrs. Mil. Div. Tenn,
Nashville, Tenn, Jan. 24th/66.
Respectfully Returned.
The foregoing endorsement
is approved and the papers
respectfully returned to
Major General J. M. Palmer
Comd'g. Dept. Kentucky
By Command of
Major General Thomas.

Wm D. Whipple

Bt. Brig General, A.A.G.

JAN 24 [illegible]

Recd back D.K. 1-27-1866

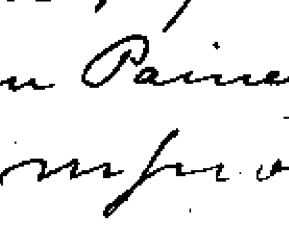
Affidavit of
S Simpson

J6 McD T 1866

State of Kentucky

County of Simpson Sct

The affiant Samuel Sympson States that in the fall of 1863. and according to his best recollection in November he was in company with Lieutenant Wm M Besan of Co D. 52 Reg Ky mounted Infantry in Gallatin Tennessee and at the head Quarters of Brig Gen E A Payne then Commanding at Gallatin. He further Says that Said Besan presented to General Paine a special order from Col C Maxwell then Commanding at Bowling Green Kentucky, Ordering Said Besan to take horses or other property from John Wynns of Sumner County Tennessee and deliver it to the mother of Said Besan to Indemnify her for loss occasioned by her horses having been Stolen by rebel guerrillas. Said Wynns had the reputation of being disloyal to the government Old Mrs Besan was truly loyal, as I have always understood General Paine examined the order of Col Maxwell. endorsed and approved it, and directed Lieutenant Besan to execute the order, and that if Said Wynns had any protection papers in his possession issued by him (Gen Paine) to destroy any such papers. S. Sympson



Subscribed & Sworn to this
13th Jany 1866.
S N Forbes Clk

John Wynns

vs 3 Pet and

Wm M Besaw

J 6 Nov 23 1866

A true Copy

Unofficial

Simpson Circuit Court

John Wyman Pltff }
Agst } Pet Ord
Wm M Beson Deft }

The plaintiff John Wyman States that in & prior to the day of Nov or Dec 1863. he was the owner of & possessed a certain bay horse about 16 hands high, about Six years old then, had a Star in his face & one white foot. Said horse was then worth about $150.00 Said horse was wrongfully & unlawfully taken from pltff. by defendant Beson, without & against his Consent. & permission, and Said horse was wrongfully & unlawfully Converted to his own use, And Said horse has never been restored to pltff. Although frequently demanded, and defendant has refused, and Still refuses to him Said horse, He avers that he is entitled to the possession of Said horse, and deft unlawfully detains Same, & has unlawfully detained & refused to restore him, ever Since Said taking Viz Nov or Dec 1863

Wherefore he Says that he has been damaged, in the Sum of $150. & $50 for the unlawful detention. & he therefore prays Judgment agst Deft for Said horse & the Unlawful detention thereof. And in the event he Cannot be recovered he then prays a Judgment, for $200. damages, Costs

and all other proper relief
Bush & Whitesides
Attys for Plff

The plff Jno Wynns says that he believes the Statements in the foregoing Pet are true
John Wynns

Subscribed & Sworn to before me by Jno Wynns this 18th of Novr 1865
Saml N Fowlin Clerk

John Wymis

vs Z. Ansimun

Wm. McBesaw

J C McD F 1856

A True Copy

Unofficial

Simpson Circuit Court

John Wynns pltff }
agst } Answer
Wm M Besan deft }

The deft Wm M Besan for Answer Says that he received a bay horse, that was or had been the property of the pltff. under the following Circumstances. Deft was at the time first Lieutenant in Co. D, 52^d Regiment Ky Volunteer mounted Infantry, in the Service of the United States, The Commanding officers of Said Regiment being Col Jno H Grider, Lieut Col S F Johnson and Major J B Tyler,

That Shortly before the reception of Said horse by this deft, and while deft was in Said military Service, raiding parties of rebel guerillas, in arms against the government, and against Society, had Stolen from defts mother, who was loyal to the government, a widow, residing in Sumner County Tennessee, two valuable horses, & took them off. This deft was at the time Provost Marshal in Franklin Ky.

In Consequence of the taking of Said horses from Defts mother Col C Maxwell then Commanding the department of Western, or South Western Kentucky, by Special order, ordered this deft, to go to pltffs. and take from him horses or other property, and deliver the Same to defts mother, to Compensate her for Said losses. Said pltff then being in Sympathy with those in arms

against the government. And Maxwells order was in obedience to the general orders of Gen Grant. He States further that he had Similar spe-cial order, from Gen E A Paine in Military Command at Gallatin Ten, his Command inclu-ding Sumner County in which plff resided

It is probable that Plff Wynns at the time had what were Called protection papers, from Said Gen Paine, but Gen Paine, ordered deft. if plff had Such papers to ~~require~~ demand them of him & destroy them,

He States that in Consequence of, and in obedience to Said Orders he visited the plff or Caused it to be done, The result of the visit was that plff brought (himself) Said bay horse to Franklin Ky, and gave him up to deft, in obedience to Said orders. And deft received him, in obedience thereto And turned him over to his mother, Deft States that he did nothing in the premises, in Serving plff with Said Orders, or Causing it to be done, receiving Said horse &c. except in obedience to Military orders, general, & Special, from his Superior officers, which he was required to obey, and did obey. And the nature of Said orders plff was ap-prised of, and understood, and acquiesced in, He States further that the delivery of Said horse by plff, under Said orders, divested plff. of the right to Said horse, and the right to Sue for him,

After a long time, defts mother recovered her horses that had been Stolen from her, and deft Subsequently Sold Said horse, by the

Consent, and at the instance & request of his mother and for her benefit for $47. which was his full value at the time. And the deft voluntarily on his part, and at the request of his mother proposed to pay or give pltff said $47. not as a matter of right but of favor, and pltff refused to receive the money. Deft states that he was not bound to pay it, nor was his mother, and are not yet so bound, and his proposition to pay or give the $47. to pltff. was a proposition simply to do so, and was voluntary on his part, and that of his mother, and made at the request of his mother without consideration, and not binding on this deft. And he says he is not bound by it. that it was not a promise to pay, but simply a proposition to give, by his mother, or by him for her, & of her money. Deft states that the $47. received for the horse, was by no means full compensation to his mother, for the loss she sustained, by the stealing of her horses, and of the trouble and expense of recovering them. He prays that pltffs petition be dismissed

James & Milliken
Attorneys

18704

Hd. Qrs. 1st Div. 25th A.C.
Brownsville Texas
January 20th 1866

Blakeley James C.
Capt. & A.D.C.

Makes Report of
Prisoners Confined in
Military Prison Post of
Brownsville Texas.

2 enclosures

Ct.

Report of Prisoners confined in Military Prison Post of Brownsville Texas January 20th 1866

No	Name	Designation	When Confined	By Whom	Charge	Remarks
1	Antonio [7] Dias	Citizen	Nov. 26 1865	Maj Genl Weitzel	Murder	
2	Jose [19] Moreno	"	"	" "	"	
3	Jose [4] Hernandez	"	"	" "	"	
4	Nicholas [5] Peña	"	"	" "	"	
5	Miguel [4] Castro	"	"	" "	"	
6	Juan [8] Fernandez	"	"	" "	"	
7	Justo [27] Vela	"	"	" "	"	
8	Serrobio [5] Cuellar	"	"	" "	"	
9	Gregory [24] Rodrigues	"	"	" "	"	
10	Raphael [10] Garcia	"	"	" "	"	
11	Tellesforo [1] Aguilar	"	"	" "	"	
12	Melisco [6] Cuellar	"	"	" "	"	
13	Prudillenas [11] Garcia	"	"	" "	"	
14	Blass [12] Garza	"	December 20 1865	Capt. Blakeley	"	
15	Jose M. [19] Lopez	"	" 15th "	" "	"	
16	Silorin [13] Garcia	"	" 28 "	" "	Stealing	
17	Cecillia [17] Hernandez	"	" " "	" "	"	
18	Edward R. [9] Fox	"	January 3rd 1866	Maj. Genl. Weitzel	Violation of Laws of Neutrality	
19	John [2] Buchardt	"	" 16 "	" "		
20	Theodore [14] Lamberton	"	" " "	" "		
21	Thomas D. [26] Sears	"	" " "	" "		
22	S. [20] McDonald	"	" 20"	" "		
23	Pedro [14] Garcia	"	" 13 "	" "	Stealing	
24	Lewis [25] Ramirez	"	" 18 "	Capt Blakeley	Stealing	
25	Tellesforo [15] Garcia	"	" " "	" "	"	
26	Antonio [22] Palacio	"	" " "	" "	"	
27	John [3] Butler	"	" 16 "	Maj Genl Weitzel	Selling Government Property	
	Narciso [23] Pass	"	Sept 30 1865	"	Murder	Sent to Corpus Christi by order of Maj Genl Weitzel Jany 5th 1866

T. 5. (D.) 18795 1866

Tennessee, Mil. Div. of the,
Brig. Gen. Wm. D. Whipple,
Asst. Adjt. Genl.

Furnishes copy of the "List of Agents" of the Treasury Dept. engaged in collecting and forwarding captured and surrendered property in the State of Tenn., Miss., Ala., & Ga.

Coty

Recd. Jan. 19th 1866.

List of Agents
of the
Treasury Dept

File

Recd Jany 4th 1866. [illegible]

List of Agents of the Treasury Department.

engaged in collecting and forwarding captured and surrendered property, in the States of Tennessee Mississippi Alabama and Georgia.

1st Agency.

X	W. H. Buckley	Supervising Agent.	Nashville Tenn.
X	J. B. Brownlow.	Assistant Agent.	Knoxville "
	V. Spalding	" "	Atlanta Ga.
X	C. P. Hotchkiss	" "	Murfreesboro Tenn
	S. B. Eaton	" "	Selma Ala.
	C. L. Sturges	" "	Mobile "
	J. B. Willett	" "	Augusta Ga.
	Wm. C. Bents	" "	Albany "
	C. T. Wharton	" "	Macon Ga.
	A. J. Robev.	" "	Milledgeville "
X	S. F. Thompson	" "	Nashville Tenn.
	A. S. Bayless	" "	Columbus Ga

2d Agency

O. G. Barrnety	Supervising Agent	Memphis Tenn.
Harrison Johnson	Assistant Agent.	Columbus, Miss
B. W. Vaughan, H. C. Timberlake, L. L. Goodrich	} employed by H. Johnson Asst. Agent.	
Jeff Carson	Assistant Agent	Winona Miss.
John Dietrich	" "	Meridian "
W. R. Hackley	" "	Yazoo City "
C. A. Wemhoff	" "	Jackson "
L. E. James	" "	Sunflower Co.
W. E. Sellick	" "	
Isaac Newton	" "	Chickasaw Miss
John T. Sallis	" "	Macon "
John C. Noble	" "	Corinth "
John H. Willett	" "	M. & O. R. R.

3d Agency

B. F. Flanders	Supervising Agent.	New Orleans La

5th Agency

A. G. Browne	Supervising Agent.	Savannah Ga
W. Sampson	Assistant Agent.	" " "

8th Agency.

T. C. Callicot.	Supervising Agent.	Charleston S. C.
J. H. Pillsbury.	Assistant Agent.	"
Daniel Sayer.	"	———
Thos W. G. Fry	"	———
W. B. Garland	"	———
C. McMillen	"	———
Chas. H. Rhett	"	———
Lewis A. Dodge	"	———
Eccles T. Swift	"	———
Thos Oliver	"	———

9th Agency.

J. M. Tomeny.	Supervising Agent.	Mobile. Ala.
C. M. Tomlinson.	Assistant Agent.	———
Ew. B. Roberts.	"	———
Horatio Page	"	———
Wm Buckley	"	———
J. B. Bingham.	"	———

Official Copy Respectfully furnished for the information of Maj. Genl. Geo. Stoneman Comdg. Dept of Tennessee.

Wm D. Whipple
Asst. Adjt. Genl.

18706

Will pay $25.00 some time during this week.

Aug 18th 1866

[illegible]

Mr McInerney
said he would go
and see Mr Ellison
and if he Miller was
pleased, he would let
him know.
Miller will pay
25 or more weekly
or I will let him
take the interest
in the Enterprise
Hotel, this is all
the property he has.

18707

Chas. E. Sherman

Capt

Pro. Mun, Genl.
Jany 5/66

approval of lease for
2 Rooms City Hall Building

Recd. July 6/66

War Department,

Provost Marshal General's Office,

Washington, D. C., Jany 8th, 1866

Bvt. Lt. Col. H. W. Bradley, USA, M & D Offr,

Care of Bvt. Lt. Col. C. C. Gilbert, USA,

Supt. Vol. Recg. Service, Hartford, Conn.

Colonel,

I am directed by the Provost Marshal General to inform you that the Contract made by you with Charles E. Gorman for rent of M & D. Office at Providence, R. I., from December 15th, 1865, at Thirty-five Dollars per month, is approved.

The date and source of this authority should be stated on the Vouchers for payment.

I am, Col, very respectfully,

Your obedient servant,

C. McKeever

Assistant Adjutant General.

"Approved"

Fernando C. Fuchrer
Agent Bureau R. F. & A. L.
Nassau County — Fla

18708

Aº. Mº. Gomes

This Agreement, made this 1st day of January A.D. 1866, between Andrew M Jones of Amelia Island Florida, on the one part, and William Cherly, for himself and his wife Hetty, free persons of color, on the other part, Witnesseth—

That the said A M Jones has agreed and does hereby consent to allow the said parties of the second part, to cultivate so much and such portions of his Plantation, known as Belle Haven situated on Amelia Island aforesaid, as he may deem right and proper, reserving nevertheless to himself the right to control and regulate their labor in such manner as he may deem necessary for the mutual benefit of both parties.

And the said William Cherly, for himself and his said wife Hetty, accepts the foregoing privileges and conditions, and agrees to labor in the cultivation of such crops as the said A M Jones may direct to be planted. He further agrees to furnish at his own proper cost, the implements of husbandry + other means necessary for the purposes herein stated, and to find himself + said wife in

food, raiment and medical attendance, and in all respects provide for himself and his said wife, without charge or cost to the said A. M. Jones. And all costs and expenses to which the said A. M. Jones may be put for and on account of the said second parties, shall be deducted from their share of the said crop or crops before the same shall have been paid to them by the said A. M. Jones, and their said share shall be liable for said payment. The distribution of the provision crops shall be made when harvested. The cotton crop shall not be divided until the same shall have been harvested, ginned and sold, except by consent of both parties. One half of all the produce raised by means of the labor of the said second party, shall belong to and be taken by the said A. M. Jones; and the other half shall belong to the said William and his said wife, subject, nevertheless, to the charges and liabilities above named. The cost of seed shall be equally divided between the said parties. And should it be necessary to hire hands or incur other expense in

the cultivation, harvest or preparation of the crop for market, said expenses shall be divided equally between the said parties.
The right to discharge the said parties of the second part for ill-conduct or incompetency is hereby expressly reserved to the said A. M. Jones; and in the event of such discharge the said second parties shall have no right or claim to compensation for services already rendered or work done.
And it is further agreed by & between the said parties that for any work which the said William may perform for the said A. M. Jones apart from the said crops and after the same have been fully set, shall be paid for at such price or prices as may be agreed upon at the time, provided said payment shall not be required before the final settlement at the close of the year; and provided further the said William has no interest either directly or indirectly in the said work.
In Witness whereof the said parties have hereunto put their hands and seals the day & year above written.
In presence of

Wm Maxwell
Jno L Jordan

A. M. Jones (Seal)
Wm his + mark Pheely (Seal)

"Approved"

Fernando C. Suhrer
Agent Bureau R. F. & A. L.
Nassau County
Fla

18709

Report
of
Confiscated property occupied by the U.S. Military authorities at Key West. Fla.

January 21st 1866.

Citizens,

Keywest, Fla.

January 16. 1866.

Albert Osborne

Property ~~Report of~~ Confiscated occupied by U.S. Military Authorities at Key West Fla. Jany 31. 1865.

Name of Owner.	Location.	Date of Confiscation	How occupied
~~[illegible]~~ Tift	1 lot near Light House	unknown	by U.S. Barracks.
	House & lot on Whitehead St	"	by Mr Philbrick - Naval agent - as residence.
Wheedon, said to belong ~~[illegible]~~ Mrs Whitehead	lot adj No 8, cor Duval & Greene	May 1. 1864.	by Q.M. for storage of coal.
believed to be, ~~in part,~~ Chas Tift James Filor agent for claimant.	Wharf & Store houses		by Asst Q.M. & Asst A.C.S., as Offices, & for Store houses.

Picolata Fla 28710
Jany 17th 1864

C 40

Coles. James L.
Lk R B (C) Vols (Det) #2.

Application for a Timber Cart taken from him in June last by order of the Quartermaster

U.S. Hd Qrs D. E. Fla #82
Jacksonville, Fa.
Jany 21st '64.

Respectfully referred to Capt Russell Qr Master who will please report the facts in the case.

John P. Gregson
Colo. Comdg

Recd Hd Qrs Dist. F. Jan 19. 64

Q. Mr. Office
Jacksonville Fla.
Jany 22nd 1866.

Respectfully returned. A set of log carts which were taken in Dec. last from Jacoy — for the use of the Government has been retained by me as public property.

Robert K. Russell
Capt & A.Q.M.

Hd. Qrs. D. E. Fla.
Jacksonville, Fla.
Jany 23d 1866.

Respectfully returned to Mr. Coles. If he can identify his property in a proper manner, the necessary steps will be taken to have it returned. John T. Sprague,
Colonel &
Commanding.

Recd back [illegible] Hd Qrs [illegible] Jan 24/66

State of Florida }
Duval County }

Before me a Justice of the Peace in and for said County personally came Edwin [illegible] who being sworn according to law says that he recognizes a certain timber car now in the government timber car yard as being the identical one sold by him to James L. Coles in the month of June 1865 Edwin [illegible]

Sworn to and subscribed before me this 15th day of Feby 1866

Herman [illegible]
Justice of the Peace

Quarter Masters Office
Jacksonville Fla,

Respy forwarded March 12th 1866
The timber car referred to in the within communication has been ordered to be sold by the QrMr Genl - and is now advertised under such order to be sold on March 15th instant

[illegible]
Lieut 7th U.S. [illegible]
& A.A.Q.M.

[E.B. p- 3-]

Picolata Florida
Jany 17th 1866.

Lieut D. M. D. Lamd.
A. A. A. Genl.

Lieut.

I respectfully make application through you to the Colonel Commanding for a Timber Cart bought of Edwin Martin in May last, which was taken from "Tocoa" in June last by order of the Quartermaster, and it is still in his Possession at Jacksonville Florida

Your kind attention in this matter will oblige

Very Respectfully
Your Obt Servt
J. L. Coles

Quartermaster Office
× Jacksonville Fla.
Jany 22nd 1866.

Respectfully returned

I have no knowledge of a Cart being in my possession which belonged to Mr. Rice(?) [illegible] on which is said to have belonged to him, which at the Collapse of the Rebellion was turned over by the so Called Confederate Government.

John H. Russell(?)
Capt. & A.Q.M.

Hd. Qrs. D. E. Fla.
Jacksonville, Fla.
Jany 23d 1866.

Respectfully returned to Mr. Rice with the foregoing information. If he can identify the property it will be returned.

John T. Sprague,
Colonel &c
Commanding.

Rec'd back Hd. Qrs. Dept. Fla. Jan. 24/66

Jacksonville, Florida
December 28. 66.

Price, Miles.
Not Entered,

Asks that his large timber cart now in possession of the Quartermaster be turned over to him and to be furnished with such oxen.

N° 2 n° D. E. L.
U.S.B. Jacksonville, Fla.
Jany 22nd 1866.

Respectfully referred to Captain Russell A. Q. M who will please investigate this claim & report the facts in the case.

John T. Sprague
Colonel
Commanding

Jacksonville Flo Dec 26th 1865

Col John T Sprague
Commanding District
of East Florida.

Colonel

I have a large Timber Cart now in the possession the Quartermaster,

I am now and always have been a loyal Citizen of the United States. Said Cart has never been used to aid or abet the Rebellion in any away or manner.

I therefore respectfully ask that said Cart be turned over to me, until I be furnished with such order.

I am Your Obedient Servant
Miles Price

Miles Price
and
James L. Coles

Rival Claimants
To
A certain Lumber ...

Contains applications of both Claimants and such facts as can be gathered touching their respective Claims —

B.R.F.&A.L. Office March 20th 1866
Respy Referred to Col. Jno. T. Sprague 7th Infty Commdg Eastern Dist. Dept. Fla. with reference to the Enclosed Mem. — which covers the facts of the case as nearly as they can now be ascertained —

W. M. Logan
Lt. 7th U.S. Infty
& Agent

File

9 Vol. 2

Memo: Relative to a timber cart

Claimed by Miles Price & James L Colee -

Mr Price states that a certain cart now in possession of the Q^r Mrs Dept. belongs to him "and has never been used to aid or abet the Rebellion" and identifies the cart -

Investigation discloses the fact stated by others & admitted by Mr Price that the cart referred to was taken from the plantation of Mr Price by the Rebel government & taken to Baldwin station F. A. & G. C RR for their use.

The endorsement of Capt F. K. Russell shows how it came into possession of the U.S.

Mr Colee - Identifies the same cart as one purchased by him from M. Martin - Said Martin makes affidavit to the identity of the cart (see enclosed paper)

Mr Price & Mr Martin met at the yard cart yard and after consultation & examination of the cart Mr Martin admits that the cart (being the same one which he has previously sworn is the property of Jas L Colee) is not Mr Colees cart - The Cart is now held by Q^r M^r for further instructions.

Hd. Qrs. Post of Gainesville
18711
Jany 30 1866

Cullen James Capt
Comndg Post
4 R.B. C. Vol S. D. Q. F. 6

Transmits Five receipts from the Sheriff at Gainesville and Ocala Fla for 5 prisoners — turned over to the Civil Authorities at Gainesville & Ocala

(Three enclosures)

C 3

Recd H. Q. D. of Fla Jan 31. 66

Head Quarters, U.S. Troops
Gainesville, Fla.
January 30th 1866.

Lieut. I. M. I. Sanno
A. A. A. General
District of East Florida

Sir!

I have the honor to transmit herewith three Receipts from the Sheriffs at Gainesville and at Ocala, in regard to 5 Citizen Prisoners, turned over to the Civil Authorities by me and Lieut. I. K. Hezlep, pursuant to Instructions from District Head Quarters, dated Head-Quarters, dated Jacksonville, Fla., January 22nd 1866.

I am, Sir,
very respectfully
your Obedient Servant
James Curtis
Captain 7th U.S. Inf.
Commanding.

Gainesville, Fla
January 25th 1866.

Received from Captain James Cullen, 7th U.S. Infantry, Commanding at Gainesville, Fla, the "testimony" of Captain J. H. Johnston, late Provost Marshal at Gainesville, Fla, in relation to an Assault made by a Mr. Revill and Mr. O'Malley, pursuant to Instructions from Head Quarters District of East Florida, dated Jacksonville Fla, January 22nd 1866.

J. O. Cosby
Sheriff of Alachua
County Fla

Gainesville, Fla
January 25th 1866.

Received from Captain James Cullen, 7th U.S. Infantry, Commanding at Gainesville, Fla, the proceedings of a Military Commission in the case of John O'Malley, also received Mr. John O'Malley the prisoner, as turned over to the Civil Authorities, pursuant to Instructions from Head Quarters, District of East Florida dated Jacksonville, Fla., January 22nd 1866.

J. C. Cosby
Sheriff of the
County of Alachua
State of Fla

Ocala Florida
January 28th 1866

Received of 1st Lt John G Hazlet
Four (4) prisoners
1 Abram Hopkins
2 Birch Gibson
3 Madison Brooks
4 William Hanson Brown — & also
The proceedings of the Military Commission
in each of their cases

R. J. Priest
Sheff M. C.

L R B vol 3 – No 7

Head Quarters U S Troops

18712 Florida

January the 3rd 1866

Lieut John K Hezlep

Comdg Post of Ocala.

[illegible]

Forwards Charges and Specifications,

J.A.G.

preferred against Porter Eichelberger

& Emmet Colored

Rec'd Jany 10th /66

Head Quarters U S Troops
Ocala Florida
January 3rd 1866

Sir,

I have the honor to enclose herewith Charges and Specifications preferred against Parker Eccleberger (colored) and Emmet (colored)

Charges against the other four prisoners were forwarded on the 27th of December 1865

I am Sir
Very Respectfully
Your obedt Servt
John L Hazlett
1st Lieut 7th U S Infy
Comdg Post of Ocala

To
Lieut J M J Sanno
A A A General
Jacksonville Fla

(Telegram)

18713

Head Quarters Dist. E. Fla:

Jacksonville Jany 5, 1866.

ESMB vol 3rd

Ent 16

Respectfully transmitted to Dept. Head Quarters for the information of Maj. Genl. Foster.

John T. Sprague,
Colonel Commanding.

Citizens

Telegram

Ocala 1st January Via Gainesville
3rd January 1866.

General Sprague

I have now complete particulars of the murder committed at Fernington. It was done by Boyd Smith aged 20 years, 5 feet 6 or 7 inches tall, very slight build, black hair, black eyes, sallow complexion, if any beard very thin. He left in company with his Cousin, who aided him, for parts unknown, immediately after committing the act. His Cousin is named S. H Dupries, is about 21 years old very slight, dark complexion, black hair black eyes. 5 feet 10 inches tall and his left hand is disfigured with a gunshot wound. They may pass through Jacksonville. I have sent this description to Tallahassee and Lake City.

Nothing new.

I am Sir,

very respectfully

Your obt: Servant

(Sgd) John K Hezlep

1st Lieut: & Comdg: post of Ocala Fa

True Copy

[illegible] Sawus

Lt A.A.A.G.

Jacksonville, Fla.
Janu 17th 1866.
1974

Robertson Jno. C.
1st Lt. 3rd U.S.C.T.

Gives a statement of an assault between one A. Williams and one Dick Paschal of Waldo, Fla.

LRB. Vol 3 R.Bu. 4

File.

Recd. No. Dr. Dept. Jan. 24/66

Jacksonville Fla
Jany 27th 1866

Lieut J. M. J. Sami
A. A. A. Gn. l

Sir

I have the honor to submit the following.

It was reported to me on the 25th day of Jany 1866. that one A. Williams a Citizen of Waldo. had been assaulted with a knife in the hands of one Doct Paschal a resident of the former place it appears that the said Doct Paschal had placed a placard upon some of the buildings in Waldo to the effect that the said A. Williams was a dam Liar & Coward. when a quarrell took place between the said Williams & Paschal when the latter drew a knife & inflicted several wounds on the face of Williams

Respectfully Submitted
Jno. L. Robertson
1st Lt 34th U.S.C.T.

18715

Hd. Qrs. Dept. of Florida
A. A. G. Office
Tallahassee, Jany 4th 66.

Mundee, Chs. Asst Adj. Genl
by order of Maj. Gl. Foster.

ordering the release from "con-finement of
Collins &
Lyons
Citizens

Citizens

2d Cl. Post H. Qrs.
Tallahassee Jany 4th/1866.

~~Lt Gollinge~~.

~~Cause this man to be released~~.

Sergt of the Guard.

Have these men released and show them this paper. Return it to my office.

M. M. Blunt
Major 7th Infy
Comdg Post

Jany 7th 1866.

Wil. N.C.
Fort Fisher

HEAD-QUARTERS DEPARTMENT OF FLORIDA,

ASSISTANT ADJUTANT GENERAL'S OFFICE,

Tallahassee, January 4th, 1866.

Special Orders

The following named Citizens, now in confinement in this City, will be at once set at liberty, but they will be informed that they are expected to remain in Tallahassee until their evidence is given in a case of "Cotton-stealing" now on trial before a Military Commission at this place,

viz:

Mr Wm Collins

" G. W. Lyons

By Command of Maj Genl J G Foster

Chas Mundee

Asst Adjt Genl

Head Quarters District of Augusta
Augusta Ga Jan 24, 1866
Respectfully forwarded
R. E. A. Crofton
Capt 16 Inf. Bvt Maj
Comm-dg

Officer Pris Bur.
Augusta Ga Jan 24-66

Perkins W. W.

P. 2 AG Capt. V.R.C. (1866) Vol 2

Reports names of and amount to [illegible] Jail of prisoners turned over by Capt Gardner 13 Cav Batt. Pursuant to instructions from H.Q. Dept Ga.

Recd AGO. Jany 25. 1866

Office Pro. Mar.
Augusta Ga. Jan 24-66

Col S B Moe
A. A. Genl.

Sir

I have the honor to inform you that Capt. Gardner. 13 Conn. Batt. arrived in this City last Evening having in charge the following named prisoners with orders pursuant to instructions from Dept. Head Quarters to turn the same over to the Provost Marshal at Augusta Ga.

Wm Burns (Citizen)
John Jackson (Freedman)
John Bromley "

Said prisoners have been placed
in close confinement in the
Richmond Co — Jail to await trial.
Charge: Murder

I am
Respectfully
Your Obt Servt
[illegible] Watkins
Capt 13 [illegible] Batt
V [illegible]

Augusta Ga. 18717

June 30 1866.

G. 1 A.G. 1866 (Vol 2d Ch)

Brannan Bt. Maj. Gen. Jno.
Comdg Dept of Geo

Citizen

Calls for return of
marks of cotton shipped
by Mr W W Girard Col-
umbus Geo. and belonging
to ~~Mr~~ Emil Erlanger & Co

Head Quarters Dist of Columbus
2nd Division Dept of Ga
Macon Ga Jany 5, 1866.

Respectfully referred to Colonel French Wood-all commanding at Columbus, Ga. who will please furnish this office with a report of within request this paper to be returned.

By order of
Colonel Wiley A. Adams
John C. Hester
Lt. & A. D. C.

Head Qrs 3d Sub Dist
Dist of Columbus
Columbus Ga
Jany 11/66.

Respectfully returned —
Diligent enquiry has been

made concerning the
Cotton Claimed referred
to. No information whatever
can be obtained in
regard to same.

French Woodall
Col Comdg

Head Qrs Dist Columbus
Macon Ga Jany 15, 1866.

Respectfully forwarded, inviting attention to the endorsement of Colonel F. Woodall Comdg at Columbus Ga

Wm. W. Adams
Col. Comdg Dist.

Lf 59

Head-Quarters Department of Georgia,

Augusta, Ga., July 3 1865.

Col

Please ascertain where, when, and in what manner, Mr W W Girard, Columbus Ga, shipped the cotton belonging to Emil Erlanger & Co — and if possible where it is now.

It is quite probable that some of the Gibbs & Co Cotton was shipped as cottons controlled by a Mr William Anderton — shipped by Anderson, please ascertain and send information regarding it

By Comd
Bv Maj Genl [redacted]
S B Moe
AAG

Col Adams
Comdg Dist Columbus
Macon Ga

18718.

Augusta Georgia
Jan. 12th 1866

[illegible]

Savery [illegible]
J. C. & Co.

18718

States that they are unable to ship the "Persons" cotton the warehousemen having received an injunction from the Superior Court of Richmond Co. Georgia, not to do so

Office Asst Special Agent, 1st Sp. Agency
U. S. Treasury Department
Augusta Georgia Jan 12 1866
Copy referred to Col. H. B. Titus, Special agent U. S. Treasury Dept.

This cotton was seized by me on your order and was turned over to Messrs J. C. Savery & Co. for

shipment, ~~[struck]~~ who however were desired to hold it until some questions of expenses & salvage were settled. They stored it at Messrs Heard & Stone's warehouse where ~~the~~ portion of it which has not as yet been shipped now is.

What action is to be taken on the matter

James R. Willett
Asst. Special Agent, 1st Sp. Agency
U.S. Treasury Dept.

Charleston, S.C.
Jan. 13. 1866.

Respectfully referred to the Gen. Comdg. Dept. of Georgia ~~for~~ with request that such assistance may be furnished

as will enable
Messrs Lanergan Co.
to ship the cotton
herein mentioned.
H. P. Titus
Spl. Agt. Treas. Dept.

Head Qrs Dept of Ga.
Augusta Jany 13/66
Respectfully referred
to Brig Genl J. H.
King who will furnish
with the assistance
requested by Mr
Titus Spl Agt Treas
Dept.
By Comd
Brig Genl Brannan
S. Bauer
[illegible]

Entered & filed
File

R. 512

Augusta Ga Jany 12th 1866

Maj James R. Gillett
Asst Special Agnt
U. S. Treasury Department

Sir

In pursuance of your order to Ship the Cotton Known as the "Persons" we undertook to do so but found it Not to be possible as the Warehouseman, Messrs Heard & Stone, at whoes house it is refused to deliver it saying that they had received an Injunction from the Superior Court Richmond County Ga prohibiting its removal

What Shall we do in the matter

Your Obt Servt
J. C. Savery & Co

Headqrs Mil. Divn 18749 [illegible]

Nashville Tenn Jany 26 [illegible]

T. G. A.G. for Tenn [illegible]

Whipple Wm D

Asst Adjt Genl

Furnishes list of Agents of Treasury Department

Filed Jany 29 1866
Copy furnished each Dist Commander

C. [illegible]

Recd A.G.O. [illegible] Jany 29 1866

File

Furnish copy

~~[illegible]~~

[illegible]

[illegible] agency

in [illegible]

[illegible]

Comdr

List of Agents of the Treasury Department

engaged in collecting and forwarding captured and surrendered property in the States of Tennessee, Mississippi, Alabama and Georgia.

1st Agency.

H. M. Buckley	Supervising Agent.	Nashville. Tenn.
J. B. Brownlow.	Assistant Agent.	Knoxville "
V. Spalding	" "	Atlanta. Ga.
C. P. Hotchkiss	" "	Murfreesboro. Tenn.
S. B. Eaton	" "	Selma. Ala.
C. L. Sturges	" "	Mobile "
Jas. B. Willett	" "	Augusta Ga.
Wm. C. Bruts	" "	Albany "
C. T. Wharton	" "	Macon "
S. J. Roper	" "	Milledgeville "
J. G. Thompson	" "	Nashville. Tenn
A. S. Bayless	" "	Columbus Ga

2nd Agency

D. G. Barnitz. Supervising Agent. Memphis. Tenn.
Harrison Johnson. Assistant Agent. Columbus. Miss.

B. A. Vaughan.
H. C. Timberlake } employed by H. Johnson,
L. L. Goodrich. ~~asst agent~~

Jeff Carson.	Assistant Agent.	Winona. Miss
John Dietrich	"	Meridian "
W. R. Hackley.	"	Yazoo City. "
C. A. Montrop	"	Jackson "
L. C. James	"	Sunflower Co. "
W. E. Sellick.	"	
Isaac Newton	"	Chickasaw. Miss.
John T. Salter.	"	Macon "
John O. Noble.	"	Corinth "
John H. Willett.	"	M & O. R. R.

3rd Agency.

B. F. Flanders. Supervising Agent New Orleans. La.

5th Agency

A. G. Browne. Supervising Agent. Savannah. Ga
W. S. Sampson. Assistant Agent.

8th Agency

T. C. Callicot	Supervising Agent	Charleston S. C.
J. H. Pilsbury	Assistant Agent	"
Daniel Sayer	" "	——
Thos W. C. Fry	" "	——
W. R. Garrard	" "	——
E. McMullen	" "	——
Chas H. Rhett	" "	——
Lewis A Dodge	" "	——
Erasmus T Swift	" "	——
Thos Oliver	" "	——

9th Agency

J. M. Tomeny	Supervising Agent	Mobile, Ala
E. M. Tomlinson	Asst. Agent	——
Ed B. Roberts	" "	——
Horatio Page	" "	——
Wm Buckley	" "	——
J. B. Brigham	" "	——

Official Copy. Respectfully furnished for the information of Brt Maj Genl. John M. Brannan Comdg Dept. of Georgia

Wm D. Whipple
Asst. Adjt. Genl.

18720

Hd. Qrs. Mo. Dist of Miss
Jackson Jan. 18/65.

Cits

Williams, Will H.
Lieut and A. D. C.

Forwards report of
Lieut Stevens 58th U.S. C. I.
who was sent to Brookhaven
Miss to arrest Knapp.

JAN 17 1889

(5)

S 10.- Depth Ilkin Mel.

Headquarters Mith. Dist. Miss
Jackson 18th Jany. 1866

Col. M. P. Bestow
Asst. Adjt. Gen. Dept. Miss

Colonel

I have the honor to forward the report of Lieut Steven, 58th U. S. C. I., who was sent to Brookhaven to arrest James Knapp, a citizen charged with the murdering a soldier of the 58th U. S. C. I. while it was in the Southern Dist., and of freedman James Brown, the only witness. I forward with the report, the original papers in the case.

Brown is kept here until it is known whether or not the Major Gen. commanding will send to Alabama for Knapp.

Very Respectfully
your obdt servt
In absence of the comdg officer
Will H. Williams
Lt 3rd U S C a Hy,
A. Aide-de-camp

S.
[illegible] 10 - Dept. Miss. 1866

Jackson Miss. Jan. 18th 1866.

Lieut John A. Stevens
Adjt. 58th U. S. C. Infantry

Report relative to murder of three Freedmen at Brookhaven Miss on the 5th day of January 1866.

(5 Enclosures)

[illegible]

RECEIVED A.A. GEN'S OFFICE DEPT. MISS. JAN 19 1866

Jackson Miss.
January 18th 1866.

Lieut Will. H. Williams.
A. D. C. Nor: Dist: of Miss.

Sir.

The following are facts gathered by me while at Brookhaven on the 16th and 17th inst: in relation to the murder of three Freedmen on the evening of January 5th 1866.

Mr Marion Tyler a gentleman living about fifteen miles east of Brookhaven near Pearl River. gave some of his hands a bale of cotton in payment for last years work. He allowed three of the best men on his place to take one of his teams. to take the cotton to Brookhaven for the purpose of selling it. They sold the cotton for one hundred and eighty dollers, made some purchases in town. and started for home about 5 P. M Jany 5th 1866.

Shortly after they left Brookhaven. three

men named Hawkins, Prindle and Kirk Mathews went to the livery stable and procured horses. These three men were met about five miles from town on the Monticello road, and enquired for the team with the three colored men. The parties of whom they enquired had met the team a short distance in advance of them, on the same road, and gave them information to that effect.

This was the last that was seen of the negroes until Sunday morning January 7th when their bodies were found about three hundred yards from the road between Monticello and Brookhaven, six miles from Brookhaven.

A coroner's inquest was held; and immediate steps taken to arrest the suspected parties.

Prindle and Hawkins were arrested on the 10th inst: but Prindle has since escaped. Hawkins is confined in the Monticello jail in irons.

Kirk Matthews has not been seen nor

heard of since the murder.

On the 15" inst: it was discovered that Prindle was at a house about six miles from Brookhaven, and a party was sent out to take him: but he was advised of their approach, took a mule from the stables and made his escape.

Since Hawkins has been in jail, a note has been intercepted from him to Sidney Lenoir, ~~(an accomplice)~~ stating that the file he had would not do, asking Lenoir to send him a three cornered one: and as soon as he was out of there, the fifty dollars was his. (Lenoir's).

I have the honor to be,

Very respectfully,

Your Obedt. Servt.

Jno. A. Stevens.

1st Lieut: & Adjt. 58" U.S.C. Inf.

L. R. C. A-45 18721

Washington D.C.

Cito January 1866

Adjt. Generals Office
(Sgd) E. D. Townsend
A. A. General,

Request information concerning the nature of the charge against John D. Clark & William H. Drum Citizens [illegible] in a list of [illegible] prisoners.

Answered Jany 24 1866

E V D

War Department,
ADJUTANT GENERAL'S OFFICE,
Washington, January 10, 1866.

Major General P. H. Sheridan,
Comdg. Mil. Div. of the Gulf,
New Orleans, La.

General,

I have respectfully to request you to furnish this office with information as to the nature of the charges and specifications preferred against John B. Clark and William M. Guinn, citizens, whose names are embraced in the List of Prisoners forwarded by you under date December 6, 1865, and who are reported therein as having been committed by you.

I am, Very Respectfully
Your Obedient Servant,
E D Townsend
Asst. Adjt. General.

L.R. C. 60 R.F.A.L. Va. 1866 18722

Gordonsville, Va
January 6/66

Crandon S. F. P.
Captain, A. 2 M. &c

Transmits Report of outrages committed by citizens on negroes in his District

(One Enclosure)

5
R 40 Vol 2 Va 1866

Recieved R.F. & A.L. Jany 9/66

Office Supt. 4th District.
Gordonsville, Va., 6th Jany., 1866.

Col. O. Brown
Asst. Comm. Va.
Richmond, Va.

Col.;

In accordance with private instructions received from you, I forward herewith a report of the outrages committed by the citizens on negroes in this district, so far as the facts have come to my knowledge. The limited time given for making this report prohibits the getting of information from remote parts of the District, and the fact that nearly every Officer in the District is a late incumbent — the original officers having been relieved or mustered out — would render it impossible to report every case. In this report I only allude to cases of the most cruel and vindictive character. The almost innumerable cases of petty tyranny and bad treatment, which have been brought before the Officers of the District and adjusted by them, are passed by, both for want of time and space, and because a similar experience

has attended the administration of Bureau affairs in every Sub-District of the State. If cases of personal outrages by negroes towards white persons have occurred I do not know them. In many instances I find the Freedmen doing wrong, but I have not ~~found~~ heard of a case of personal violence being committed by them.

While I would not consider the cases reported as an index of the general feeling in the District, I cannot but regard the common sentiment as antagonistic to the recognition of the complete and absolute freedom of men who have been slaves.

I have the honor to be

Col.

Your &c &c

T. Frank Kennedy

Capt. & A. Q. M. V.

Supt. 4th Dist. Va.

L. R. C. 60. R. F. t. A. L. Va. 1966

6
R 40 Vol 2 Va 1866

1

6 August 2d 1865 Dr Wm Biggs of Culpeper Co Va assaulted Susan Green knocked her down choked and stamped her saying she might as well give up as he was going to kill her continuing to beat her until a gentleman attracted by her screams came to her rescue

6 Saturday night August 5th 1865 James Washington and John Fry were at the house of a friend in Culpeper Co Va on business. While they were in bed Dick Ford came into the room with a loaded carbine and snapped it at them several times as they were making their escape from the room he struck them repeatedly and pursuing them to the door discharged his carbine at them. The investigation proved the assault to have been with intent to kill

September 2d 1865 Cornelia Whitley complained that though she had a sick child and herself in very feeble health she had been ordered by Allen Dickenson of Orange Co Va to leave his place or she would be whipped off. On returning from the Office of the Freedman's Bureau Gordonsville Va where said complaint was lodged Mrs Dickinson to drive her from the place and to revenge the entering of said

complaint assaulted her with a club five feet in length and two inches in diameter and beat her in a most cruel manner

Sept. 9th 1865 Fayett Goodwin beat and shot at Albert Jackson and Thos Thornton at the same time stating that he would let the government authorities know that he ruled on his plantation. An investigation fully established the facts above stated

September 13th 1865 William Scott of Orange Co Va assaulted and struck George Gilmore several times, and presenting a cocked pistol to his breast threatened to shoot him if he did not put an order in his pocket he had brought from the proper authorities for a child Mr Scott had refused to give up, saying he would let the Captain know he would not take letters from him or from any other Yankee

Sept. 20th 1865 Wicklif Scott of Orange Co Va severely whipped Amanda Jackson, then made her take off her shoes and stockings and walk sometime over a rough gravely path as additional punishment, And told her if she reported him to the Officers of the Freedmans Bureau he would shoot her

On the evening of October 27th 1865 Jackson Bibb went to the house of Jackson Waller in Louisa Co Va beat his wife and assaulted and stabed Jackson Waller inflicting a dangerous wound in the side. The facts show that the assault was unprovoked and with intent to kill and that said Bibb thought he had accomplished his purpose

On or about November 14th 1865 a justice of the peace Sheriff and Deputy Sheriff of Green Co Va arrested a colored man for stealing tried him in a court with closed doors and sentenced him to receive 25 lashes and took him to the county jail and administered the whipping

On or about the 1st day of December 1865 John Allen of Caroline Co Va shot John Moore with a pistol inflicting a severe wound in the left hand and this without provocation

R 39 Vol. 2 1866
Wrapper 18723

Richmond Va Jany 16 1866
18723

Refugees Freedmen & Abandoned Lands (Bureau of
(By O. Brown
Col & Asst Comr

Forwards copy of charges preferred against Richard Ry Taylor of Henry Munson, colored, of Prince George Co., Kercennalyx P. Brooks (Indian) Dennis Dearing, James P. Kennedy, Dennis Dearing, William Jordan, Thomas Scott (colored) Francis Butcher (colored) James Bailey (colored) of Petersburg, Martha Kitt (col'd) and Moses Hunt (col'd) of Mecklenburg Co., Richard and Washington James (col'd) of Prince Edward Co. and Albert Parkam (col'd) of Sussex Co. Va. And requests that a military commission be convened in order that may have a speedy trial.

14 Enclosures

See L. R. 16, 7 1866

Filed

Recd. Jany 17 1866

WRAPPER.

Bureau of Refugees, Freedmen and Abandoned Lands,

Office Sup't 2d District,

Petersburg, Va., Dec 26th 1866.

B.107. R F & A L Va 1866

Respectfully referred to District Head Quarters, for trial before Military Commission

B.211

Stuart Barnes

Capt. & Asst. Quarter-Master,
Sup't 2d District.

L. R. H. 211 — E. B. Vol 3. Page 179

Hd. Qrs. Dist of the Nottoway

Petersburg Va 13th Jan /66

Respectfully returned to Capt. Barnes. A Mil. Com. cannot at this time be convened in this Dist

By Command of Maj Genl. Gibbon

[signature]

Office Supt 2d dist

R 39 V Petersburg Va Jan 1866

Respectfully referred to Hd Qrs

Asst Comr. &c

Attention invited to endorsement of Maj Genl Gibbon

As the jail here is very much crowded, it is important that these cases be acted on as early as possible.

Stuart Barnes

Capt & A.Q.M.

Supt 2d dist

E.B. 204

Recorded

1/7 1866 Brown

~~From~~ S.O. directing that all prisoners ~~[illegible]~~ in ~~prison~~ jail at Petersburg Va by ~~order~~ of military authorities be [illegible] [illegible] to the comm ~~[illegible]~~ [illegible] at Richmond. accomp by a list of [illegible]

L. R. H. 471 1865

Pr Ed Co Va

Dec 4. 1865

B 107 R F R A L Va 1866

Horner R. C.

Capt & A. S. M.

Transmits Charges and Specifications in case of Richd Daniel (colored) & Washington, for stealing; the case being beyond jurisdiction of the Freedmans Court.

2. Enc

R 39 Val 2 Va 1866

RECEIVED
OFFICE SUPT. 2 DIST.
JAN 6 1866

Bureau R. F. & L.

Office Supr. Asst. Comr.

Petition for ...

Respectfully referred to

Bvt. Maj. Genl. O. O. Howard

before Mil. Com.

Stuart Barnes

Capt. & A. Q. M.

Supr. Asst. Comr.

L. B. p. 240

Office Asst. Supt.
Farmville Va. Jan 4th 1865.

Capt. Stuart. Barnes. A. Q. M.
Supt 2d Dist.

Sir. I have the honor to transmit herewith. Copy of Charges & Specifications prefered against Richd Gaines (Cold) and Washington Gaines - (Cold) of Pr. Edward. Co Va. I have the honor, also, to make the following statement, of the action of the Freedmens Court of this Co, of this days session, in the case. Said Richd Gaines, and Washington Gaines, after having been duly examined, and being allowed Counsel, were found Guilty, of having ($75.00) Seventy five dollars worth of stolen pork in their possession, said Pork being identified, by the owner Mr Jal. Hammock (one of the members of the Court) and sworn to. I therefore foward the prisoners, and Chargs to You, for trial they being Guilty beyond our Jurisdiction.

I am Sir
Very Respectfully.
Your Obdt Servant
R. C. Horner.
Capt & Asst Supt.

Charges and Specifications preferred against Richd Gaines - Freedman of Pr Edward Co. Va.

Charge: Robbery

Specification. In this, that the said Richd Gaines Freedman of Pr Edward Co Va. did, on the night of 19th Dec 1865. enter the house of Mrs Mary Hammock of Farmville. Pr Edward Co Va. and take therefrom, about One (1000) thousand pounds of Pork. said Pork being found, in the house of said Gaines

This at Farmville Va. on or about the 19th of December 1865.

Witnesses.

1 Mr Joel Hammock. - Citizen of Pr Edward Co Va.
2 Abram Miles - Freedman " " "
3 Patrick Johnson - " " " "

N. C. Horner.
Capt & Asst Supt.
Bureau R F & A. Lands
Pr Edward Co Va.

B 107 R F & A L Va 1866
Charges and Specifications
in case of
Moses Hunt (colr)

Mecklenburg Co Va

1

R 39 Vol 2 Va 1866

RECEIVED
OFFICE SUPT. 2nd DIST.
JAN 12 1866

Bureau R. F. & A. L.

Off Supt 2nd Dist

Petersburg Jan 12/65

Respy referred to Brig

Maj Genl for Trial before

Mil. Commission

Stuart Barnes

Capt & A. Q. M.

E. B. 2-5-4

Supt 2nd Dist

Charges and Specification Preferred against Moses Hunt Col^d of Mecklenburg County V^a

Charge	Murder
Specification	That Moses Hunt colored of Mecklenburg County V^a did on or about the 9th of December 1865 wilfully kill one Bird Shanks of the aforesaid county on the Plantation of Mrs Ann L. Rainey in the County of Mecklenburg ~~County~~. Virginia
Witnesses	Daniel Loor and Plummer Hunt all Col^d

[illegible signature]
Lieut & Asst Supt F. Bureau
Mecklenburg County V^a

B 107 RF&AL Va 1866

Charges & Specification

vs Augt. Dist. Sr

Martin Harf [colored]

Mecklenburg Co Va

2

R 39 Vol 2 Va 1866

RECEIVED
OFFICE SUPT. DIST.
JAN 13 1866

Bureau R F & A L

Off. Supt 2d Dist

Petersburg Jan 12/66

Respectfully referred to

Dist. Hd. Qrs for trial

before Mil Commission

Stuart Barnes

Capt & A. Q. M

Supt 2d Dist

E B 255

Mrs. Mary Thomason Swears on Oath that this woman Martha Hite Cold had free access of the plantation that Morning & as far as I Know there was no other person on the grounds but myself and her.

And all that i can say aghainst her I found her a dress rolled up underneath the backpart of the bed and spotted with blood. and the Skirt facing was very much splotched with blood. and the Sleeves of the Dress were wet up to the Elbows.

She came and told me that Morning that Somebody had gone and whipped Louisa mighty bad.

I asked her who done it and said that i would like to know who done it. She said that she did not know. and she wanted me to go down and see her and i told her that i could not do her any good if i did go for she did not tell me she was killed but whipped. I did not go in a minute.

And she said Miss Mary I would go. and I got up and went and I did not ask her to go but she followed me and when i got there i found the woman Louisa lying on the floor wrapped up in a blanket. with her feet to the fire with her head wrapped up. and I went up and touched her on the Shoulder. and as soon as I touched her I Knew she was dead. and i stepped back and said Lord have Mercy she never told me that she undressed herself before coming to tell me Nor that she moved her either. The floor was bloody and showed where she had been dragged to the fire-place and there was a bloody Pole axe & hand axe in the room.

Mrs. Mary her X mark Thomason

Mr. Hite & Mosely heard her say that the way she found it out that she was going to the Spring for water and heard the Children Crying and went up to the house & to see what was the matter. and found the Murdered woman laying there & she left the house and went to the Spring and got water and then went and told it. & that she got the two Sleeves of her Dress wet by the Pail leaking on her.

& that she got the blood on her by moveing the woman. The path to the Spring was 40 yds from the house.

The Woman Martha. Hite was taken to Mr. Nicholson house and put in the Cellar and tied fast to a loom. and put wood close to her so that she could keep up the fire and her Dress in a Corner and she pulled it to her with a stick of wood and burnt it up. and in the Morning Mr. Nicholson asked her what she done it for and she said it smelt bad.

RECEIVED
OFFICE SUPT. DIST.
JAN 12 1866

Charges and Specifications Preferred against Martha Hite colored of Mecklenburg county Va

Charge	Murder.
Specifications	That Martha Hite cold of Mecklenburg county Va did on or about the 8th of December 1865 wilfully kill one Louisa Hite of the aforesaid county on the Plantation of Mrs Mary Thomason in the county of Mecklenburg Va
Witnesses	Mrs Mary Thomason

John [illegible]
Lieut & Asst Supt F. Bureau
Mecklenburg County Va

Freedmen's Court
Petersburg Va Dec 6th 1865

B 107, R.F. & A.L. Va 1866

Webb Geo. W
Capt 2nd Penna Vet Arty
Freedmen's Judge

Prefers charges against Albert King (Colored) of Prince George County Va—

3

R 39 Vol 2 Va 1866

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DEC 26 1865

Bureau R F & A L

Office Supt 2d Dist

Petersburg Dec 26/65

Respectfully referred to Dist

Hd Qrs for trial before Mil

Commission

Stuart Barnes

Capt & A Q M

Supt 2d Dist

E. O. 211

Freedmens Court
Petersburg Va
December 6th 1865

Charges & Specifications preferred against Albert Rix (Colored)

Charge - Burglary

Specification - In this that Albert Rix (Colored) did on or about the 3rd day of December 1865 feloniously & burglariously break and enter the Stable of Wm P. Birchett in the county of Prince George Va And then & there feloniously & burglariously steal therefrom Two (2) Horses of the Value of Two Hundred (200) dols the property of said Birchett and bring the same into the city of Petersburg Va

All this in the County of Prince George Va on or about the 3rd day of December 1865

Geo. M. Webb[?]
Capt. 2nd Penna Vet. Arty
& Freedmens Judge

Witnesses
W. T. Birchett
Jno J. Birchett
A. E. Roberts
H. Williams

Freedmens Court
Petersburg Va Dec 6th 1865

B 107, R.F. & A.L. Va 1866

Webb Geo W

Capt 2nd Penna Vol Arty
Freedmens Judge

Prefers charges against
Henry Anson (Colored)
of Prince George County Va

R 39 Vol 2 Va 1866

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OFFICE SUPT. 2d DIST.
DEC 26 1865

Bureau R. F. and A. L.

Office Supt 2d Dis

Petersburg Dec 26/65

Respectfully referred to

Dist Hd Qrs for trial

before Mil Commission

Stuart Barnes

Capt & A. Q. M.

Supt 2d Dis

E B 2/71

Freedmens Court
Petersburg Va
December 6th 1865

Charges & Specifications preferred against Henry Newson Colored

---

Charge — Burglary

Specification — In this that Henry Newson (Colored) did on or about the 3rd day of December 1865 feloniously & burglariously break and enter the Stable of Wm. P. Birchett in the County of Prince George Va, And then & there feloniously & burglariously steal therefrom Two (2) Horses of the Value of Two Hundred (200) dollars the property of said Birchett and bring the same into the City of Petersburg Va.

All this in the County of Prince George Va on or about the 3rd day of December 1865

Witnesses
Wm. P. Birchett
Jno. J. Birchett
W. E. Roberts
H. Williams

Geo. W. Webb
Capt 3rd Penna. Vet. Arty
& Freedmens Judge

Freedmens Court
Petersburg Va Dec 21st 1865

B 107 R.F. & A.L. Va 1866

Webb, Geo. W.
Capt 2nd Penna Vet Arty
Freedmens Judge

Prefers charges against
Cincinnatus P. Brooks (White or Indian)
of Petersburg Virginia

5
R 39 Vol 2 Va 1866

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DEC 24 1865

Bureau R F and A L
Office Supt 2d Dist
Petersburg Dec 26/65

Respectfully referred to Dist Hd Qrs for trial before Military Commission

Stuart Barnes
Capt & A Q M
Supt 2d Dist

E B. 211

Freedmens Court
Petersburg Va
December 21st 1865

Charges & Specifications preferred against Cincinnatus P. Brooks (White or Indian)

Charge = Murder

Specification In this that he Cincinnatus P. Brooks (White or Indian) did on or about the 18th day of December 1865 without cause or provocation wilfully murder one Adolphus Smith (Colored) by shooting him with a Springfield Rifle musket while in the employ of David Bissel Sr on the Appomattox river

All this in the City of Petersburg State of Virginia on or about the 18th day of December 1865

[signature]
Capt 2nd Penna Vet Arty
and Freedmens Judge

Witnesses
David A. Bissel Jr
David Bissel Sr
Robt Hatch (Colored)

Freedmens Court
Petersburg Va Dec 6th 1865
B 107 R F & A L Va 1866

Webb Geo W
Capt 2d Penna Vet Arty
Freedmens Judge

Prefers Charges against
Bernard Deering (White)
of Petersburg Virginia

R 39 Vol 2 Va 1866
6

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OFFICE SUPT. 2d DIST.
DEC 26 1865

Bureau R. F. and A. L.
Office Supt 2d Dist
Petersburg Dec 26/65

Respectfully referred to Dist Loc. Qrs for trial before Military Commission

Stuart Barnes
Capt and A.Q.M.
Supt 2d Dist

C.B. 211

Freedmens Court
Petersburg Virginia
November — 1865

Charges & Specifications preferred against Bernard Dearing (White)

Charge — Felony

Specification — In this that Bernard Dearing (White) did on or about November 1865 did steal take & carry away one Mule of the Value of One Hundred & Twenty five (125) dollars of the Property of One Frank Glenn (Colored) of the City of Petersburg Va

All this in the City of Petersburg Va on or about November — 1865

Witnesses
For Govt
Allen Bayley (Colored)
Frank Glenn "
John Judkins "
Robt Johnson "
For Prisoner
Albert Wright — White
—— Gibbs "

Geo. W. Webb
Capt 2nd Penna Vet Arty
& Freedmens Judge

Office Provost Marshal
Library Hall
Petersburg Va Dec 28th /65

B. 107. R F1 a S Va 1866

Webb Geo W

Capt 2nd Penna Vet Arty
Provost Marshal

Prefers charges against
Jas B Kennedy a citizen
of Petersburg Va

7

R 39 Vol 5 Va 1866

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OFFICE SUPT. 2d DIST.
DEC 30 1865

Bureau R F & A L

Office Supt 2d Dist

Petersburg Dec 31/65

Resp'y referred to Dist Hd Qrs for trial before Military Commission

Stewart Barnes

Capt & A Q M

Supt 2d Dist

C. B. 220

Office Provost Marshal
Petersburg Va
Dec 28th 1865

Charges & Specifications preferred against Jas D Kennedy (White) a citizen of Petersburg Va

---

Charge Larceny

Specification

In this that he Jas D Kennedy (White) a citizen of Petersburg Va did feloniously Steal & carry away &c. cause to be feloniously taken Stolen & carried away Eight (8) Mules of the value of Twelve Hundred (1200) dollars the property of the United States
All this in the City of Petersburg Va on or about the 17th day of December 1865

Witnesses
Charles H Williams Military Detective
Richardson Police Officer
Badger " "
William Williams " "

James Dearing citizen of Petersburg Va
Richard Miles " " "
William Smith " " "
George Barnes Pvt Batty F 2 Va Vet Arty
Stuart Barnes Capt & A Q M Supt 2 Dist

Geo W. Merrill
Capt 2 Penna Vet Arty
Provost Marshal

Provost Marshal Office
Petersburg Va
December 28th 1865

B 107 R F r a S v a 1866

Webb George W
Capt 2nd Battn Vet Cav
Provost Marshal

Prefers Charges against
Dennis Dearing Citizen
of Petersburg Virginia

8

R 39 Vol 2 Va 1866

RECEIVED
OFFICE SUPT. 2d DIST.
DEC 30 1865

Bureau R. F. & A L

Off Supt 2d Dist

Petersburg Dec 31/65

Respy referred to Dist

Hd Qrs for trial before

Military Commission

Stuart Barnes

Capt & A. Q. M

Supt 2d Dist.

5. B 225

Office Provost Marshal
Petersburg Va.
December 28th 1865

Charges & Specifications preferred against Dennis Dearing (White) a Citizen of Petersburg Va

---

Charge Larceny.

Specification

In this: that he Dennis Dearing (White) a citizen of Petersburg Va, did feloniously take, steal and carry away and cause to be feloniously taken stolen & carried away Eight (8) Mules of the Value of Twelve Hundred (1200) dollars the property of the United States

All this in the City of Petersburg Va on or about 17th day of December 1865

Witnesses

Charles H. Williams Military Detective.

Richardson Police Officer

Badger " "

Williams " "

James Dearing Citizen of Petersburg Va

Richard Miles Citizens of Petersburg Va
William Smith " "
George Barnes Private Batty "F." 2nd Pa Vet Arty
Stuart Barnes Capt & A.Q.M.

Geo. W. Webb
Capt 2nd Penna Vet Arty
& Provost Marshal

Provost Marshal Office
Petersburg Va
December 28th 1865

B 107. R B + A S. Va 1866

Webb, George W
Capt 2nd Penna Vet Arty
Provost Marshal

Prefers Charges against
William Parker Citizen
of Petersburg Virginia

R 39 Vol 2 Va 1866

RECEIVED
OFFICE SUPT. 2d DIST.
DEC 30 1865

Bureau R F & A L
Office Supt 2d dist
Petersburg Dec 31/65

Respy referred to Dist Hd Qrs for trial before Mil Commission

Stuart Barnes
Capt & A. Q. M.
Supt 2d dist

E. W. 2. 2. 5

Office Provost Marshal
Petersburg Va
December 28th 1865

Charges & Specifications preferred against William Parker (White) a Citizen of Petersburg Va

Charge Larceny

Specification

In this that he William Parker (White) a citizen of Petersburg Va. did feloniously take, steal, and carry away and cause to be feloniously taken, stolen & carried away Eight (8) mules of the value of Twelve Hundred (1200) dollars the property of the United States

All this in the City of Petersburg Va on or about 17th day of December 1865

Witnesses

Charles W Williams Military Detective
Richardson Police Officer
Badger " "
Williams " "
James Dearing Citizen of Petersburg Va

Richard Miles Citizen of Petersburg Va
William Smith " " "
George Barnes Private Batty "F" 2nd Pa Vet Arty
Stuart Barnes Capt & A.Q.M.

Geo. W. Webb
Capt 2nd Penna Vet Arty
& Provost Marshal

Freedmens Court
Petersburg Va
Dec 23rd /65

B 107 R F & A L Va 1866

Webb Geo W
Capt 3rd Penna Vet Arty
Freedmens Judge

Prefers charges against
Thomas Scott (Colored)
of Petersburg Va

10
R 39 Vol 2 Va 1866

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DEC 26 1865

Bureau R F and A L

Office Supt 2d dist
Petersburg Dec 28/65

Respectfully referred to Dist
Hd. Qrs for trial before Mil.
Commission

Stuart Barnes
Capt and A.Q.M
Supt 2d dist

EB 2.11

Freedmens Court
Petersburg Va
Dec 23rd /65

Charges & Specifications preferred against Thomas Scott Colored

---

Charge Grand Larceny
Specifications 1st In this that he Thomas Scott Colored did on or about the last of April 1865 take & carry away from the county of Prince George State of Virginia one (1) horse of the value of Thirty (30) dollars the property of Mrs Emeline Coy of Prince George county State of Virginia

Specification 2nd In this that he Thomas Scott (Colored) did on or about the 1st day of May 1865 feloniously Sell in the City of Petersburg Va One (1) horse of the value of Thirty (30) dollars the property of Mrs Emeline Coy of Prince George County State of Virginia

All this in the ~~county of Prince George~~ and City of Petersburg State of Virginia on or about the last of April 1865 & 1st day of May 1865

Witnesses

Mrs Emeline Coy

Jas W. Perkins

Robert B Batte

Eliza Parham

Frank Glenn

Mary Swann

Sarah McKenzie

Maria Parham

[signature]

Capt 2nd Penna Vet Arty

Freedmens Judge

Freedmens Court
Petersburg Va Dec 17th 1865
B 107 R F v A L Va 1866

Webb Geo. W
Capt 2nd Penna Vet Arty
Freedmens Judge

Prefers Charges against
Frances Butcher Colored
of Petersburg Virginia

R 39 Vol 2 Va 1866

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OFFICE SUPT. 2d DIST.
DEC 26 1865

Duncan R. F. and A. L.

Office Supt 2d Dist
Petersburg Dec 26/65

Respectfully referred to Dist Hd Qrs for trial before Military Commission

Stuart Barnes
Capt and A. Q. M.
Supt 2d. Dist

E. O. 211

Freedmens Court
Petersburg Va
December 19th 1865

Charges & Specifications preferred against Frances Butcher (Colored)

Charge — Assault & Battery with intent to kill

Specification — In this that Frances Butcher (Colored) did in the said City on or about the 17th day of Dec 1865 Wilfully maliciously & unlawfully cut Mary Louisa Ellis (Colored) with intent to maim, disfigure, disable & kill her the said Mary Louisa Ellis

All this in the City of Petersburg Va on or about the 17th day of December 1865

Geo. W. Webb
Capt 3rd Penna Vet Arty
& Freedmens Judge

Witnesses
Mary Louisa Ellis (Colored)
Frances Jane Johnson "
Jack Page "

Freedmens Court
Library Hall
Petersburg Va Dec 26 / 65

B. 107, R F & A L Va 1866

Webb Geo. W.
Capt 2nd Penna Vet Arty
Freedmens Judge

Prefers charges against
James Bailey (Colored) of
Petersburg Va

R 39 Vol 2 Va 1866

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OFFICE SUPT. 2d DIST.
DEC 26 1865

Bureau R F & A L

Office Supt 2d Div

Petersburg Dec 26/65

Respectfully referred to

Dept Hd Qrs for trial

before Military Commission

Stuart Barnes

Capt & A. Q. M.

Supt 2d Div

E.B. 214

Freedmens Court
Petersburg Va
Dec 26th 1865

Charges & Specifications preferred against James Bailey (Colored) of Petersburg Va

---

Charge Receiving Stolen Property

Specification In this that he James Bailey (Colored) of Petersburg Va did in the City of Petersburg Va on or about the 4th day of November 1865 receive from the hands of one Bernard Dearing (White) one (1) Mule of the Value of One hundred & twenty five (125) dollars knowing the Same to have been Stolen

All this in the City of Petersburg Va on or about the 4th day of November 1865

Witnesses
Allen Bayley (Colored)
John Judkins
Robert Johnson

Geo W. Webb
Capt 2nd Penna Vet Arty
Freedmens Judge

Freedmens Court
Library Hall
Petersburg Va Dec 25th/65

B. 107. R. F. & A. S. Va 1866

Webb Geo W.
Capt 3rd Penna Vet. Arty
Freedmens Judge
13
R 39 Vol 2 Va 1866

Prefers charges against Albert Parham (Colored) of Sussex County Virginia

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DEC 26 1865

Bureau R. F. & A. L.

Office Supt 2d Dist

Petersburg Va Dec 26/65

Respectfully referred to Dist Hd Qrs for trial before Military Commission

Stuart Barnes

Capt & A. Q. M.

Supt 2d dist

B. 214

Freedmens Court
Petersburg Va
Dec 1865

Charges and Specifications preferred against Albert Parham (Colored) of the City of Petersburg State of Virginia ——

Charge. Grand Larceny

Specification In this that (the) Albert Parham (Colored) of Sussex County State of Virginia did in the county of Sussex State of Virginia on or about the 28th day of November 1865 take and carry away or did feloniously receive and Offer to Sell in the City of Petersburg Va on or about the 2nd day of December 1865 Seven (7) head of Cattle of the value of Three Hundred and Fifty (350) dollars the property of James H. Harrison of the county of Sussex State of Virginia knowing the same to have been Stolen

All this in the county of Sussex and City of Petersburg State of Virginia on or about the 28th day of November 1865 and 2nd day of December 1865

Witnesses
James H. Harrison
Robert N. Wilkinson
George Jones
G. Fayerman
Benjamin Harris

G. W. Webb
Capt. 2nd Penna. Vet. Arty.
Freedmens Judge

2 R.M. 151 R.F.A.L.N. 1866

Marion 18724 S. Va.

January 11th 1866.

W, 15 Vol. 1 B3 1866.

Lieut. W. R. Wentworth

Asst. Supt.

Reports the inhuman and cruel treatment of George Allen, Cold., and his family by the within named White persons.

C.A.B. File ✓

Office Supt. 4 Dist. Va
Gordonsville Jan 16 1866

Respectfully forwarded to Col
O Brown, I have seen no
Soldiers in the district. Please
inform me what it is
expected I should do in
case of such outrages as
within, when I have no
means of arresting the
guilty parties. It is impossible
to prevent such crimes or
to punish the offenders, when
no guard can be obtained

J. Frank P. Crandon
Capt. & Supt.

66

Bureau R. F. & A. L.
Richmond Va. Jan 19. 66
Respectfully forwarded
to Brig. Genl. Ed. W.
Smith A.A.G. with
the request that
assistance may be
furnished the Bureau
for the protection of
the Freedmen

C/61

O. Brown
Col. Asst Comr

Hd Qrs Dis Dept of Va
Richmond Va Jan 22/66

Respectfully referred to the officer Command-ing Post of Charlottes-ville who will send a party to arrest the individ-uals within mentioned and send them under guard to these Head Quarters If necessary he will use his whole command for this purpose and he is authorized to hire the necessary saddle horses to mount the party.

This paper to be returned with report.

By command of
Genl

Office of Asst. Supt. R. F. and A. L.
Madison C. H. Va. Jan. 11. 1866.

Capt. T. F. P. Crandon
A. Q. M. and Supt. R. F. and A. L.
Captain;

I have the honor to report the following case of inhuman treatment committed by Aaron House, Daniel Brown, Armstead Brown, John Brown, John Mitchell, Stanton Ayler and several others, upon George Allen (colored) and his family. The party came to his house, which he had rented for his life time, in the night, mounted and armed, he and his wife were up at the time watching their sick child which they did not expect would live until morning; the party before entering the house discharged their fire arms through the windows of Allens house and then threw stons in the windows breaking all the windows in the house, one stone struck his wife, she has been sick and unable to walk for five years, until a few weeks since she has been able to use crutches; they then entered the house and ordered the family to leave, the wife got as far as the door and fell, they made her go about twenty feet farther, which she done by dragging herself along on the ground; one of the party said he would kill

her, when some one of them said not to kill her and others said yes, kill her, for she knows us; they then stepped off a short distance and talked the matter over then returned with the intention of killing her, but she had dragged herself into the bushes where they could not find her. They entered the house again and destroyed everything taking the furniture out of doors and burning it; they then went to his sons house, drove them out took his things out and burned them. They have destroyed his house and his sons also.

The above statement I get from George Allen only and submit them to you for your action.

I am, Captain,

Very Respectfully, Yours &c.

Watson R. Wentworth

Lieut. and Asst. Supt. R. F. and A. L.

Maj. Saml Perry
Edw Smith
a. a. Saml

[illegible] Mitchell [illegible]
Brooks [illegible]
Atty Jan 11-66

Proposes to
have the Officers of [illegible] [illegible]
retained for their
[illegible], Gen. Martin,

Ans

19

Hd. Qrs. Mil. Div. Tenn.
Nashville Tenn. Febr 1865

Respectfully Returned to
Messrs. Campbell McEwen
and Groesbeck Nashville Tenn.
By personal application to
these Hd. Qrs. and the presen
tation of a proper power of
attorney the papers asked
for can be obtained.

By Command of
Major General Thomas.

Robert Ramsey
Ass't Adj't Gen'l

E. B.
27.
v. 1.

Nashville Tenn. Jan 11. 1866

Brig. Gen. W. D. Whipple
Chf of Staff M. D. T.

General

We have the honor to ask for a client Mr. Geo. Y. Martin that the claim of Mary Browning which was placed before the Board of Claims and afterward turned over to your head quarters - may be returned or a copy of it to him as trustee, for these reasons -

He wishes to make a settlement of his trustee-ship to the County court and this claim is essential to show what he has done with the assets - The sworn statements in this case will show this

The United States in the act of congress of July 4th 1864 points out the mode of process for the collection of all claims for Quartermaster or Commissary Stores or Supplies, but we are barred from prosecuting this claim thus because the claim - all the papers in the case - are detained in your Office and we have no copy

The claim as it now stands

is incomplete — no payment can ever be made upon it until it completed or until other evidence — which we have now — can be added

If the claim, as now filed, is considered to be part of the records of the Department and therefore not liable to be retained. May we not have a copy. Which will answer the ends desired — the settlement with the C. Court, and the prosecution of the claim under the act of July 4th 1864.

This claim was filed before the Board of Claims in good faith, but collection from that source has proved a failure even in the completed cases. It must fail in this case as it is incomplete. It seems but justice to us that we should have the right of the remedy by congress provided.

We therefore respectfully ask your consideration of this case and that you will grant the relief sought

Very Respectfully
Your Obdt Servants
Campbell McEwen and Groesbeck
Attorneys

H. 1030. D. W. 1866.

Hdqrs, Provost Court

18726

Alexandria Va. Jany 1st 1866

Paul R. Hambrick

Capt. & Provost Judge

Reports Joseph Horseman

H. E. Smith, Charles Glover

and John Grimes, as parti-

cipants in the riot of Dec 25/65

Filed

A. J. [illegible]

Head Quarters Provost Court
Alexandria Va Jany 1st 1866

Col J H Taylor
A. A. Genl
Dept of Washington
Colonel

I have the honor to report that in addition to the names already reported to Head quarters Dept of Washington prisoners under Confinement for participation in the riot on the 25th Dec 1865. are Joseph Horseman H E Smith Charles Glover and John Grimes on Charge of participating in said riot

I am Colonel
Most Respectfully
Your Obt Servt
Paul R Hambrick
Captt Provost Judge.

T. 3. 18027 Vol.

Nashville, Tenn.
January 26, 1866

957 M. D. 1866

Tennessee: Military Dist. of the
Brig. Gen. Wm D. Whipple
U. A. G.

Informs Maj. Gen. Hazen
Comdg Dist. Middle Tenn.
in regard to the application
of Thomas H. Estes of
Gallatin Tenn. And asks
that the proceedings, judgment
and execution in the
case to be annulled, they
being in conflict with G. O.
No 27, Mil. D. Tenn. series 1865.

No enclosures needed

Received Feb 23^d 1866 rec'd.
Recorded. Vol. 10. A. G. O. Pass 25166

Head Qrs. Dist. W. Tennessee
Memphis, Tenn., Jany 10/66

Respectfully transmitted to
Maj. Genl. C. F. Hazen
Comdg. Dist. Middle
Tennessee

By Command of
Maj. Genl. Stoneman

S. Henry Porter
Bvt. Maj. & A.A.G.

Hd. Qrs. Dist of Mid. Tenn
Murfreesboro Tennessee
January 19 1866
L.B. N. 241
Respectfully referred to
Capt A. A. Kliese Comdg
at Gallatin Tenn, &
attention invited to enclosed
order — Make this order
known to all parties
connected with this matter,
and see that it is obeyed
This paper to be returned
with report —
By Command of Col. W. R. Shafter
E.B.
464
Lewis Bleakney
Capt. A.D.C. & a.a.a.g.

N. 5. [illegible] 1866 —
Hd. Qrs. Post of Nashville
Nashville Tennessee
Feby 22 1866
Respectfully forwarded to
Dist Hd. Qrs and attention
invited to Report of
Capt Kliese 17th U.S.C.I.

Convoy at Gallatin Tenn

Enclosed –

W. R. Shafter

E.B.
663. Col 17 USC Inf
Vol 3

Convoy Post

Headquarters Dep't of Tennessee,

MEMPHIS, TENN., February 23rd 1866.

Respectfully forwarded to the Assistant Adjutant General Military Division of the Tennessee with reference to report of Captain Atkins.

Geo. Stoneman

Maj. Gen. Commanding.

Files

Head-Quarters Military Division of the Tennessee,

Nashville, Tenn. January 2d 1866

Maj Gen Wm B Hazen
Comdg Dist of Mid Tenn
Murfreesboro Tenn

General

I have the honor to inform you that the following is an extract from an affidavit and application this day rec'd at these Hd Qrs from Thomas H Estis of Gallatin Tenn "Col Milder did on the 28th of July 1863 while passing from Lebanon to Coles Ferry on Cumberland river force an exchange of horses with Thomas Gwynn and my son Gideon Estis at the house of Alfred Turner while threshing wheat, giving a gray mare (hip shotten) for a claybank mare the property of my daughter Euphemia W Estis (who was of full age) to which I had never any right nor claim nor ever claimed to have. In a short time ~~after~~ the exchange was made one Thomas Clifton came to my house and claimed that the gray mare

was his, and had been taken from him by the same ones who left her with Krogman & Estes and, that he would take her wherever he found her, notwithstanding they left an old one in place of his gray, which he said was worthless. In some short time my daughter traded the gray away. About three or four weeks ago the said Thomas Clifton instituted a suit against me for damage for the gray mare. W P Bandy Depty Shff executed the same and was returned before Richard Brown Esq of said Wilson Co (Brown and Clifton being related by marriage). Brown deferred rendering judgment on the day of trial, but said to me that he would not give judgment then, that he wished some time to study on the case and that he would let me know by the next Saturday (which was one week after the trial) which he failed to do, and on Monday following the 25th of December 1865 issued an execution and W. P. Bandy Depty Shff called on me for payment which I refused to do. In view of the above facts and that the exchange of horses was made by the Military Authorities of the United States the Maj Genl Comdg directs that you will cause

the proceedings, judgment & execution in this Case to be annulled, they being in conflict with Gen Order No 29 from these Hd Qrs and that if Mr Estis should be further interfered with or troubled in the matter that you will cause the arrest of the parties who may interfere with him, and punish them in such manner as shall be found to be proper - He further directs that if Mr Estis is under arrest for this matter, you will cause him to be released at once -

Respectfully your
Obt Servant
Wm D. Whipple
Brig Gen & Chf of Staff

Comdy at Gallatin Tenn,
Enclosed -
W. R. Shafter
Col 17 USCI
Comdy Post

E.B.
663
Vol 3

Headquarters Dep't of Tennessee,
MEMPHIS, TENN., February 23rd 1866.

Respectfully forwarded to the Assistant Adjutant General Military Division of the Tennessee, with reference to report of Captain Kline.

Geo. Stoneman
Maj. Gen. Commanding.

16 Febr. d. 1866

Upton,

J. B. Aug 1866

On Enclosure

Head Quarters U S Forces
Gallatin Tenn Feb 21st 1866.

Capt L Bleakney
A A A G. Post
Nashville Tenn

Captain.

I have the honor to report that the case mentioned in the accompanying letter has been settled to the satisfaction of Mr Estis.

I gave Mr Estis an order for delivery to a Mr Tarver, Cliftons attorney, directing Mr Tarver ~~to~~ at once dismiss the Suit and have Mr Clifton annull the judgement. Mr Tarver Sent the order to Mr Clifton, and Mr Clifton has Stopped the Suit and Paid the Cost as Shown by the accompanying letter from Mr Thomas H Estis.

I am Sir
Very Respectfully
Your Obt Servant
A. H. Kliese
Capt 17th USCI Comdg Post

A

Encls to Rept on

D. 3, No 5 1861

Wilson Cty Tenn Feb 17 1866

Dear sir

I seat my self to let you know what I done in that Clifton case I went to Lebanon and handed Mr Tarver the order you directed me to hand him he appeard some what asstonishd But said that it was not Specified what suit that there was other suits of Estes But he thought he would not have any thing more to do with that And said that you should of sent it to Clifton instead of him and we swapt papers and he wrote on the Back of the one you gave me advising Clifton to dismiss the case and put it in an envelope and directed it to Clifton and handed it to a gentleman to take to Mr Clifton in my presents the sheriff fellin with Me the other night to stay all night + said it was all fixt up at his cost that there was a general order that would of done it with out my interfering so I close for the presant yours respectfully

Thomas H. Estes

A. 18728

R.L. 2 — M. M. D.

Gallipolis Ohio
Jany 9. 1866

F. 26: [illegible] 1866

Morris [illegible] J. E.
[illegible]

To Col. Adam E. King A. Q. M.

Submits list of Civilian employes and reports that they will not be longer required than to end of present month, with exception of two.

Chf Qm. M. M. Dept
Balt. Md. Jan. 13. 66

Respectfully forwarded [illegible]

[illegible]
Col. Chf Qm

[illegible]
Jan 18 18[illegible]

[illegible] Jany 24/66

M - 86 - B.6. 2 - Dept X

Head-Quarters Middle Military Department.

Baltimore, Md., January 25 1866.

Respectfully returned to

Col G. W. Bradley Chief

Q.M. to know what two (2) men are required.

By Command of
Maj Genl Hancock

Adam E. King
Asst. Adjt. Genl.

E.B. 236 - Vol - 2
M - M - Dept 1866

M 86 - B.6. 2

Chf Qr. M. Office Mid. Mil. Dept
Balt. Md. Jany 26/66

Respectfully returned to Dept. Hd Qrs: with the information, that by S.O. No. 28 War Dept. Jany. 23d 66. Capt Fleming has been relieved, and no further action in this matter is now required.

G. W. Bradley
Col. Chief Q.M.

E.B. 242 - vol - 2
M. M. Dept 1866

[illegible]

Jan 29 1866

Rec'd M. M. Sekl Jan 28/66
Recd back M M Sekl Jan 29/66.

Depot Quartermaster's Office,

Gallipolis Ohio ~~Charleston, West Va.~~, June 9th 1866

Adam. E. King
Asst. Adjt. Genl

Genl Orders No 41. from Your Head Quarters recd this day ———

I have the honor to report the following Civilians employed by me at this Station viz

———

- J. L. Adams Chief Clerk
- J. V. Pogue Abstract "
- W. H Magill " "
- Joseph Fleming Forage "
- Milton Shields "Colored" Laborer

These persons will not be required (except two) longer than this month when I shall have closed my business and forwarded my papers ———

Very Respectfully
Your obt Servt
J. E. Fleming
Capt & a q m

Col. Geo. H. Bradley
Chf Quartermaster

P.J. 18 9 29 1866

Memphis Jany 9th 1866

J. A. Phil mott v.
M. E. McDole

Cit.

Application to have fine of Two hundred dollars imposed by Gen. Smith – refunded with reasons &c

Filed,
See Letters Sent, Page
Vol. II 1866,

Page Vol. I

(one enclosure)
Recd Dept. T. Jan 24/66

Memphis Tenn
Jany 1st 1866

Maj. Gen. Geo. B. Stoneman
Comdg. Dept of Tennessee
Sir
Your Petitioners
J. A. Philmott and M. E. McFall of Memphis Tennessee respectfully represent that by an order of Brevet Maj. Genl. J. E. Smith Comdg. District of West Tennessee a fine of Two hundred dollars has been imposed on and collected from them for an alledged selling of spirituous liquors to enlisted men in the service of the United States, all of which will appear by reference to enclosed copy of Special Order No 15 from Head Quarters District of West Tennessee & endorsement thereon by the Assistant Provost Marshall,

Your Petitioners respectfully represent that this fine was imposed without notice to them & without any trial, That since the issuance of Gen. Smith's order forbidding the selling of liquor

to enlisted men in the service of the United States they have never violated the order knowingly. if they have sold any liquor to soldiers the soldiers have been dressed in Citizens clothes & men not known to your Petitioners as soldiers,

They have endeavored honestly and faithfully to execute and comply with all orders, and as they are in no cause of the charge for which they have been fined without a hearing. they respectfully ask that the fine of Two hundred dollars imposed on them be refunded to them,

Respectfully
I. A. Philmatt
M. E. McFall

Address through & thro' P.O.
Massey, Wright & Welch
229 Second Street
Memphis

Recd the
within line
N. P. Maxwell
N.P.M.D.M.G.

SPECIAL ORDERS, No. 15.

HEAD-QUARTERS DIST. WEST TENN.,
AND 3D SEPARATE BRIGADE DEP'T OF TENN.
Memphis, Tenn. January 16th, 1866,

[*Extract.*]

1 For violating existing orders, by selling intoxicating liquor to enlisted men of this command, the following named citizens will be fined the sums set opposite their respective names:—

Messrs James Glenn & Gilmott, Two Hundred (200,00) Dollars.

* * * *

Brevet Brigadier General E. Bouton, Provost Marshal, is charged with the execution of this order.

* * * *

BY ORDER OF BREVET MAJOR GENERAL J. E. SMITH.

Wm. W. McCammon

Captain & A. A. G.

Messrs James Glenn & Gilmott ... pr marshal

18730

Citizens residing near
[illegible] Jeffn Co
No 34 D of the [illegible]
John Lowe, Wiley Davis & others

Stating Reasons why they
should Not Be assessed for
fines in obedience to
S.O. No 23 Jany 27. 66
Hdqs Dist W Ten

Wm B Henderson & others

[illegible]

L. D. 10 P. 1841

To Bvt. Maj. Gen. Jno. E. Smith
Comdg. Dist. W. Tenn.

The undersigned citizens who have been assessed in the sums set opposite their names, in obedience to Special Order No 22 from these Hd. Qrs. dated Jany 27. 1866 — would most respectfully represent ——

That we have been notified to pay over to Capt. Colburn the sums set opposite our respective names ~~the sums set opposite our names~~ on or before the 31st March 1866 for the purposes specified in said order —

The undersigned would most respectfully protest against the enforcement of said order. —

Because —

First — It contemplates a divesture of their property in a case in which they never had notice & have had no opportunity to defend themselves

Second — Because If allowed the opportunity the undersigned can show that Col W. J. Smith was never injured in property to an amount anywhere approximating said assessment —

Third — Any injury inflicted upon him

was done without the procurement of any one of the undersigned & even without our knowledge & we do not know to this day what is the injury complained of —

Fourth — Many of us live many miles distant from Grand Junction & are not therefore liable under said order —

Fifth — Col. Smith has already once collected damages from the citizens of that neighborhood & even from many of the undersigned for (as we suppose) the same damages —

Sixth — The proceeding is in defiance of common right & justice because it takes from citizens their property, without a trial & without opportunity for defence — & this in a community where the Courts are open & where all rights can be legally settled —

Seventh — All the undersigned have either at all times been loyal citizens or have taken the amnesty oath in obedience to the Presidents Proclamation & do most earnestly insist upon their pardons thereby obtained —

The undersigned respectfully pray — That the General Comdg. will suspend this order & give us an opportunity to be heard — And if the General Comdg. ~~the District~~ cannot relieve us from this order, that he will forward this Petition with all necessary papers to Maj. G. Thomas, Comdg. Dept — And that if necessary the same may be forwarded to the President of the United States to whom the undersigned most earnestly and confidently appeal.

Names	Amt. ass^d	Distance from G. Junc^n
John Lowe	$300.00	Five miles
Wily Davis	$800.00	Twenty four miles
Zeke Low	$300.00	Five miles
G. Davis Ripley Miss	$800.00	Thirty miles
Newton Clark	$738.18/00	Six miles [illegible]
H. A. Robertson	$300.00	Eight Miles
B. W. Robertson	$300.00	Eight miles
R L Moody	$500.00	Five Miles
Larkin L. McKenzie	$800.00	12 Miles
B Dancey	$300.00	30
H. Gipson	$250.00	12
B Freeman	$500.00	1
Jas Bowdin	$2700.00	12 Mile [illegible]
J. L. Bledsoe	180.00	

Headquarters Department of Tennessee.
Memphis Tennessee, March 9th 1864
Respectfully forwarded to Headquarters
Military Division of Tennessee, for
the instructions and action of the Major
General Commanding.

E. B.
P. 25.
V. II

George Stoneman
Major General U.S.V.
Commanding.

Z

with enclosures

Wrapper

L. 8 R. G. 1066

L. 31 D. of the [illegible]

L. S. D. G. 1866

L 31 D of the F Feb

Citizens

Petition

To Bvt. Maj. Gen. Jno. E. [illegible]
Comdg. Dist. W. Tenn —

The undersigned living near Grand Junction, Tennessee, most respectfully ask that the proceedings under Special Orders No 23. Jany 27. 1866 against their friends & neighbors may be stopped —

The undersigned know these parties to be most respectable gentlemen and are satisfied that they are entirely innocent of any connection with the injuries complained of by Col. Smith — And this proceeding is contrary to the sense of justice of the entire community & is alarming to all good citizens who desire that we may once more have peace & harmony — We most earnestly appeal to you to protect us & the community from this wrong —

J. [illegible] McClellan
W. A. Moore
J. C. H. Fowler
A. H. Dunlap
W. R. [illegible]ott
Jo[illegible] Cox

M. McGrey
M. M. Dickinson
Hugh A. Wright

W. H. Todd
W. J. Hall
G. M. Bostwick

W. H. Foote
W. J. Wall
G M Bostwick
Wm Dunlun
John L. Woods
J. M. Cox
J. J. Chambers
W. C. Chambers
J. M. Chambers
J. J. Williams
R. P. [illegible]
R W Pegram Near Saulsbury Tenn
Samuel Dreyfus
P. M. Gattin
David Macon
Eli Harris
L M Wellons
J. W. Todd
W. C. Ferguson
N C [illegible]
B Sauls
[illegible] Harrod

M. F. 2 M. D. W. T. 1866

Office A. P. M. D. W. T.
Memphis Tenn Jan 11/64

Braswell

Lewis A.P.
A.P. M. D. W. T.

Respectfully forwards the evidence in the case of Jas Glenn & — Gilmore charged with selling liquor to Soldiers with the recommendation that they be fined the sum of five hundred dollars as they are old offenders to my own personal knowledge

[illegible]

18730½

M. F. 1 M. D. W. O. R. 1/66

Office A. P. M. D. W. T.
Memphis Tenn Jan 1/64

Braswell

Term A. P.

A. P. M. D. W. T.

Respectfully forwards the evidence in the case of Jas Glenn & — Gilmore charged with selling liquor to Soldiers with the recommendation that they be fined the Sum of Five hundred dollars as they are old offenders to my own personal knowledge

18430 1/2

Office Pro Mar Dist
Memphis Tenn Jany 12th 64

Respectfully forwarded
approved

E S Bowen
Brvt Brig Genl Pro Mar

Department of Tennessee,
DISTRICT WEST TENNESSEE.

Office of the Provost Marshal,

Memphis, Tenn., Jan 11 1866

THE UNITED STATES,

vs Jas Glenn & —— Gilmotte

CHARGES ~~AND SPECIFICATIONS.~~ Selling liquors to Soldiers

Affidavit of James A Henderson Private Co "C" 12th Iowa Vol Infty

Personally appeared before me 1st Lieut A P Maxwell A.P.M.D.W.T. One Jas A Henderson Private Co "C" 12th Iowa Vol Infty who being duly sworn deposes and says My name is James A Henderson I am a Private of Co "C" 12" Iowa Vol Infty On the 9" of Jan 1866 While in company with Edward Abbott I bought intoxicating liquor at the "Climax Saloon on the Corner of Second and Beal Sts under No 64 Beal St We were both in full uniform at the time having on U S Great coats The names of the Proprietors are James Glenn & —— Gilmotte

Sworn to and Subscribed before Me This 11 day of Jan 1866

James A Henderson

A P Maxwell
1st Lieut & A.P.M.D.W.T.

Also Personally appeared before me 1st Lieut H P Maxwell A.P.M.D.W.T. one Edward Abbott Private Co "C" 12th Iowa Vol Infty Who being duly Sworn deposes and says my name is Edward Abbott I am a Private of Co "C" 12th Iowa Vol Infty. On the night of Jan 9th 1866 I was out in company with Jas A Henderson of my Co and Regt I saw Mr Henderson buy ~~intox~~ intoxicating drinks at the Climax Saloon on the Corner of Second and Beal Sts under No 54 Beal St We were in uniform at the time having on our Great Coats The proprietors names are Jas Glenn & —— Gilmott

Sworn to and Subscribed before me this 11th day of Jan 1866

Edward Abbott

H P Maxwell
1st Lieut Ed. A.P.M.D.W.T.

M. F. 9. 1864 No. 66

Office A.P. M.D. W.M.
Memphis Tenn Jan 1st/64

Maxwell
Lieut A.P.
A.P.M. D.W.M.

Respectfully forwards the evidence in the case of M. Hicks & J Kendall Charged with Selling Liquor to Soldiers With the recommendation that they be fined One hundred Dollars

File

Office Pro Mar Dist Tenn
Memphis Jany 12th 66

Respectfully forwarded

Approved
E Bostwick
Bvt Brig Genl & Pro Mar

Department of Tennessee,
DISTRICT WEST TENNESSEE.

Office of the Provost Marshal,

Memphis, Tenn., Jan 10 1866

THE UNITED STATES.

Mary Hicks & J. Kendall

CHARGES ~~AND SPECIFICATIONS~~ Selling liquor to Soldiers

Affidavit of James A Henderson Private Co "C" 12th Iowa Vol Infty

Personally appeared before me 1st Lieut A P Maxwell A P M D W T one James A Henderson Private Co "C" 12th Iowa Vol Infty: Who being duly Sworn deposes and Says My name is James A Henderson I am a Private of Co "C" 12th Iowa Infty. On the 8th of Jan 1866 I was out with Mr E Abbott of My Co and I called for and did receive intoxicating liquor for both of us at the Ruth Saloon No 76½ Beal St kept by M. Hicks and J Kendall I was in uniform when I obtained the liquor

Sworn to and Subscribed before me This 10th day of Jan 1866 } James A Henderson

A P Maxwell
1st Lieut & A P M D W T

Also Personally appeared before me 1st Lieut A P Maxwell A. P. M. D. W. Iowa Edward Abbott Private Co C. 12th Iowa Vol Infty Who being duly Sworn deposes and says My name is Edward Abbott I belong to Co C. of the 12th Iowa Vol Infy I was out with James A Henderson on the 8th of Jan 1866 Mr Henderson Called for intoxicating drinks for both of us at the Ruth Saloon No 76½ Peal St This Saloon is kept by Hicks & Kendall We received the liquor called for Mr Henderson was in full uniform at the time

Sworn to and
Subscribed before me
this 10th day of Jan 1866 } Edward Abbott

A P Maxwell
1st Lieut 2d A. P. M. D. W. I.

18732

Tri-Monthly Report
— of —
Civilian, Clerks
employed in the
2d. Div. 25th. A. C.
other than those in the
Qr. Mr. or C. S. Dept.

Jany. 20th. 1866.

REC'D HD QRS
25th ARMY CO
JAN
24

Tri Monthly Report of Civilian Clerks employed in the 2d Div. 25th A. C. other than those employed in Qr. Mrs. and Commissary Departments - Jany. 20th 1866.

No.	Name	Where employed	Station
1.	Wm. E. Todd	Office A.A.G. - H.Q. 2d Div.	Ringgold Bks, Texas
2.	David R. Lewis	" " - " " "	" " "
3.	Luis Treviño.	" " - " " "	" " "
4.	Fred. O. Hunt	" A.C.M. - " " "	" " "
5.	Munson J. Noyac	" A.A.A.G. H.Q. 1st Brig	Indianola " "
6.	Wm. J. Bradshaw	" " - " 2d "	Ringgold Bks " "
7.	J. D. De Witt	" " - " " "	" " "

Respectfully Submitted
T. H. Barrett
Col. 62d U. S. C. I.
Commanding.

To.
2d Lieut. Burton Drew
38th U. S. C. I.
Actg. Asst. Adjt. Genl. 25th Army Corps.

Tri Monthly Report

18733

of

Civilian Clerks

in

3d Division 25th AC

January 1st 1866

Tri Monthly Report of Citizen Clerks
Employed in 3rd Division 25th A.C.
January 10th 1866.

No	Name	Where Employed
1	A. A. Brominade	Office of A.A.G. 3rd Division
2	Jno. M. Murch	" " "
3	Jas. Bordien	" " "
4	H. Brush	" A.Q.M. "
5	A. R. Dassett	" A.A.G. 1st Brigade
6	H. A. Gavie	" " "
7	Mark Davis	" " 2nd "
8	Wm Matthy	" " "

Headquarters 3rd Div 25th A.C.
Brazos Santiago Texas
January 10th 1866

[illegible] Clark
Bvt. Major General
Comdg.

18734

Jan. 10, 1866

Citizen

Tri-Monthly Report of Citizens Clerks
Employed in 1st Division 25th A.C.
for January 10th 1866.

Names	Where Employed	When taken up
Peter Trammel.	A. A. G. O. 1st Div. 25th AC	July 26th 1865.
D. J. Glandon.	" " "	Aug. 1st "
L. S. Savage.	" " "	Oct. 26" "
Jesse L. Bennett.	A. A. G. O. 1st Brig.	June 1st "
A. L. Bleau.	" " "	Dec. 1st "
Ed. Collins.	" " 2nd Brig.	Aug. 1st
T. J. Connell.	" " "	" "

Station
Brownsville Texas
January 10th 1866.

Giles A. Smith.
Maj. Genl. Comdg.

Final Statement 18735

of

Citizen Edwards

Employed in

3rd Division

25th Army Corps

January 20th 1866.

Tri-Monthly Report of Citizen Clerks
Employed in 3rd Division 25th A.C.
January 20th 1866.

No	Name	Where Employed
1	A. A. Bonsinade?	Office of Asst. Adjt. General
2	Jno. M. Murph?	" "
3	Jno Bordier?	" "
4	E. Ferner?	" Asst. Comy. Musters
5	H. C. Luzé?	" A.A.G. 1st Brigade
6	A. K. Garrita?	" " "
7	Michael Sidwell	" " 2nd "

Headquarters 3rd Div 25th A.C.
Brazos Santiago Tex
January 26th 1866

Wm. Clark?
Bvt Major General
Comdg.

M. V. 1. D. M. 18736

Office A.P.M. D.W.T.
Memphis Tenn Jan 5/64

Maxwell 18736
Lieut A.P.
A.P.M. D.W.T.

Respectfully forwards the evidence in the case of Knuckle & Thompson charged with Selling liquor to Soldiers with the recommendation that she be fined One hundred dollars

Office Pro. Mar. Dist. Tenn.
Memphis Tenn Jany 10th 66

Respectfully forwarded
approved

E Bouton
Brvt Brig Gen & Pr Mar

A. A. G.

File

Department of Tennessee, DISTRICT WEST TENNESSEE.

Office of the Provost Marshal.

Memphis, Tenn. Jan 9th 1866

THE UNITED STATES.

vs

Knuckle & Thompson

CHARGES ~~AND SPECIFICATIONS.~~

Selling liquor to Soldiers

Affidavit of James A Henderson Private Co "C" 12th Iowa Vol Infty

Personally appeared before me 1st Lieut A P Maxwell A P M D W T one James A Henderson Private Co C. 12th Iowa Vol Infty who being duly sworn deposes and say My name is James A Henderson I am a Private of Co "C" 12th Iow Vol Infty On the evening of the 8th of Jan 1866 I saw several Soldiers in Uniform call for and receive intoxicating liquor at the saloon known as the Basket Saloon No 206 Main St kept by Knuckle & Thompson Two of the Soldiers wore the Chevrons of Non Commissioned Officers

Sworn to and Subscribed before me this 9th day of Jan 1866 } James A Henderson

A P Maxwell
1st Lieut &c A. P. M. D. W. T.

also Personally appeared before me 1st Lieut A P Maxwell A P M D M T and Edward Abbott Private "Co "C" 12" Iowa Vol Infty Who being duly Sworn deposes and Says My name is Edward Abbott I am a Private of "Co C 12" Iowa Vol Infty. On the 9th of Jan 66 While in Company with James A Henderson of my Co I Saw Several Soldiers Call for and receive intoxicating liquor at the Basket Saloon No 206 Main St Kept by Knuckle & Thompson Two of the Soldiers had Non Commissioned Officers Chevrons on.

Sworn to and Subscribed before Me this 9th day of Jan 1866 } Edward Abbott

A P Maxwell
1st Lieut &c A P, M, D, M, T.

18737

Jan 31, 1866

Ck's

REC'D HD QRS 25TH ARMY
FEB 2 1866

Atty Childs

Tri Monthly Report of Citizen Clerks
Employed in 1st Div. 25 A.C.
for January 31st 1866.

Names	Where employed	When taken up
Peter Trimmell	A.A.G.O. 1st Div. 25 A.C.	July 21st 1865.
E. G. Clauden	" "	Aug. 1st "
L. S. Savage	" "	Oct. 26 "
Jesse Bennett.	A.A.G.O. 1st Brig.	June 1st "
A. L. Bleau	" "	Dec. 1st "
	2nd Brig. no Report Recd. yet	

Station Brownsville
Texas
January 31st 1866.

Giles A Smith
Maj Gen Vols.

~~A. A. G. Corps~~

18738

Jan. 26, 1866

[illegible]

Tri Monthly Report of Citizen Clerks Employed in 1st Div. 25th Army Corps.

for January 20th 1866.

Names	Where Employed	When Entered upon
Peter Trimmell	A. A. G. O. 1st Div. 25 A.C.	July 26th 1865
T. P. Glaudin	" "	Augt. 1st "
L. S. Savage	" "	Oct. 26 "
Jesse Bennett	A. A. G. O. 1st Brigade	June 1st " "
A. S. Bleau	" "	Dec. 1st " "
T. McConnell	" 2nd Brigade	Augt. 1st "
Edwd. Collins	" Dischgd. "	Dec. 31st 1865.

Station Brownsville Texas

January 20th 1866.

Giles A Smith
Maj. Genl. Comdg.

H. 14. D.W. 1866

. 18739

Hd Qrs. Provost Court.
Alexa Va. Jan 9. 1866.

Hambrick Paul. R.
Capt. and Pro Judge

Forwards Court-Martial
Proceedings in the case
of Obed. Harris (Col'd)
v.s.
James Wells.

Filed

Fr. Beuccal aufgnos
orden
5.7.J

Head Quarters Provost Court
Alexandria Va Jany 9th 1866

Col J H Taylor
A. A. Genl
Dept of Washington

Colonel

I have the honor to Submit the proceedings and findings in the Case of Harriss Vs Wells Concerning the right of Property and which after a Careful investigation – I have given the Opinion attached thereto – The horse is in the possession of Mr James Wells having been turned over to him by Obed Harriss Colored, pursuant with a former decision given by me Oct. 12th 1865

The Case is now before you for your action

I ame Colonel
Most Respectfully
Your Obt Servt
Paul R Hambrick
Capt & Provost Judge

Obed Harriss Colored
vs
James Wills

7

Head Quarters Provost Court
Alexandria Va Dec 11th 1865

Obed Harris Colored
vs
James Wells

Complaint — Illegal possession of property to wit one brown Horse which the said Obed Harris Colored Claims was Stolen from him on or about the 12th of April 1864

Plea — That the defendant James Wells has not the Horse spoken of in the Complaint in his possession and that the horse now Claimed by the said Obed Harriss Colored was purchased by him James Wells on or about the first of July 1865— that the horse which is said to have been Stolen from the said Obed Harriss has never been in his James Wells possession.

The Court then proceeded with the trial.

John Robertson Colored being duly sworn says— I saw the horse Claimed by Obed Harriss whilst on his farm — I Cannot say when he bought the horse. I knew the horse one year.

The Horse was Stolen from Mr Harriss

about one year ago the Horse had marks as follows hind feet white Star in the forehead and a roman nose would be Called a brown horse. dont Know his height or his age I have seen the horse now in possession of Mr James Wells

I Know that the horse now Claimed by Mr Harriss is in the possession of Mr Wells Obed Harriss bought the horse from Mr George Lee

Anthony Harriss Colored, being duly Sworn Says Obed Harriss bought the horse he now Claims from Mr George Lee in the Spring of 1862 Was a dark brown horse, hind feet white Star in the forehead Some would Call the horse roman nose — bunch of roan hair on left hip — If this was on the horse when he was first purchased I did not see it, but after working the horse, I saw it — It is larger now than then and the only reason I Can give for this is that it grew larger as the horse grew older —

the horse had a flush mane and tail Had a quick trot, did not pace when he was in the possession of Obed Harriss, but my impression is he Could have been learned to pace — was Compactly built and was in good order when taken which was the 12th of April 1864.

I did not see the horse again until Sept. 1865 about seventeen months after he was stolen

I saw him then in the yard of Mr Wells.
I had gone to Mr Wells for the purpose of seeing if it was the horse which had been stolen from Obed Harriss — The Case Came before Capt Arms I Cannot say whether in the month of August or September 1865.

I went before Capt Arms to prove the horse — He requested me to swear positively that the horse then in the possession of Mr Wells was the horse which had been stolen from Obed Harriss — I was fearful to do this as I did not know what might result from such a thing, if Mr Wells should prove that the horse in question was not the one claimed to have been stolen — Capt Arms would not let me swear to marks on the horse but wanted me to swear as above stated —

The horse now in possession of James Wells has every mark Corresponding with the marks on the horse Obed Harriss lost — I Can swear to the best of my knowledge and belief that the horse now in Mr Wells possession is the one which was stolen from Obed Harris. The horse had one particular mark besides the marks spoken of in the first of this testimony —

This mark was a lump on his Sheath which resulted from Castration, this was on him when Obed Harriss purchased him from Mr Lee —
I have heard that lumps of this nature has been the result of altering a horse but this was

the first Case I had ever Seen and it made an impression on my mind — I am a Cousin of Obed Harriss the Complainant in this Case —

Cross examined

Mr Arms did not Swear me when I went before him the horse is larger now than when in possession Obed Harriss — the horse is Certainly of the Same Color, and in every manner exactly resembles the horse Stolen from Obed Harris except he is larger and the roan Spot has grown larger. I have had horses Spread after they arrived at the age of Seven.

Moses Harriss (Colored) being Sworn Says I have Seen the horse Mr Wells has in his possession at this time to the best of my Knowledge and belief it is the Same horse which was Stolen from Obed Harriss — in Spring 1864 — I am thus positive for the following reasons; this horse in the first place exactly resembles the one which was Stolen from Obed Harriss and he had besides general marks a lump on his Sheath about which I used to plague Obed and tell him that when he again purchased a horse to buy one which had been Cut

the horse had a Star in fore head, hind feet white dark brown Slightly roman nosed, Compactly built, did not pace — but had a Short Walk and might have been learned to pace — the

first time I saw this Horse after being Stolen was at Mr Taylors funeral in 1865. Obed Harriss bought the horse from Mr George Lee - he had the horse in his Possession for nearly two years before he was Stolen from him

Cross examined

When I saw the horse at the funeral I said to Obed, that must be your horse if not they are as like as two peas" - the horse had a roman nose In my opinion the horse is about the same size of the one Stolen from Mr Harriss in 1864

Sandy Harriss Colored, being duly Sworn says - I have seen the horse Mr Wills has in his possession and which is Claimed by Obed Harriss as the one which was Stolen from him Spring 1864. and to the best of my knowledge and belief it is the Same horse which had been Stolen from Obed Harriss at the time Specified

My reasons for knowing the horse are marks upon him and his action I worked the horse when he was in the possession of Mr George Lee before Obed Harriss bought him. I afterwards worked him whilst in the possession of Obed Harriss the horse had white hind feet - Spot in forehead roan mark on left hip - nose inclined to be roman Compactly built. did not pace had a quick gait was not much of a riding horse -

I first saw the horse

after he was Stolen from Obed Harriss at Fair fax Court House- this was at a trial before Capt Armes about the horse — when asked to Swear to the horse I was told by Some one that a mark had been discovered on him which was Said to be united States brand. I then refused to Swear to him — for I knew that Obed Harriss horse had no brand on him -

Cross Examined

I was afraid to Swear to the horse because the mark had been Said to have been Seen by Some of the Soldiers present = the horse is about the Same Size and Color as the one Stolen from Obed Harriss.

William Jordan Colored, being duly Sworn says I Saw the horse now in possession of Mr Wells and Claimed by Obed Harriss as the horse which was Stolen from Obed Harriss April 12th 1864 at Mr Wells House in August 1865

I went to Mr Wells house for the purpose of identifying the horse, to the best of my Knowledge and belief it is the Same horse which was Stolen from Obed Harriss — I worked the horse whilst in the possession of Mr Obed Harriss and paid particular attention to him had white hind feet white Star in his forehead Roman nose flush Mane and tail had a lump

on his Sheath did not pace, had a quick trot was a good sized horse — dark brown and a white speck on his left hip I was at a former trial about this horse and the reason why he was not sworn to there was that some one said that a brand had been discovered on him and that he was a Government horse so all of us Concluded not to swear to him

I afterwards swore to this horse before Lieut J. B. Smith

Cross Examined

when asked by Lieut Smith if I would be willing to swear to the horse I told him that as far as I knew of the horse I would —

The horse is of the same size and same Color as the one Stolen from Obed Harris —

Richard Harris, Colored, being duly sworn, says he will not swear positively that the horse in question is the horse which was Stolen from Obed Harris, but thinks it is the same horse on account of marks which Correspond, he is the same size except he is not now in the same order as when Stolen. to the best of his knowledge and belief. believes it to be the same horse — Obed Harris's horse would not pace when he was Stolen I do not know the age of the horse

Defence

~~Let R H Cockerilles Evidence taken at the 10th 1865~~
~~mark in the place which I will point out~~

See R. H. Cockerilles Testimony page 11

Cross Examination of R H Cockerill

I put the mare to the horse on the 1st day of June 1856 and the Colt was folded on or about the 1st day of May 1857 - I kept the Colt until he was two years old when as stated in my evidence I let a Brother in law of mine named Phillip Lee whose farm adjoins mine have him - the horse which was said to have been stolen from Obed Harriss would have been eight years old last Spring - I think the horse now in the possession of Mr Wells is older would say he was ten or eleven years old -

George Lee being duly sworn says - In the Spring of 1862 I sold to Obed Harriss Complainant in this Case a horse I do not exactly remember his age - the horse I let Obed Harriss have had a prominent Roman nose - full fore top mane and tail - white hind feet not certain whether one or both - Star in the forehead He had no white mark on him when in my possession as described as being on the hip of the horse in dispute and if there was any knot on his Sheath it escaped my observation. - I think I would know the horse again if I was to see him - I went with Obed Harriss to identify the horse in the latter part of

the Summer — I could not Swear to the horse as being the one I let Obed Harriss have — I had thought I Should Know the horse but when I arrived I could not State on my oath that it was the horse — I thought at the time that it resembled the horse which had been Stolen from Obed Harriss.

But I can now See a marked difference between them. the horse Mr. Wells has is rather a lenghty horse, Straight nose and a dark horse — near a black — If it is the Same horse he has grown to be much longer much larger and much darker has learned to pace and in fact if the Same horse you may Say he has altogether Changed — To the best of my Knowledge and belief I do not believe it is the Same horse — when I first went with Obed Harriss to See the horse I told him the horse was not the one I let him have and he appeared Satisfied — He afterwards got dissatisfied and had the matter investigated.

I am more positive now that it is not the Same horse I let Obed Harriss have, after thinking Carefully over the matter

Cross Examination

I do not Know how old the horse was when I let Obed Harriss have him I told Obed Harriss that the Colt was folded at my brotherinlaws who let my brother have him and I purchased him of my brother — I kept the horse for two years before

letting Obed Harriss have him — I told Obed Harriss when I first examined the horse that there was a marked difference in the horses about the nose and gait — a Difference in a mark on the hip which was not on the horse I let Obed Harriss have and there is one on Mr Wells horse — the horse Mr Wells has was Sunburned at the time I was first Called upon to examine him and he did appear at that time very much like the horse I let Obed Harriss have in Color — I ame now positive that the horse Mr Wells has is not the one I let Obed Harriss have —

James Keys being duly Sworn says — I saw the horse Mr George Lee Sold to Mr Obed Harriss This was before the Sale I have in fact Known the horse ever Since he was foaled — Obed Harrissy horse was a brown horse Star in forehead — long necked Short body — Compactly built — I Saw the horse after Obed Harriss bought him I Saw him in 1863 when Obed Harriss drove him to my house — I Saw no lump on his Sheath nor white Spot on left hip — was not a riding horse and only fit for a Draft horse — I have also seen the horse now in the possesion of Mr Wells and there is a difference of Color and in fact every way; is a much longer Coupled horse than the one Obed Harriss had, is a much finer horse

and when I first examined him said to Phillip Lee that it was not the horse that Obed Harriss had stolen from him.

I ame somewhat acquainted with horse flesh and can safely say that if the horse now in the possession of Mr Wells is the one stolen from Obed Harriss that a great alteration has taken place — Mr Wells horse is a much finer horse every way.

Cross Examined

Did you not tell Mr Obed Harriss that when I drove the horse up to your house - you had not noticed the horse in question sufficiently to identify him.

Answer I do not think I did If I did - I most certainly did not know what I was saying.

R H Cockerille being duly sworn says I ame a Citizen of the County of Fairfax State of Virginia In the year 1857 a horse was folded on my farm from a mare belonging to me I raised the Colt and when two years old I let a Brotherinlaw of mine Mr Phillip Lee of Fairfax Va have the Colt — He kept the horse until 1861 when he let Mr George W Lee have him and in 1862 he George W Lee sold the horse to Obed Harriss Plaintiff in this Case this horse would weigh about nine hundred

900, pounds Dark brown Fifteen hands high Roman nose roach back and Compactly built - had little action and was not a pacer

The Horse now in question and owned by James Wells was not raised by me on my farm the horse which was folded on my farm and which I let my Brotherinlaw have and which finally was traded to Obed Harriss is entirely a different horse from the one now in the possession of Mr. James Wells.—

Mr. James Wells horse being as much larger horse loosely built with a Straight face and a pacer - the horse that I raised would have been eight years old this Spring Mr. Wells horse is ten years old - I am a Judge of horses - have raised a great many - and can easily tell when I see them any horse folded on my farm and raised by me -

I can swear positively that there is a marked difference between the horses in question and that the horse now in possession of Mr. Wells is not the one Mr. George Lee let Mr. Obed Harriss have.— See cross examination on page 8

Finding

The Court after duly Considering the evidence finds that the horse taken from Obed Harriss by parties unknown is not the horse now in the possession of Mr. James Wells

based upon the following Reasons

I The horse in the possession of Mr James Wells is much older than the one taken from Obed Harriss.

II The horse in the possession of Mr James Wells has a large mark covering his left hip in which many Gray hairs are to be seen, which Could not possibly have been placed there by fraud as the mark is natural and must have been on the horse when folded — This mark was not on the horse Stolen from Obed Harriss

III The horse in the possession of James Wells has a Straight face. the one Stolen from Obed Harriss had what is Known as a Roman Nose.

IV The only resemblance between the horses in question appears to be in Color — Consequently the Court sees no reason for Changing its Opinion rendered in a former trial before this Court on the 12th day of October 1865

Paul R. Hambrick
Capt & Provost Judge

18740

H. 17. B. Jr 1866 Cit

Hd Qr Pro Courts
Alexandria Va Jan 17/66

Hambrick O. B.
Capt & Pro Judge

Forwards reports of
Col Cases tried and
disposed by him during
the week ending Jan 13/66

Filed

Head Quarters Provost Court
Alexandria Va. Jany 14th 1866

Col J H Taylor
A. A. Genl
Dept of Washington
Colonel

I have the honor to forward to you a report of Colored Cases tried and disposed of by me during the week ending January 13th 1866

I am Colonel
Most Respectfully
your Obt Servt
Paul R. Hambrick
Capt & Provost Judge

William H. Turner (Colored)

vs

John Groves

Filed

15

Head Quarters Provost Court
Alexandria Va Jany 9th 1866

William H Turner Colored,
vs
John Groves

Complt Debt amount $1.00

Confessed judgement and paid.

Paul R Hambrick
Capt & Provost Judge

Francis Lowry Colourd

Vs

Mathew McKown

15 –

Head Quarters Provost Court
Alexandria Va Jany 12th 1866

Francis Lowry Colored
vs
Mathew McKown

Complaint | Debt | Amount | $ 2 - 00

Settled by Compromise $ 1 - 00
as the work done was not Substantially
done which was proven by two Masons

Paul R Hambrick
Capt & Provost Judge

Rachael Russell Colored
vs
Simon Waterman

15 —

Head Quarters Provost Court
Alexandria Va Jany 15th 1866

Rachael Burrell Colord
Vs
Simon Waterman

Complaint — Unlawful possession of Property To Wit one (1) trunk and one (1) feather Bed.

This is a Case of a former Slave against master — It appeared that Rachael Carried the articles in question, with her to Mr Watermans, at the time Waterman purchased her from a former master, that the articles was the private property of Rachael at the time of Said purchase. On her emancipation She Claimed the property and now Sues for its return.

Finding — The Court decides that any property which was Rachaels at the time She was purchased and Carried with her to her late owner Should be Returned to her

Sam R. Hamilton
Capt & Provost Judge

United States
vs
James Denton, Colored,

Head Quarters Provost Court
Alexandria Va Jany 10th 1866

United States
vs
James Denton Colored

Charge — Theft

Specification — In this that the Said James Denton did ~~without authority~~ take from the United States without any authority whatever a piece of lumber then lying near Battery Rogers in Alexandria Va and for which Capt P B Blish is responsible; and did take the said lumber away from the premises of the U.S. and did carry the Same to his James Dentons residence in the Said City of Alexandria Va.

This at Alexandria Va
January 10th 1866

To which the prisoner pleaded as follows

To the Charge — Not Guilty
To the Specification — Not Guilty

The prisoner then offered the following explanation —

That he seen the lumber lying at

the Said Battery Rogers and deeming it unfit for use and of no Service to the United States did take one plank for the Purpose of making himself a Shelf in his prisoners house

Findings

The Court after duly Considering the evidence adduced finds the prisoner James Denton as follows.

To the Specification of the Charge — Guilty
To the Charge — Guilty

And does therefore Sentence him to Confinement in Slave pen at Alexandria Va for the Space of Ten (10) days

Paul R Hambrick
Capt & Provost Judge

United States
vs
James Denton Colored

Report of Colored Cases tried and disposed of by Capt Paul R Hambrick Provost Judge at Alexandria Va for the Week ending Jany 13th 1866

	Name	Charge	Disposition
1866 Jany 9th	Andrew Henson Col'd vs John Groves	Debt Amount $2.00	Confessed Judgement and paid
Jany 9th	William McVinna Col'd vs John Groves	Debt Amount $1.00	Confessed Judgement and paid
Jany 10th	United States vs James Denton Col'd	Theft	Sent to Slave pen for 10 days
Jany 12th	Francis Lowry Col'd vs Mathew McKoon	Debt Amount $2.00	Compromised for One (1) Dollar and paid
Jany 13th	Rachael Rennill Col'd vs Simon Waterman	unlawful possession of Property	Property to be returned by Defendant

Andrew Hansen Colo
vs
John Grover

Head Quarters Provost Court
Alexandria Va. Jany 9th 1866

Andrew Henson Colored
vs
John Groves

Complt Debt - amount $2.00

Confessed judgement and paid

Paige R Hanstnet
Capt & Provost Judge

W. 22. D.W. 1866.

Washington 18741 D C
January 10th 1866

Frank Weaver
Citizen
W. 10 Vol. 1 D.W. 1866.

Forwards affidavit of charges against certain persons in Fredericksburg and requests that they may be put under arrest on Friday next

Two Enclosures

Filed

C. H. Lyons [illegible]

Hd Qrs Dept of Va
Richmond Va Jan 13/66
Respectfully referred to the Comdg Officer at Fredericksburg. Va who will cause the within named men to be arrested if they can be found and report the fact by telegraph to these Hd Qrs
By command of
Maj Genl Terry
Ed W Smith
A. A. G.

Recd Fredericksburg Jan. 14

Head Quarters
Fredericksburg Jan. 15/66

Respectfully returned to Maj: Genl Terry. Comdg. Dept. of Va.
Frank Weaver. was here on Friday last. saw the man referred to in his affidavit - but does not recognize him. and does not wish the arrest to be made. Weaver wishes these papers sent to his address at Washington D.C.

Chas. P. Baldwin
Lt. Col. 11 Mich Vols:
Comdg.

Return to Genl Augur
Attention to endt. of Genl
[illegible]

Hd Qrs Dept of Va
Richmond Va Jany 7/66
Respectfully returned to
Maj Genl C. C. Augur
Comdg Dept of Washing-
ton. whose attention is
invited to the endorse-
ment of Lieut Col
C. P. Baldwin, 11th
Maine Vols, Comdg at
Fredericksburg.

Alfred H. Terry
Major General Comdg

Washington D. C
January 10th 1866

Messrs General Terry

The accompanying papers will Explain to you the reason why I thus address you. I have seen General Augur, and he is well satisfied of the Justice of my Claim &c

I will be at the Provost Marshal's Office at Fredericksburg on Friday next At the Hour of one O'clock My wish is that you should Order the Arrest of the Parties mentioned in the Affidavit accompanying this Letter, or so arrange it that they can be arrested [illegible] Friday Next for I

I will have my
witnesses in Fredericksburg
on Friday next at the
hour of One o'clock
P. M. [illegible] Yours
Truly &c.

Frank Weaver

Adjutant General

C. C. Augur

Affidavit of

Hd. Qrs. Dept. Washington
January 8. 1866

I hereby [illegible] the [illegible] by [illegible] to the best of my knowledge and belief the within statement is correct. I remember hearing of the affair at the time.

C. C. Augur
Maj. Genl.

Rec'd. Hd. Quar. Dept. [illegible]

File

Hold subject to
Mr Weaver's case
MW

To Major General Augur Commanding the Defences of the City of Washington D.C.

Frank L. Weaver of the City of Washington D.C.

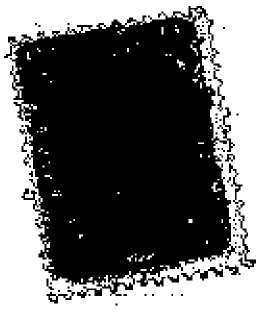
Your Petitioner after being Sworn according to Law declares That One Jones Himan did On or about 8th Day of May 1865 obtain a permit from the Secretary of War to take Some Eight Hundred Dollars worth of Goods to Warrenton, in the State of Virginia That the Heiman did employ Your Petitioner and Affiant, to Haul Said Goods for him to the Said Town of Warrenton aforesaid That Your affiant did use his your Affiants Horses and Wagon to do so That Your Affiant was accompanied by the Said Heiman When They proceeded as far as Groveton or Some three miles beyond the Battle Field of Bulls Run. When Your affiant and the Said Heiman were assailed by Two Horse men who presented Revolvers at Your Affiants Head as wel as at Himan And Ordered us to halt and get out of the wagon and Surrender Ourselves as prisoners which we complied with when they drove into woods Some distance and then made us fast to the wheels of the Wagon. They the Said Parties we then recognised them to be Fredrick Smith Son of William Smith Ex governor Smith of Virginia aged about Twenty Years and One John Smith aged Some 19 or 20 years Son of One Dr Smith Resideing on the Plank Road leading from Fredricks Burg Va That Said Fredrick Smith and John Smith aforesaid did then and There Rifle Said Wagon of all the Goods that was in it Consisting of Dry Goods. Boots & Shoes &c

To the value of $800 being the property of the Said Hinan and one Silver watch of the value of $25.00 likewise a new Suit of cloaths that the Said Hinan had on they compelled him to Strip it off him and give the Same to them, it being of the value of Sixty Dollars Also $120.00 in currency They the Said Fredrick Smith and John Smith aforesaid did then and there Take the Horses from the Wagon and Straped Said Goods on Said Horses Said Horses being of the value of $500.00 and being the Property of your Affiant. That then and there that They the Said John Smith and Fredrick Smith did Rifle the Person of your Affiant, of One Silver Mounted Revolver of the value of $20.00 also of One Silver Watch of the value of $25.00 likewise Fifty Eighty Dollars in currency and thirty Dollars for Repairing wagon All being the property of Your Affiant They the Said Fredrick Smith and John Smith did Set your Affiant Loose as well as the Said Hinan and then and there Feloniously and wilfully did take and carry away Said Goods Watches Revolver Suit of Cloaths and Harness which was worth $50.00, That your Affiant has never recovered any of the aforesaid Horses or any Other Article enumerated by him as his property, But that He did write to William Smith Ex Governor Smith aforesaid Requesting him to have his property restored to him which was taken by the Said Fredrick Smith aforesaid being his Minor Son. That the Said William Smith returned for Answer, that He was not accountable for what his Son had done and that His Son had taken the Same from

as if he was takeing the Same from the [illegible]
while at War for the Southern People did not
declare peace yet. That no person did but the
Yankees That your affiant is informed and
believes That the Said Frederick Smith is
at present Sucking about his Father's
Premises in ~~County~~ Fauquier County in the State of
Virginia and also that the aforementioned
John Smith is resideing with his Father
Dr. Smith One Mile from Fredericksburg
Va. That your Petitioner being this Affiant
That You Might faceilitate and aid him
in bringing the above persons to trial
by aiding your affiant as aforesaid So
That Justice may be done in the premises
and He will pray &c.

District of Columbia }
County of Washington } Sct.

Frank G. Weaver



Sworn to and Subscribed before
me this 8th day of January AD 1866
J. A. Boswell J.P.

Chas
[illegible] subpoena
Mr Weaver's case
[illegible]

R. 43 Vol 2 Va 1866
F. 18742

Richmond Va Jan 3 1866

Refugees Freedmen & Abandoned Lands Bureau of
By O Brown
Col & Asst Commr

Forwards petition of J. T. Wilson and others for permission to organize a militia company. –

File

Recd Dp Va Jan 31 1866

B.R.F.&A.L.
Office Asst Supt.
Norfolk Va. Jany 25th

Respectfully forwarded to Capt. A. S. Flagg A.Q.Mr.

The matter is so well set forth in this petition, that it is not necessary for me to comment thereon —

I know Mr Wilson and regard him as a gentleman worthy of confidence, and his petition merits a careful consideration — Deeming the matter of too great importance for my decision, I forward it for instruction.

Charles E. Johnson
Asst Supt

E.13 249 –

Office Supt, &c
Norfolk Va
Jan. 25th 1866

Respectfully forward-ed to Col O Brown Asst Commissioner State of Va Bureau R F & A L, Richmond Approved. I think if the military authorities should require support they could rely on the patriotism and usefulness of a Colored Company schooled to the use of arms. And believe there should be no discrimination against Colors in Military organizations

B. S. 181

A S Flagg
Supt & Supt

1.25.66 - 126.66

Bureau R F & A L
Hd. Qr. Asst. Com. State of Va
Richmond Va Jan. 31/66

Respy forwarded to Maj. Genl Terry Comdg Dept of Va

O Brown
Col & Asst Com.

Recd Jan 31 1866

File

Hd Qrs Dept Va
Jan 31
1866

Petition for the Organization of a Militia Military Company.

To the Asst Supt R. F. and A. L.
Norfolk Va January 28 1866

Sir,

The undersigned loyal citizens of the city of Norfolk, desiring to acquaint ourselves more fully in the science of arms, do earnestly petition that the privilege be granted us to organize ourselves into a militia military company for social drill and exercise, under such rules and regulations as may be made and ascribed to us.

As we have stated, our great aim is knowledge - in it are our pleasures, while it is too our right constitutionally. Were it not we would not ask to enjoy but rather to provide. But as the provisions are made we only ask that we be permitted to enjoy it in common with others.

The amendments to the Constitution of the United States thus declare in the 2nd Art.

"A well regulated militia being necessary to the security of a free state the right of the people to keep and bear arms shall not be infringed".

By this we understand that it is not only our Right, but that party prejudice

should not prevent the enjoyment of it, and we earnestly hope as law abiding citizens that our petition be granted and that we be furnished with the necessary arms and Equipments -

Pledging to remain ever dutiful to our country

Joseph T. Wilson

Wm Sparrow

P. Turpin

A. A. Pollock

T. W. Watkins

George Johnson

Luke Johnson Jr

Cornelius Malburn

Edwd. Miller

Wm Miller

Charles Owens

James Micks

Emmitt Keeling

Wm Irvin

Samuel Henderson

Wm Hamilton

Jm Poole

Charles Young

W 23 D.L. 1866

18742

New Orleans Jan 24th 1866

Whitaker J.S.

Attorney

Requests a modification of Special Orders No 146. discontinuing proceedings in the suit of Alfred Hennen vs John Galpin, in the 6th District Court.

File

See W 265 D.L. 1865

See S.O. Jan 26th 1866

Recd D.L. Jan 26th 1866

New Orleans La. Jan'y 24, 1866.

General:

It appears that some rent was due by John Galpin to Alfred Hennen, prior to the time when Mr. Galpin began to pay rent to the Government, to wit:- prior to the 1st day of August, 1863. Extract 7, Special Orders, No. 146, discontinues the action in case Alfred Hennen vs. John Galpin, No. 17153, Sixth District Court.

It is proper that this Order should be so far modified as to enable the Plaintiff to recover the amount that may be actually due him.

I respectfully suggest the propriety of such modification.

I have the honor to be,

very truly yours,

J. S. Whitaker.

Maj. Genl. E. R. S. Canby,
Comdg. Dept. of La.

W. 3. R. L. 1866
18744

New Orleans Jany 3rd 1866
Warner, Gilmore & Co

Requests the return of C.S. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] 1864, and now in possession of the Q. M. Dept.
one Enclosure

Headquarters
Department of Louisiana
New Orleans, Jan. 5. 1866

Respectfully referred to Colonel S. B. Holabird Chief Q.M. Dept. Louisiana

By order of
Maj. Genl. E. R. S. Canby
[illegible]
S. O. [illegible]
Asst. Adjt. Genl.

Respectfully returned with [illegible]
S. B. Holabird
[illegible]

[illegible] R. L. Jan 5th 1866

Office Chf Qr Master
Dept of La
N. O. Jany 9. 1866

Respectfully referred to Capt J. B. Neall, A. Q. M. for report who has the furniture required in the public service

S. B. Holabird
Col & Chf Qr Mr
Dept of La

Let this furniture be
returned in the usual
condition

Office Asst. Q. Master
New Orleans La
9 Jany. 1866.

Respectfully referred to Brvt Lt. Col. E. S. Allen, A. Q. M. for report if the within named furniture is in his possession and can be spared without detriment to the service.

J. B. Neall
Capt & A. Q. M.

Office A. Q. M. N. O. Jany 12/66
Respectfully returned to Col S. B. Holabird Chf Q. M. & calling attention to endorsement of Br. Col E. S. Allen
J. B. Neall

B. 236

New Orleans
Jan 10" 66

Capt. J. B. Dexter

Refers letter of New Warren Gidmore & Co relative to Desks and Safe owned by them.

New Orleans
Jan 10" 1866

Respectfully retd to Capt. J. B. Dexter. The Iron Safe was left at No 5. Front St on my vacating that Building the 1st inst. The Desks are now in my possession & can be spared

E S Allen
Bvt. Lt Col
A.S.C.

State of Louisiana }
Parish of Orleans }

Before the undersigned a duly commissioned Notary Public in and for said Parish & State. Personally appeared Robert S. Weir and F. B. Fleitas both residents of New Orleans the first being the attorney in fact of Warren & Crawford Cotton Factors in New Orleans the latter named being Sales Clerk who both being duly sworn say that One Iron Safe of Adams & Marvin's make No 11,660, one long standing desk of black walnut, both in the 3d Story, one black walnut sitting desk on the second story which is now used by Capt Allen Asst Quarter Master at No 5 front Levee or Poydras street. are the property of Warren Gilman & Co in Liquidation of whom said Warren & Crawford are the Liquidators duly appointed by 2d District Court of New Orleans.

Sworn to & subscribed before me
this 30th December AD 1865

R. Brennan
Not Pub

Robt. S. Weir

F. B. Fleitas

vacancy was vacated by ...

New Orleans
Jany 3rd 1866

Genl E. R. S. Canby
Commanding
General,

We have the honor to request that you will cause the office Furniture that was taken from our office No 45 Carondelet St some time in the year 1864 and is now in the asst Quartermasters office at the Corner Common & Front Sts, to be returned to us, to wit:

One Iron Safe
One Standing Desk
One Sitting do

all of which have been identified & proved to be our property, as per affidavit annexed and which was taken from our office after said building was vacated by Capt.

Jno. W. McClure A.Q.M. but has never been turned over to the agent of the Treasury Dept. as required to be by the 5th Sectn of the act of Congress, Appd July 17th 1862 for Confiscation, nor was the said property ever abandoned, or in any way liable to seizure, as was well known to Capt. McClure, when he turned our agent out said premises and took possession thereof.

The evidence of our Loyalty is on file with the releas of our Building No 45 Carondelet St in the office of the Asst. Comr. B.R.F. & A. Lands.

Very Respectfully

Warren G. Arnold & Co

In Liqua

Per pr. Warren Hanford

We hereby Certify to the Loyalty of the above petitioners.

I have conclusive proof by receiving evidence, to Genl Canby and Gen Frederick by Mr Conway that these parties are Loyal Citizens

J. A. McCay — 81 St Charles

W 4 (?) 18745

New Orleans La

January 25/66

Whitaker J S

Attorney

Forwards
recommendation
that the prosecution
of the suit of U S Ev-
ans vs Martha G
Winder be stayed.

File

Recd D 2 Feb 16" 1866

New Orleans, Jan. 25, 1866.

General,

I have the honor to call your attention to the following statement of facts, and to request of you such action in the case as seems warranted by simple justice as well as humanity.

Suit No. 216, in the United States Provisional Court was instituted by S. S. Evans et al. vs. Mrs. Martha G. Winder, a loyal resident of Terrebonne Parish La., for about $14,000. a balance due plaintiffs for work done on and materials furnished for her house, before the war. She has steadily endeavored to liquidate the debt, and before the above suit was brought had paid on account about $6,000. Judgment was obtained against her, plaintiffs refusing to accept her tender on account of $4,000., the proceeds of her small crop for 1864. Execution was ordered, but was stayed by order of the Provost Marshal of Terrebonne Parish, on Mrs. Winder's paying into his hands for plaintiffs $1500. on account. As the execution of the order for "seizure would have ruined Mrs. Winder, who under ordinary

circumstances would have had no difficulty in paying the whole claim, she appealed to Gen. Hurlbut, then commanding Department of the Gulf for stay of proceedings, and obtained that relief for one year under Special Orders No. 87, of date of March 31st, 1865; by which orders the Provost Marshal of Terrebonne Parish was directed to pay over to plaintiffs the $1500. received from Mrs. Winder, to be applied on the judgment.

Plaintiffs applied for a new investigation and a commission examined the case, and reported. In consequence, "extract 2, of Special Orders No. 115. Headq.rs Dist. of Lafourche, La.," issued May 1, 1865, required Mrs. Winder to pay over immediately $5000. to plaintiffs. On the matter having been brought to the notice of Gen. Banks, then in command, the orders as above were modified so as to require the payment of $1000, instead of $5000, immediately, and Mrs. Winder was directed to give a bond for the payment of $4000. further in January, 1866. This order of Gen. Banks is contained in extract 7, of Special Orders No. 120, May 6th, 1865. Plaintiffs refused to accept the $1000. and the bond offered in compliance with this order, though good security was offered.

Mrs. Winder had no doubt as to her ability to discharge the debt by January, 1866. Her crops were flourishing and promised a very profitable return. She paid the freedmen employed by her in full, and to an amount which would have enabled her to discharge the obligation, or nearly so, had she with held it. The crevasse caused by U.S. military operations at Point Coupee Parish, and by natural causes at a place near Baton Rouge, flooded her plantation almost completely, the water standing upon her cultivated lands generally to a depth of from four to seven feet. This misfortune for which she is not responsible, and for a part of which, at least, the United States is responsible to some extent, has made her farming operations a complete failure for the year 1865, when under ordinary circumstances her profits from a year's labor have amounted to a handsome fortune.

I have known Mrs. Winder intimately for nearly twenty years. I know that she will pay this claim as soon as she can obtain the money for it. It is impossible for her to do so now, and there is little chance that she can do so before she has matured another crop. If she is permitted to carry

on her plantation unmolested this year, in all reasonable probability she will free herself from all pressing difficulties before the end of January 1867. But for the devastation caused by overflow she, beyond a doubt, would have paid plaintiffs in full before this. She has not paid expenses and with every disposition to pay plaintiffs, she is powerless.

If this judgment is executed on her property she will be irretrievably ruined. With reasonable additional delay she will be saved from such fate, and claimants will receive their due. Other creditors will also be protected and their ~~dt~~ demands met in full. She has shown her disposition to do all in her power for plaintiffs. They have not accepted her repeated tenders of instalments, nor met her with any spirit but that of determined hostility. They have refused to accept what has been offered under military orders, when those orders have been dictated in accordance with a just and equitable and merciful policy.

I have the honor to be
Very Resp'y,
Yr Ob't

J. S. Whitaker

Major General
E. R. S. Canby,
Commdg Dept of La;
&c. &c. &c.

18746

In monthly Report of
Civilian Clks. Employed
in the 2d Brig. 1st Div 20th AC
during the Month in the
Qm. or Comy Dept

Aug 31st 1864

"Returned"

Tri-monthly report of Civilian Clerks Employed in the Second Brigade, First Division Twenty fifth Army Corps. other than those Employed in the Qr. Mr. or Commissary Department

No.	Name	Where Employed	Station
1.	Wm. Bradshaw	H.Q. 2d Brig. 1st Div. 25th A.C.	Ringgold Barracks Tex
2.	J.D. DeWitt	" " "	" " "

Respectfully Submitted

Lt. Col. [illegible]
Comdg. Brig.

H.Q. 2d Brig. 1st Div. 25th A.C.
Ringgold Barracks Tex
January 31st 1866

S. Webster E. Moffett
187 January 9th 1871

Smith, Bros
& Co.

Request copy of orders relative to their arrest, & enclose former letter to Genl Dix on the subject.

Ats

Boston, January, 20 1866

Maj. Genl. Joseph Hooker,
Comdg. Dept of the East.
New York. Sir, We enclose copy of a letter addressed to Maj. Genl. Dix, under date of the 17th. inst.

In a reply under date of the 17th. inst. Genl Dix writes as follows:

"I am no longer in the "military service and have no control over the papers "you refer to, as they were official and were left "by me at the Head Quarters of the Department "of the East in this City when I was relieved in "command by Maj. Genl. Hooker in July last."

"Of my willingness to afford you any infor-"mation in my power I beg you to be assured. "But there is none in my possession, nor have I "a distinct recollection, without any papers be-"fore me, of the orders, under which the proceedings "against you were instituted."

We respectfully solicit, therefore, from

the records or papers in your possession a copy of the orders above mentioned.

We are very respectfully,

your obedient servant

Smith Brothers & Co.

Copy—

Boston, Jan. 16/66—

Maj. Genl John A. Dix—
New York, Sir, I have the honor to mail herewith to your address papers & pamphlets which will inform you of the result of & general upon the case of the U. S. vs Smith Bros, to which you had an official relation.

The purpose specially of this communication, is respectfully to ask a copy of the orders issued by you or transmitted through your office, pertaining to the affair. But one order in copy, was exhibited to Smith Bros; that directing

you to take prompt & efficient measures "or (words to that effect)" for the arrest of B. G. & F. W. Smith.

We desire particularly to obtain copies of orders, if any emanated from your office, as we understood was the case to the Comd't at Fort Warren, one of which was quoted as directing "no Communication" to be allowed with the Smiths.

Also - the orders under which the doors of the warehouse of Smith Brothers were broken in by force, the premises placed under military guard, the locks of desks forced; - books and papers abstracted

Most especially the order under which a private dwelling was entered by soldiers, the lock of a

drawer forced, and papers of entirely private domestic correspondence abstracted—

In confidence of your readiness to give all possible aid in your power for the remedy of wrong and injustice, if committed, I remain.

Most respy—

Your obdt servant

(Sgd) Franklin W. Smith—

Boston, Jan. 22/66.

Maj. Genl Joseph Hooker -
New York -

Sir,

We enclose the copy of our letter to Genl. Dix - alluded to in our letter of the 20th. inst. By some mistake it was not sent on Saturday -

Yours most respy -
Smith, Bros & Co
C. A. S.

"Retained"

18748

Tri-monthly Report of Civilian Clerks Employed in the 2nd Reg. 2nd Div. Dist. Ho.

Aug 20th 1866

2 on [illegible]

Copy [illegible] Clerks

Semi-monthly report of Citizen Clerks, employed in the Second Brigade, Second Division, Twenty fifth Army Corps, not including those in the Quartermaster, or Commissary Depts.

No.	Name	Where Employed	Station
1.	Wm. J. Braslan	H.Q. 2d Brig. 2d Div. 25th A.C.	Ringgold Bks. Tex.
2.	J. D. DeWitt	" " "	" "

Respectfully Submitted
Lewis G. Brown
Col. 117 U.S.C.T.
Comdg Brig.

H.Q. 2d Brig. 2d Div. 25th A.C.
Ringgold Bks. Tex.
Jany 20th 1866

Office Pro. Mar. Genl.
Department of Virginia
Richmond Va. Jany 19. 66

Respectfully returned.
The Major General Comdg
has disapproved of the
within request.

R. B. Gillespie
Lieut. 1st N.Y. [illegible]
Asst. Pro. Marshal.

Citizens

Office Comd'g of Prisons
Richmond Va
Jany 18. 1866

Respectfully transmitted to Lt. Col. Ordway — these gentlemen are members of the Va Legislature and if there are no particular reason against it I would recommend that the within be granted

Jno Schoonmaker
Capt. & Asst. Comg Pro. Mar.
[illegible] Prisons

To Lt. Col. R. Ordway

Sir

As a representative from the County which R B Lowder came from. I respectfully ask that I may be permitted to see him together with Dr Field from Accomack the adjoining County.

Respy. Yours &c

Wm J T Peed

Rich. Aug 15th 1865

18750

A. A. Gen. Post Petersburg
Va.

Jany 26. 1866.

Letter of transmittal
for

Thos. Scott
Albert Rise.
Henry Newton
Martha Butcher
Albert Parham
(Colored)

C. B. Brooks
(Indian)

Cornelius Howard
(White)

Several citizens

Hd Qrs Post Petersburg Va
Jan 26th 1866

Lieut

Sir

In obedience to Special Orders No. 16 dated Hd Qrs Dept of Virginia Richmond Va. Jan 18th 1866 I Send you the following List of Prisoners viz

Thos J Scott	Charged with Felony
Albert Rix	" " "
Henry Newton	" " "
~~Francis~~ Martha Butcher	" " "
Albert Parham	" " "
C. B. Brooks	" " Murder
Cornelius Howard	" " Robbery

I am very Respectfully
Your obt Servt
Thos L. Milton
Bvt Capt ... La
Post Adjt

To
Lieut W. Smith
Adjt Genl
Richmond Va.

18751

Bureau of R. F. and A. Lands.
Manchester. Va.
Jany. 25. 1866.

Hoydratt, L.
Lieut. & Asst. Supt.

requests, that prisoners William Turner and August (Colored) be forwarded to Col. McEntee Pro. Judge for trial.

2 citizens

Bureau Ref F & A Lands
Off. Asst Supt Sub Dist
Manchester Jany 25/66

Lieut Hunter
Comdg Prisons
Lieut

I have the honor to request that you will forward to Col McEntee for trial.

William Turner Cold
August

Charged with being implicated in stealing (19) Brass Car Boxes from the Richmond & Petersburg Rail Road Co. on the 12th inst

Very Respectfully
Your Obdt Svt
[signature]
Lieut & Asst Supt

18752

Office Commandant of Prisons
Richmond. Va.
Jany. 21. 1866.

Hunter, Edward
1st Lieut. 12th U. S. Infy.
Comdg. Mil. Prisons

transmits the names of certain parties arrested at Howards Grove Hospital.

Several citizens

Hd Qrs. District of Henrico
Jany 21st 1864
Received and
released with
an admonition
the within named
person.
By order of
Brig. Lt. Col. Heckman
Com. of District
[illegible]
Brig. Maj & A A Genl

Office Commandant of Prisons
Richmond. Va.
Jany. 21. 1866

Bvt. Col. P. A. Davis
A. A. G.
District of Henrico

Colonel,

In obedience to instructions I have the honor to forward you below the names of the parties arrested at Howard's Grove Hospital, viz:

Michael Sweeney.
Michael Fihaley. } White.
Henry Hicks.

Very Respectfully
Your Obdt. Servt.
Edward Hunter
1st Lieut. 12" U. S. Infy.
Comdg. Mil. Prisons.

Letter from Judge Advocate

at 18753

Richmond Va.

to

Brev. Lieut. Col. Ames

Directing the enclosed letter to be presented to the persons named therein. Viz

Thomas Smoot and Turner T. Davis.

Dated Richmond Va.

— January 20th 1866. —

One Enclosure

Office of Judge Advocate,

DEPARTMENT OF VIRGINIA,

Richmond, Va., July 20th 1866.

Bvt. Lt. Col. Ames

Commdg. at Fredericksburg Va.

Colonel,

Major Genl.

Terry directs that you cause the enclosed summons to be presented to the persons named therein, and compel their attendance on the day named if practicable.

Lt. Scott the Asst. Com. of the Freedmen's Bureau can likely give the locality of such and thus enable you to find them readily.

Very Respy.

Your Obdt. Servt.

[illegible]

Major & Judge Advt. Dept. Va.

Office Pro. Mar. Prince Wm Co. Va
January 16th 1866.

Provost Marshal
Dist N. E. Va

Sir:

I have the honor to inform you ~~that~~ proceedings in law have been instituted against Messrs. Thomas Smoot, Minor S. Davis, and Cornwell for offenses committed during the war. It is alleged by the defendants, that these acts charged against them, were done by order of military authority while they were serving either as soldiers, or scouts, or guides, of the union army. There is no doubt in my mind, but that these proceedings are grounded in malice, and are mere revenge on union men, and ought to be stopped, and the parties who have caused the imprisonment of these men punished. I have tried to investigate these cases, but can not do it, because I have no means of communicating with differ-

ent parts of the County to get witnesses. I ought to have a horse, and about two good mounted men. There are three or four union men suffering (I believe) from rebel malice, and more threatened, who have appealed to me for protection. It seems to me these men should be protected by the Government if they are being wronged. There is no hope for one of them, guilty or not guilty, in the hands that now hold them, I am convinced. Charges are being trumped up against almost every man in the County, who gave information to our Army, or did anything, that resulted in damage to rebels. I urge that I may be furnished with two mounted men, to investigate these matters at least. The Jail keeper here, has been abusing his prisoners in a most outrageous manner, which should be stopped by the military, if there is no other way to stop it. He has five men confined in a room with no fire, except a stove in the room place with no pipe. This has been so during all the cold weather, and is so now. I reported it to the civil authorities, but they did not try to help it. In the mean time the Jailor keeps a bar in a good, secure,

warm room where the prisoners ought to be, and where I have only been waiting for a man or two to put there. They complain to me that they have suffered greatly from the smoke, when it was so cold they were obliged to have a fire. There is no way for it to escape except to ooze out of the cracks in the room. This miserable whiskey shop, is kept open on Sunday, and a crowd of drunken loafers are there creating disturbances. Last Sunday a negro was shot at and beaten there. All that I complain of has come up within the last two or three weeks, since the troops left. I assure you Matters are worse here than if there were no Pro. Mar. here, unless I have means to enforce order & prevent outrages. It is absolutely necessary for me to have two mounted men at this post, to attend in any useful way, to my duties as P. M. and Supt. F. B. Also. The mere presence of two men will put a stop to all wrong which now pleads to me most piteously for help.

Very Respectfully
Your Obt. Servant
M. S. Hopkins
Pro. M. Prince Wm. Co. Va.

E. 8 - 60 - 1 - DIC - 1866

B. #136. Vol. 1 18754 '66

Nicholasville Ky,
Jan'y 29 - 1866.

Cit.

Brown W.
[illegible]

Desires to be informed whether Genl Grant's order No. 3. (protecting employes of the government from suits brought, for acts done under proper military authority) applies to Judges of the election.

File
[illegible]

Filed in August 1866.

Nicholasville Ky, Jan 25th 1866.

Maj. Genl. John. M. Palmer,

Comm'g Dept. Of. Ky.

Dear. Sir.

Does Genl. U. Grants order No 3 protecting em=ployees of the Govt from suits brought for acts done under proper military au=thority apply to judges of the election? The case in point is this. In 1863 on the eve of the election Genl Burnside issued an order holding judges of the e=lection to a strict responsibility for allowing disloyal persons to vote. When the election came off one Henry. M. Chris=man a citizen of this county, presented himself at the polls and his vote was rejected by P. G. Bruce acting judge of election on account of his disloyalty. Chrisman afterwards sued Bruce for heavy damages, and when the case came on

Chrisman having failed to allege or prove any damage sustained by reason of *malicious* action on Bruce's part I made a motion for non-suit which was granted by Judge Goodloe. Chrisman appealed, and the case was remanded, the decision of the court here having been overruled on the ground that *malice* *was implied*. In Bruce's answer he filed a copy of Genl Burnside's order, under which he justified himself, and claimed protection of the national authorities. The case will come up again in March. Can Bruce have protection under Order No 3 or must he take his chances with a jury? Any information you can give me at an early date will be gratefully received

With High Respect
Very Truly Yours
W. Brown

No. 18755

Hd Qrs. Mil. Comdr.
Louisville Ky Jan. 23d 66

Cits

Respectfully referred to Maj. McLaughlin Pro. Mar. who will please furnish a suitable man as requested.

By order of
Brig Genl Watkins

Chas A Goulz
Capt & A.A.G.

Pro Mar Office
Louisville Ky
Jany 26. 1866

Respectfully returned

to Capt. C. A. Jones
A.A.G. with the information
that I supplied one
man as required by
the F. B.
Geo. McLoughlin
Bvt. Maj. Capt.
Pro. Mar.

Court for Freedmen's Affairs
Louisville Ky
Jany 22' 1866

Thomasson, Wm D.
Supt.

States that he has power to jurisdict in the Cos bordering on Jeffn Co.
Asks an orderly, and necessary transportn to liberate a freedchild near Frankfort Ky

---

T. #5. = Vol 1 - D. K.
1866.

Recd D. K. 1 - 22 - 1866.

Head Quarters Dept of Ky
Louisville Jany 21st 1866

L. R.

Respectfully referred to Brig Genl L. D. Watkins Comdg Post who will furnish a detail &c for the purpose within named

By Order of
Maj Genl Palmer
A. H. Goodloe
A. A. Genl

Court for Freedmen's Affairs

Capt. Kennedy

Genl Fisk told me to exercise jurisdiction in adjoining Counties where the parties were doing business in this City—

Matilda Shelton liberated in Henry County Ky has a daughter Lucy Shelton aged 14 years now in the possession of S. & J. Trabue near Frankfort Ky who refuses to deliver up— Matilda is here on her way to join her husband at Cairo Illinois who has written for her, requesting her to bring all their children—

Please let me have a suitable man with transportation to bring the Child for the mother—

Yours &c

Wile P. Thomasson

Supt Freedmen's Affairs

Louisville Jany 22nd 1866

18756

Tri-Monthly report

of

Citizen Clerks Employed

in the 2nd Brig. 2d Div. 25th A.C.

other than those in the

Q.M. or Commissary

Depts.

Jany 20th 1866

Recd. Hd. Qrs. 2d Div 25th A.C. Jan 22d

Tri-Monthly Report of Citizen Clerks, Employed in the Second Brigade, Second Division, Twenty fifth Army Corps, not including those, in the Quartermaster or Commissary Depts.

No.	Name	Where Employed	Station
1.	Wm J. Bradshaw	Hd. Qrs 2nd Brig 2d Div 25th A.C.	Ringgold Bks. Texas
2.	J. D. DeWitt	" " "	" " "

Respectfully Submitted
Lewis G. Brown
Col. 117 U.S.C.I.
Comdg Brig

Hd. Qrs. 2nd Brig 2d Div 25th A.C.
Ringgold Bks. Texas
Jany 20th 1866

18757

Tri-Monthly Report
of
Civilian - Clerks
employed in the
2nd Div. 25th A. C.,
other than those in the
Qr. Mr. or C. S. department

Jany. 20th 1866.

Retained

(o & n)

Tri Monthly Report of Civilian Clerks employed in the 2nd Div. 25th A.C. other than those employed in Qr. Mr. and Commissary Departments – January 20th 1866

No.	Name	Where employed	Station
1.	Wm. E. Todd.	Office A.A.G. H.Q. 2nd Div	Ringgold Bks. Texas
2.	David R. Lewis.	" " – " " "	" " "
3.	Luis Treviño.	" " – " " "	" " "
4.	Fred O. Hunt	" A.C.M. " " "	" " "
5.	Munson J. Noyes	" A.A.A.G. – H.Q. 1st Brig	Indianola "
6.	Wm. J. Bradshaw	" " – " 2nd "	Ringgold Bks "
7.	J. D. De Witt.	" " – " " "	" " "

Respectfully Submitted
T. H. Barrett
Col. 62nd U.S.C.I.
Commanding

2nd Lieut. Burton Drew.
38th U.S.C.T.
Actg. Asst. Adjt. Genl. 25th Army Corps

18758

List of the

Civilian Prisoners

confined during the month of

January 1866

at Brownsville Texas

(1st Divn 25th A.C.)

2 or more

List of Prisoners (Civilian) confined during the month of January 1866 at Brownsville, Texas.

No	Name	Rank	Command	Offence	By whose order	When confined	When discharged	Remarks
1	Aguillar Telesforo	Citizen		Murder	Maj Gen Weitzel	Nov 26th 1865		
2	Buckhardt John	"		Violation of laws of neutrality	"	Jany 16th 1866		
3	Butler John	"		Selling Gov't property	"	"		
4	Cordova Miguel	"		Murder	"	Nov 26th 1865		
5	Cruelar Serrobio	"		"	"	"		
6	Cuellar Melicio	"		"	"	"		
7	Diaz Antonio	"		"	"	"		
8	Fernandez Juan	"		"	"	"		
9	Fox Edward R.	"		Violation of laws of neutrality	"	Jany 30th 1866		
10	Garcia Raphael	"		Murder	"	Nov 26th 1865		
11	Garcia Maximiliano	"		"	"			
12	Garcia Silverio	"		Stealing	Capt J.O. Blakeley	Dec 20 1865		
13	Garza Blass	"		Murder	"	Dec 20th 1865		
14	Garcia Pedro	"		Stealing	Maj Gen Weitzel	Jany 18th 1866		
15	Garcia Telesforo	"		"	Capt J.O. Blakeley	"		
16	Hernandez Jose	"		Murder	Maj Gen Weitzel	Nov 26th 1865		
17	Hernandez Cecilio	"		Stealing	Capt J.O. Blakeley	Dec 13th 1865		
18	Lamberton Theodore	"			Maj Gen Weitzel	Jan 16th 1866		
19	Lopez Jose M	"		Murder	Capt J.O. Blakeley	Dec 15th 1865		
20	Moreno Jose	"		"	Maj Gen Weitzel	Nov 26th 1865		
21	McDonald S.	"			"	Jany 20th 1866		
22	Peña Nicholas	"		Murder	"	Nov 26th 1865		
23	Palacio Antonio	"		Stealing	Capt J.O. Blakeley	Jan 13th 1866		
24	Paz Narciso	"		Murder	Maj Gen Weitzel	Sep 30 1865	Jan 5th 1866	Sent to Corpus Christi by order Maj Gen Weitzel
25	Rodrigues Gregory	"		"	"	Nov 26th 1865		

List of Prisoners (Civilian) continued

No	Name	Rank	Command	Offence	By whose order	When confined	When discharged	Remarks
26	Ramirez Lewis		Citizen	Stealing	Capt. J. C. Blakeley	Jany 13th 1866		
27	Sears Thomas D		"	"	Maj Gen Weitzel	Jany 16th 1866		
28	Otta Gusto		"	Murder	"	Nov 24 1865		

Headquarters 1st Division 25th A.C.
Brownsville Texas January 26th 1866
Respectfully submitted
William J. Harding
1st Lieut 38th U.S.C.I.
Act. Asst. Adjt. Genl. 1st Division 25th A.C.

18758

List of the Civilian Prisoners confined during the month of January 1866 at Brownsville Texas (1st Divn 25th A.C.)

2 encl.

G. J. Bell mis 16733
Kololona Miss
Dept of miss
Jan 25 1864
2 - 41 Bk K 13

Trimby 2d Lt. H.B.
108th U.S. C Inf

Transmits herewith
affidavits of two
Citizens of New Town
Miss, and states
that uncertain cases are
expected to arrive almost
daily.

John R. Moseley
R. N. Horton
J. B. Horton Cit

Hd Qrs 108 USCI
Vicksburg Miss
Feby 13 1866

Respectfully forwarded for the consideration of the General Comdg the Department. It was impracticable to make any arrests at the time and the Regt was in a few days after receipt of this ordered away.

The Enclosed is only a sample of the efforts which came in from the neighborhood of Grenada and I report Loyal citizens and freedmen are not safe

in that region I am
of opinion that troops
should be stationed
there for some time
yet — The civil authori-
ties do not act with
the vigor they should

John J. Bishop
Col Comdg —

---

16 — Quarters Post of V.Burg
V.Burg Miss Feby 16th 1866

Respectfully forwarded

Van E Young
Col 49th U.S.C. Infantry
Comdg Post.

Hd. Qrs. Dept. of Miss
Vicksburg Feb. 19' 1866.

Respectfully referred to
Captain P. L. Guernell,
or Lt. Col. ~~Prov. Marshal~~
Comdg Columbus Miss
for investigation and
report.

By order of
Maj. Genl. T. J. Wood
Mervin P. Bestow
Asst. Adjt. Genl.

Okolona Miss
January 28th 1866.

Col John L. Bishop
Comdg Post
Columbus Miss

Col

I forward to you affidavits of two citizens of Lundown Similar offences come to our knowledge daily. I hope you will take measures to let these scoundrels up there know that there is still a power in Israel.

My opinion is that there should be at least fifty men stationed there long enough to let them know that the U S Gov still lives.

I am Col
Very Respectfully
Your Obt Servt
H. B. Quinby
2d Lieut Comdg Detachmt

Hd. Qrs. Dept. of Miss
Vicksburg Feb. 19' 1866.

Respectfully referred to Captain P. L. Guswold, or Lt Col Brinkerhoff Comdg Columbus Miss for investigation and report.

By order of
Maj. Genl. T. J. Wood
Marcus P. Bestow
Asst. Adjt. Genl.

L. 1. Dept. Mies 1866

Personally appeared before me H.B. Quinby 2d Lieut 108 U.S.C.I. this 25th day of Jany 1866. R.H. Horton who being duly sworn depose as follows—

That his Brother J.B. Horton was a member of the 1st Ala. Cav. (Union) and has often heard of men at Gumtown saying that they would dam e soon get rid of all Union Scoundrels and yankees when they should return from the Army.

his
R.H. Horton
mark

Sworn and subscribed to before me
at Okolona Miss this 25th day of Jany 1866
H.B. Quinby
2d Lieut 108 U.S.C.I.

2 1 Regt. Miss 1862

Personally appeared before me H. B. Dunning 2 Lieut. 108 U.S.C.I. this 25th day of January 1866 John R. Mobley who being duly sworn deposes as follows - that on the 23rd inst. near Greentown Miss. in company with J. B. Horton, a discharged soldier of the 1st Ala. Cav. (Union) they went to Mr. Hartsfield brother-in-law of the said Horton to spend the night. A short time before daylight next morning a gang of men entered the house took the said Horton from bed and carried him away. Said Horton has not been seen nor heard of since and the supposition is he was murdered.

his
John R. Mobley
mark

Sworn and subscribed to
before [illegible] Okolona Miss
this 25th day of Jany. 1866

H. B. Dinning
2 Lieut 108 U.S.C.O.

List of Prisoners 18769
confined during the
month of Jany 1866.
in
3rd Division 25 A.C.

2 Enclosures.

Name	Rank	Command	Offence	By Whose Orders	When Confined	When Discharged	Remarks
Kline		Citizen	Drunkenness	Bvt Brig Gen Cole	Jan'y 2/66	Jan'y 2/66	
Daniel Murphy		"	"	"		"	
Mac. Noonan		"	Disturbing the peace	"	Jan'y 4/66	Jan'y 4/66	
John Kennedy		"	Drunkenness		"	Jan'y 5/66	
John Donnelly		"	"	"	"	"	
Joseph Tucker		"	"	Pro Mar	Jan'y 5/66	Jan'y 6/66	
Wm Cole		"	"			"	
Jas Thomas		Sailor	Mutiny on Board Schooner	Bvt Brig Gen Cole	Jan'y 8/66	Jan'y 13/66	
John Gallagher		"	"			"	
Jas. Brown		Citizen	Drunkenness	Pro Mar	Jan'y 5/66	Jan'y 6/66	
Thos Kearny		"	For Refusing to work	Lt Col. Cochran A.Q.M.	Jan'y 9/66	Jan'y 10/66	
Frank Binn		"	"		"	"	
Frank Matnex		"	Stealing Lumber	Pro Mar	"	Jan'y 9/66	
Thos Kearney		"	For Refusing to work	Gen Clark, at the request of Col Cochran	Jan'y 10/66	Jan'y 18/66	Released by Off. of day
Frank Binn		"	"	"	"	"	do
John Morrow		"	Drunkenness	Bvt Maj Gen Clark	Jan'y 11/66	Jan'y 12/66	
Narcisso Pass		"	Murder	"	Jan'y 12/66	Jan'y 19/66	Sent to Pro Mar. Indianola
Chas Warner		"	Drunkenness	Pro Mar		Jan'y 23/66	
Wm Harrington		"	"	Bvt Maj Gen Clark	Jan'y 13/66	Jan'y 15/66	
Jas Logan		"	"	"	Jan'y 15/66	Jan'y 16/66	
Patk Smith		"	Theft	Pro Mar	Jan'y 16/66	Jan'y 23/66	
Robert Palmer		"	Drunkenness	Bvt Maj Gen Clark	Jan'y 21/66	Jan'y 22/66	
Wm H Schneider		"	Accused with Stealing Govt Prop.	"	Jan'y 22/66	"	
John Butcher		"	"	"	"	"	
Jos Kinsinger		"	"	"	"		
Jo Miller		"	Drunkenness	"	"	Jan'y 23/66	

Jesse M. Lee
Capt 38th U.S.C.T. and
A.A.I.G. 3rd Div 25th A.C.

S 18 D.M. 1876 1864

Jefferson City Mo Jany 5 1865

Supt. W. S.
Warden Mo State
Penitentiary

Reports receipt & execution of General Court Martial Order No 654 War Dept. A 60. releasing from further confinement sixteen sentenced prisoners, naming on within Order

F. H. Pitts

HEAD QRS DEP'T of the MO.
REC'D.
JAN 9
1865
ST. LOUIS.

Office of Penitentiary,
State of Missouri.

SALUS POPULI SUPREMA LEX ESTO

City of Jefferson, Mo. January 5th 1866

Jos McC Bell
Assistant Adjutant Gen

Sir

I have the honor to acknowledge the receipt and Execution of General Court Martial Orders No 654. Dated War Department Adjutant General Office Washington Dec 19th/1865 Releasing from furthur Confinement at the Missouri State Penitentiary the Names of the Sixteen Sentenced Prisoners as appears upon the attached Order

Very Respectfully Your
Obedient Servant
H A Swift Warden

GENERAL COURT MARTIAL ORDERS, No. 654.

WAR DEPARTMENT,
ADJUTANT GENERAL'S OFFICE,
Washington, December 19, 1865.

The following named citizens have been ordered to be released from confinement at the Penitentiary at Jefferson City, Missouri, and furnished with transportation to their respective homes:—

1. *John D. Cambron.*

CHARGE I.—"Violation of the laws of war."
CHARGE II.—"Conspiracy."

FINDING.

Of CHARGE I, and its *Specification* "Not Guilty."
Of CHARGE II, and its *Specification*, "Guilty."

SENTENCE.

"*To imprisonment in the Missouri State Penitentiary at hard labor for the period of two (2) years.*"

2. *G. Byron Jones.*

CHARGE I.—"Violation of the laws of war."
CHARGE II.—"Larceny."
CHARGE III.—"Being a guerilla."

FINDING.

Of CHARGE I, "Guilty."
Of CHARGE II, "Not Guilty."
Of CHARGE III, "Not Guilty."

SENTENCE.

"*To imprisonment at such place as the General Commanding the Department shall designate for the period of ten years.*"

3. *James H. Smith.*

CHARGE.—"Violation of the laws of war."

FINDING.—"Guilty."

SENTENCE.

"*To confinement at hard labor in the Penitentiary for five years.*"

4. *Thomas Ragsdale.*

CHARGE I.—"Corresponding with rebel enemies of the United States."

CHARGE II.—"Being a guerilla."

FINDING.

Of CHARGE I, "Guilty."
Of CHARGE II, "Not Guilty."

SENTENCE.

"To be confined at hard labor for the term of three years in such Prison as the Commanding General may direct."

---

5. *Simon Hausman.*

CHARGE.—"Enticing soldiers in the service of the United States to desert."

FINDING.—"Guilty."

SENTENCE.

"To be fined in the sum of five dollars, and imprisoned for the period of two years, at such place as the General Commanding the Department shall designate."

---

6. *Fountain Brown.*

CHARGE I.—"Kidnapping."
CHARGE II.—"Selling persons of African descent, made free by the Proclamation of the President of the United States."

FINDING.—"Guilty."

SENTENCE.

"To be confined in a Military Prison of the United States for the period of five (5) years."

---

7. *J. R. B. Watkins.*

CHARGE.—"Violation of the laws of war."

FINDING.—"Guilty."

SENTENCE.

"To imprisonment for three (3) years at such place as the Commanding General may direct."

---

8. *Charles Bradshaw.*

CHARGE I.—"Robbery."
CHARGE II.—"Assault with intent to kill."
CHARGE III.—"Arson in the first degree."

FINDING.

Of CHARGE I, "Guilty."
Of CHARGE II, "Not Guilty."
Of CHARGE III, "Guilty."

SENTENCE.

"*To be confined in the State Penitentiary at hard labor for the term of ten years.*"

---

9. *C. Columbus McDaniels.*

CHARGE.—"Assault with intent to kill."

FINDING.—"Guilty."

SENTENCE.

"*To be confined at hard labor for the term of three years in such Military Prison as the General Commanding may direct.*"

---

10. *James Judge.*

CHARGE I.—"Violation of the oath of allegiance to the United States Government."

CHARGE II.—"Disloyalty to the Government of the United States."

FINDING.—"Guilty."

SENTENCE.

"*To pay a fine of ten thousand dollars,* ($10,000,) *and be imprisoned in such Military Prison as the proper military authority may direct for and during the war.*"

---

11. *John Helterbrand.*

CHARGE.—"Grand larceny."

FINDING.—"Guilty."

SENTENCE.

"*To be confined in the State Penitentiary at hard labor for the period of five years.*"

---

12. *Alexander Black,* alias *Cheek,* colored.

CHARGE.—"Murder."

FINDING.—"Guilty."

SENTENCE.

"*To be confined at hard labor, in such Prison as the General Commanding the Department of the Cumberland may direct, for the term of ten years.*"

Office [illegible] Ans by Mail Dec 28th/65

13. *Lewis McDonald.*

CHARGE.—" Violation of his oath of allegiance."

FINDING.—(No record.)

SENTENCE.

" *To imprisonment for five (5) years.*"

---

14. *George Wilson*, colored.

CHARGE.—" Larceny."

FINDING.—(No record.)

SENTENCE.

" *To imprisonment for five (5) years.*"

---

15. *Thomas Root*, wagon master.

CHARGE.—" Fraud."

FINDING.—(No record.)

SENTENCE.

" *To imprisonment for two (2) years.*"

---

16. *J. E. Morgan.*

CHARGE.—" Being a guerilla."

FINDING.—(No record.)

SENTENCE.

" *To imprisonment for life.*"

BY ORDER OF THE SECRETARY OF WAR:

E. D. TOWNSEND,
Assistant Adjutant General.

OFFICIAL:

E D Townsend

Assistant Adjutant General.

Complied with [illegible] 15 Oct/65 [illegible] Warden

C. O. Jefferson City State Penitentiary

Report receipt and execution.

H.

Kingstree, So. Ca. Jan. 8th '66

18762

File

x

Harrison L. W.

Lt. and Judge Advocate

Relative to the arrest and trial of one Robert Brown and others for outrages committed near Kingstree S.C.

1, W.C.

Rec. M.D.E.S.C. Jan. 9th '66

Kingstree S. C.
Jan. 8th 1866

C. B. Fillebrown
Lt. & A. A. A. Gen.

Sir,—
I have the honor to state that in my opinion that the following named men should be tried by the Military Commission of which I am Judge Advocate.
Robert Brown, Lawrence Brown, George Graham, Tris Eddy, Frank Singletary and Jimmy Lee.
I cannot decide yet, whether the remainder of the sixteen, the names of which you gave me, should be tried by this commission or by the Superior Provost Court. As soon as I decide I will inform you by letter. I have with Capt. Blake the commander of this post, been endevering to find the witnesses for the last three days but have been unable to do so up to this time.
I am inclined to think that they have been sent away.
I would most respectfully ask what course I shal persue if they are not found within a proper time.—
I find also that Capt. Blake is unable to confine the prisoners on account of the poorness of the jail, he also has not men

enough to guard them properly. Therefore I would suggest that an order may be issued to send them as fast as they are tried to Darlington jail or to some safe place of confinement.

I am Sir

Very Respectfully

Your Obt. Servt.

L. W. Harmon

1st Lt. 29th Maine Vols. &

Judge Advocate.

P.S. Since writing the above, Three of the witnesses have been found.—

L. W. H.

1 Lt &c—

Bureau Office 18763
Military Hall
Jan 10 1866

I.B.P. 29. Vol. D. of C.

Pillsbury G.
Agent of Bureau
City ~~mo~~

P

Statement with regard to grievances of the within named parties Request interposition of Official Authority &c.

HEADQUARTERS, Mil. Dist. of
Charleston, S.C. Jan 10 1866.

E.M.B. 137 M.D.C.

Respectfully returned to Mr. Ruesbury with the information that William Lang is not in my Military District, but in that Commanded by Brig. Genl. Richardson and of course no order from these Hd. Qrs. avails there

I have recently republished for information of Military officers in this District the enclosed order of Maj Genl. Howard of Nov. 30-65 as to driving people off plantations

(signed) Chas. Devens,
Br Maj. Genl. Comdg

Bureau Office
Military Hall
Jan 10 1866.

Brig. Genl. Devens.
Comdy District.

General.

The bearer, Plenty by name, with others raised a crop the past season for one James Edie of Williamsburg. Some ten of them were driven away on the 1st day of January with no share of the crop.

The party then made arrangements with a Mr. Scott, but Edie interfered and prevented them from entering upon the arrangement, and scattered them, Edie threatens to shoot bearer, and any of the others, if they come to his place, I thought perhaps an official order might be sufficient to secure justice for these parties. and would therefore respectfully request that you interpose with your official authority to accomplish

over.

this, (as it appears to me) simple act of justice

I am General,

Your Obdt. Servt.

(signed) G. Pillsbury

Agt. of Bureau

1876

Hdqrs. Mil. Dist. of Charleston,
Department of S. C.,

Charleston, S. C. Jany 6 1866

L. B., p   M. D. of C.

DEVENS, CHARLES,
Bt. Maj. Genl. Comd'g.

Requests that James Pagan and John Doak (white citizens) held in confinement in Charleston Jail by order of Dept HdQrs be tried (if desirable) at once.

"D"

Mr Cohen, do you know anything in this prisoner.

There is nothing on the Prob. Book

REC'D HD. QRS.
JAN 13
DEPT SOUTH CA.

upon [illegible]
P. M.

Cal Burger states
that he knows nothing
of the matter.

[illegible]

Cit. [illegible]

HEAD-QUARTERS,

Military Dist. of Charleston, Dept. of S. C.

CHARLESTON, S. C., January 6th 1866.

Bt Lieut Col. W. L. M. Burger
Asst Adjt Genl.
Dept of So Ca.

Colonel.

I have the honor to state that James Eagan, and John Coak, white citizens, have been in confinement in Charleston Jail since the 4th day of December 1865, held by your order, as shown by the Provost Marshal (M.D. of C.) Report and that charges against them have not been forwarded. I would most respectfully request that (if desirable,) these men should be tried, charges be forwarded as soon as practicable.

I have the honor to remain
Very Respectfully
Your obdt Servt

Chas Devens
Bt Maj Genl Comdg

Charleston S.C. 1865 6 Feby

D. B. W. 103 mo of C

South Carolina Dept

By Lt. Col. W. L. M. Burger

AAG

Enc B 287

Statement in regard to the visit of Mr. Whitridge and Mr. Beckett to Johns & Wadmalaw Isds

Citizens

Head Quarters Dept. of So. Ca
Asst Adjt. Genls Office
Charleston S.C. Jany 6th 1866

Bvt Maj Genl Chas. Devens
Comdg Mil. Dist of Charleston
Charleston S. C.

General.

The Major General Commdg has requested Mr. Whitridge and Mr. Becket to call upon you and state the facts relating to their recent visit (Jany 4th) to St Johns & Wadmalow Islands. They went there under U.S. Military Authority for the purpose of ascertaining whether the negroes would accept Employment for wages, in accordance with the wishes of Maj General Howard. Mr. Whitridge was a member of the board organized to consider and settle the question of labor. In the discharge of this proper mission they were grossly insulted, beset by Mobs - their lives threatened by armed people and the laudable object of their visit entirely prevented by lawless violence

over

The Major General Comdg. has requested these Gentlemen to report their grievances in writing, but meanwhile directed me to commend the matter to your consideration and action and to suggest to you that you will send these gentlemen there at once with a suitable escort from the 6th U.S. Infantry - arrest the ringleaders and bring them to Charleston - and disarm the disorderly people on the Island. These Outrages cannot be tolerated

Very Respectfully
Your Obt Servt
(Signed) W.L.M. Burger
Asst Adjt. Genl.

HEADQUARTERS MIL. Dist. of
Charleston, S.C. Jany 26 1866.

18766

Respectfully referred
to Commanding Officers
of 1st and 2nd Sub-Districts
for their information

By Command of
Bvt Maj. Genl. Devens

(signed) M. A. R
1st Lieut. 35th U.S.C.T. A.A.A.G.

Head Qrs. Dept. of So. Ca.
Charleston S.C., Jan 25-66

S 12/1866 —

Sickles Daniel E.
Maj. Genl. Comdg.

File

Instructs Comdg.
Officers within the Military
Dists. of Charleston and Port
Royal to furnish transportation
to the within named gentlemen
to visit the Sea Islands

[illegible]

Head Qrs. Dept of So. Ca.
Charleston S.C. Jany 25th 1866

Commanding Officers within the Military Districts of Charleston and Port Royal, will please afford all convenient facilities including transportation, on United States Transports — to the following named gentlemen, who desire to visit the Sea Islands, within this command respectively, for agricultory purposes

C. E. Chichester
Jas. M. Feger
J. L. Keller
L. L. Hornburger.
all of the state of Pennsylvania.

(signed) D. E. Sickles
Maj. Genl. Comdy

HEADQUARTERS, Mil. Dist. of Charleston, S.C. Jany 26 1866.

Official
W. H. Rice
1st Lieut. 35th U.S.C.T.
A.A.A. Genl.

18767

Circuit Provost Court
No. Sub Dist. P.R.
Beaufort S.C. 27 Jan 1866

Monthly report of cases tried

Head qrs Nn. Sub Dist
Beaufort S.C. Jan. 31/66

Respectfully forwarded

W.M. Bennett
Lt Col. 128th U.S.C.T.
Comdg Nn Sub Dist
P.R.

Recd

Recd Off Mem

Circuit Provost Court
Sub District of Port Royal
Beaufort S.C. 27th January 1866

To
Lieut W. G. Bradford
A.D.C.

Lieutenant

In Obedience to Par. II General orders No 26 Head Quarters District of Port Royal — I have the honor to make the following Report of Cases tried before the Circuit Provost Court in this Sub District for One month ending this date.

Parties		Cause of Action	Finding	Fines	Costs	Amount Collected
The United States	vs John Stokes Col^d	Stealing Cotton	Not guilty	discharged		
L & F Singleton Col^d	vs Ruben G. Holmes	Claim for value of horse	For Deft	Pltff to pay Costs	$5	
Syre Washington Col^d	vs Chs Singleton Col^d	Assumpsit $45	for Pltff	decree $45. Costs	$5	
Cipeo Perry Col^d	vs Abram Polite Col^d	Assumpsit $60	for Pltff $51.50	& Costs	$5	
United States	vs F. A Morton	Assault & Battery	Guilty	$25	$5	
Stepney Riley Col^d	vs Robt Bell Col^d	Claim for ½ Share in Boat	for Pltff	decree $22.50 & Cost	$5	

Respectfully Submitted
D L Thomson
Clerk Provost Court

Approved
H. C. Foote
1st Lieut. 104th U.S.C.T.
P. O. Prov. Circuit Court

No. 18768

Abstract of Cases

In which the party or parties were White, adjudicated upon by Capt Henry Sharp Asst Pro Judge S.S.D. W.P.R. in the month of January 1866

Hd Qrs S. Sub Dist.
A.H.J.C. Jany 31st 1866.

Respectfully returned for information as to whether any other reports are made of expenses, &c., as it appears that parties mentioned in the within Report paid more than the amount reported within

Fines [illegible]

By order of

A. L. Bennett
Lt Col 2nd U.S.C.T.
[illegible]
1st Lt & A.A.A.G.

Asst. Pro. Court
Hilton Head S.C. Jany 21 1866

Respectfully returned with the information that no other "Returns" have been required. The order requiring said "Reports" and Statements calls only for the amounts of Fines imposed the other amounts are costs of suit and expenses incurred in Ferreting out the violators of Law & orders if such reports are required they can readily be furnished.

Very respectfully
Your Obedient Servant
Henry Sharp
Capt. 21 U.S.C.T.
asst. Pro. Judge

Head Qrs. 3 Sub. Dist.
Hilton Head So. Ca.
Feb. 1st 1866

Respectfully forwarded

A. G. Bennett
Lieut. Col. 21st U.S.C.T.
Comdg. 3 Sub. Dist.

Headquarters Dist Port Royal,
Hilton Head, S.C.,
Feby 7, 1866.

Respectfully forwarded.

J. B. Green
Col. 6th U.S. Infantry,
Comdg Dist. Port Royal.

HD. QRS.
FEB
10
1866
DEPT SOUTH CAROLINA

Abstract of Cases Tried before Capt Henry Sharp Asst Provost Judge of Southern Sub District. District of Port Royal Hilton Head S.C. in which the Parties were White for the month of January 1866

Names of Parties	Cases			Decision of Court	Final Decision in Case of Appeal
	Civil or Criminal	Nature of	Appealed		
Hugh O'Neil	Criminal	Violation Genl order 16 dated July 25/65		Fine $30.00 paid & Released	
W. L. Willey	Criminal	Violation Genl order 16 dated July 25/65		Fine $50.00 paid & Released	
J. H. Dohrzue	Criminal	Selling Whiskey to Enlisted men Viol. Genl order 16 Keeping disorderly House		Fine $100.00 paid & Released	
Tonkins vs. Smith	Criminal	Disorderly Conduct		Fine $10. Sustained in 2d Charge paid Released	
Rotham vs. Bessie	Criminal	Fraud		Complaint of Plaintiff Sustained Confined at Hard Labor for the Payment of $55. to be Released when paid	
Kelly vs. Ryan	Criminal	Larceny		Charge against him could not be Sustained	
Vinza vs. Longbow	Criminal	Assault & Battery		Fine $25.00 paid & Released	
J. Ames	Criminal	Violation Genl order 16 dated July 25/65			

Henry Sharp
Capt 2d U. S. C. Troops
Asst Provost Judge S. S. D. P. R.

18769

(Pgt) J. Scott

Reports that James Jaudon took a Cow from him and now refuses to pay for it

Hd. Qrs. S. D. C.
Santonville S.C.
Jan. 01st 66

Respectfully referred to Mr. J. Jaudon. Unless J. Scott is paid for the Cow this case will come before the Provost Court at these Head Quarters for

adjudication

By order of
Capt. J. J. Upham
J. Baker
1st Lieut. 6 Inf
a.a.a.g.

N. B.
This paper to
be returned
these Hd. Qrs

J. Baker
1st Lt 6 Inf
a.a.a.g.

Complaint of Thomas Scott (C)

About the middle of last April, a man by the name of James ~~Dunn~~ Jordon, Came to my Cow Pen and took a way a Cow from me, and Either Sold or Killed Said Cow for his own use and refuses to give me any Compensation whatever for Said Cow. his pretext for taking Said Cow was he Said, a Lieutenant told him to take her, at the time he took the Cow from me, She was heavy with Calf. I now ask that the Said James ~~Dunn~~ Jordon, be Compelled to pay me for a Cow and Calf.

his
Thomas + Scott
mark

below Robertsville
place Called. Calf Pen

Witness.
William Cohen
Charles Stevens
James Newton
Moses Scott

Hd Qrs "A" 87 Tn Vol
[illegible]
Lawtonville
Jany 3d 1866

Approved
John J. Upham
Capt 76th N. Y.
Comdg

G. C. Owens

No. 145

Citizens

State of South Carolina
Beaufort District

This agreement Made this 20th day of January one Thousand eight hundred and Sixty Six Between G C Owens of the first and Isaac Smith Freedman of the Second part both parties of the State and District above written

Witnesseth that the said G C Owens for in Consideration of the Covenant on the part of the party of the Second part here in after contained doth covenant and agree to and with the said Isaac Smith that he the said G C Owens will furnish the the Lands and necessary farming implements to the said Isaac Smith for the purpose of making a Crop

And the said Isaac Smith in Consideration of the Covenants on the part of the partie of the first part do covenant aand agree to and with the said G C Owens that he will labour on the land desig

natia by the said G C Owens faithfully
from the first day of January 1866 untill
the thirty first day of December of the same
Year inclusive Doing all manner of plan
tation work in a manner that the said
G C Owens may direct —

It is fully agreed that the said Isaac
Smith is to feed him self and horse being
of no expence to the said G C Owens
further than the farming implements
that the said G C Owens agrees to furnish
And it is the full understanding that the
Crop is be divided as follows (viz —
That the said G C Owens is to give the
said Isaac Smith two thirds of the cotton
and one half of the Balance of the
Crop that the said Isaac Smith makes
none of the said Crop to githered until
both parties are ready to attend to it —
In witness whereof the said parties have set their
hands and seals the day and year above
written

G C Owens
Party of 1st part L.S.

Signed & Sealed in
presence of

Isaac x Smith
Party of 2nd part L.S.

John [illegible] Upham
Capt 6th U.S. Infy

Charleston [illegible] So. Ca.
1877
24 January 1866.

Dr R. Libby Jr. Jos. J. Dill & others.

Citizens

Applies for information upon certain points within stated.

To be filed & reference made to letter of Jan. 27 1866 in reply

W B [illegible]

A. G. HD. QRS. [illegible] CAROLINA
JAN
24
1866

2. Charleston S.C. January 24. 1866

Col L. M. Burger.
AA Genl Dept So: Ca.

Colonel.

Our attention having been brought to General Orders No: 1. Current Series from the Head Quarters of this Department published in the public prints of this City. The undersigned Land owners and representatives of Landowners on James Island S.C. have the honour respectfully to enquire whether the (8) Eighth & (10) Tenth Sections of the Order apply to the property on said Island, held by the Bureau Refugees Freedmen & abandoned Lands or whether that property is to be regarded as excepted from the general provisions of the same. We would also beg leave to enquire what in the judgement of the General Comdg. the Dept constitutes occupancy "by the authority of the United States" whether a mere tenancy permitted by the government authorities is to be so regarded, or whether such tenancy must be evidenced by a written permit.

We make these enquiries from no idle curiosity, but with an earnest desire to facilitate the restoration of this property. The time for planting a crop is now passing and without these lands our families fa

the coming year, must suffer for the want of the necessaries of life

We have the honour to be
Colonel Your Obt Servts

Robt Libby Senr
Joseph D. Dill
Solomon Legare
John C. Minott

Said Ben [illegible]
lost: 24 days from Labor
before leaving. and left
the premises on first day of
December / 1867,

W. J. Breland

Hd. Qrs. S. A. C.
Tarlonville Fla Jan. 26. 66
Respectfully referred to Dr. Breeler for explanation and remarks. —
This paper to be returned Wednesday January 31st 1866

By order of
Capt. J. J. Upham
G. Baker
Lieut & Reg. Supt
A. A. A. G.

At the Harvesting of Corn - Potatoes, Slips & Sorghum. one third was divided among the Hands and the first day of Jan Fodder, Peas, Cotton & Syrup was divided - before which time. Ben Almrick (c) left the place —
W. S. Breeland

Ben Aldrich (c) makes Complaint as follows.

I made a contract with others to work for Doctor Breeler and make a Crop. I was to receive with the others one third of the Crop made (Except Wheat & Rye) when the Crop was housed and divided Doctor Breeler would only give me a Share of Corn and Potatoes, the Cotton, Peas, Rice and Syrup he would not divide with me.

Ben his X mark Aldrich

HEADQUARTERS, 18723 f
Charleston, S.C. Jan 10th 1866.

E.M. B. B. 9-M.D.la

Respectfully referred to Genl. Bennett Comdy Post & 1st Sub Dist.—

The Genl. Comdy. has seen Mr. Hastedt and desires that you put Mr. Brist as attorney for Messrs Rutherford (by your Provost Marshal) into possession of the premises at 48 hours notice - The actual occupation is not with Hastedt but with certain tenants, of course if they acknowledge Mr. Brist (as Attorney) as Landlord they can remain in occupation with his consent.

By Command of
Br Maj Genl. Devens

H. T. Rice
1st Lieut. 33rd U.S.C.I.
A.A.A. Genl.

HEADQUARTERS Dept. of South Carolina
[illegible]
[illegible] S.C. Jan 3" 1866

Respectfully referred to Bvt. Maj. Gen. Devens, Comdg. Dist. Charleston, for investigation. The parties claiming title under Confiscation laws and proceedings of so-called Confederate Congress, and Courts, must be left to establish their claim before the regular tribunals of the Country - when established. Meanwhile they will not be recognized as having acquired any title by reason of such Confiscation and sale, and the lawful owners will be put in possession at once.

By command of
Maj. Gen. D. E. Sickles

W. H. Burger
[illegible] Asst. Adjt. Genl.

√ Em B.B. 422 Dof C.

Hd Qrs 1st Sub Dist M.D.C.
Charleston S.C. Jany 14/65

The Provost Mar=
=shal will cause the parties
to be ejected, in accordance
with the preceding en=
=dorsement from Dist Hd
Qrs. This paper to be re=
=turned with report.

By order of
Bt. Brig Gen Bennett.
Cunningham
Capt &c Ny V & a a Gen

Office of Pro. Marshal
Charleston. S.C.
Jany 21st 186[illegible]

Respectfully returned, Mr
Smit called at this office
and reported that he had
leased the premises to the
present occupants and
(over)

that the matter was sat-
isfactorily arranged.

Frank Geise
Capt 54th Mass Vol
Pro. Mar.

Hd Qrs 1st Sub Dist. Mil Dist
Charleston S.C. Jany 22/66

Respectfully
forwarded, for the infor-
mation of the Bt Maj Gen
Comdg Dist of Charleston.

W. T. Bennett
Bt Brig Gen Commdg

RECEIVED. HD. QRS.
JAN
23
1866
M. D. of C.

HEADQUARTERS, Mil. Dist. of Charleston, S.C. Jany 20 **1866.**

E M B 234 Mil Dist

Respectfully returned Dept Hd. Qrs attention invited to the preceding Endorsements.

Chas Devens Jr.
Brevt Maj Gen Comdg

File

D.B. 157 "B" File

1866
SOUTH CAROLINA

"B"

S 1573.339. Wpe.
Charleston So: Ca:
December 29th 1865

J.B.B. 72. E.M.B. 159 M.B.E.

George L Buist
agent No. 41
Broad St:

Applies to Major
Genl: D. E. Sickles
to eject Hermann
Knetzdt a resident
of Charleston S. C.
from the premises
on Spring street
for reasons stated
within

REC'D HD. QRS
DEPT S. CAROLINA
1865

Recd. at H. Qrs. Jan. 14/66

United States of America
State of South Carolina
City of Charleston
To
Major General Daniel. E. Sickles
Commanding Department of
South Carolina

General

I have the honor as the Agent in fact as well as in Law of Messrs John Rutherford, Walter Rutherford, Lewis. M. Rutherford and Robert. W. Rutherford. Citizens of the United States and now resident in the City of New York, State of New York to solicit your attention to the facts following.

The said Messrs Rutherford at the commencement of the late War were the owners in fee simple absolute and in undisturbed possession of a lot of land with the buildings and improvements thereon situate on the North side of Spring Street in the upper wards of the City of Charleston, four doors East of Rutledge Avenue.

Some time during the War as I am advised some proceedings were originated in a Court styling itself the District Court of the Confederate States for the District of South Carolina and of which Hon A. G. Magrath was the presiding Judge, for the confiscation

and sale of the said lot of land.

The said proceedings were founded upon the pretence that the said Messrs Rutherford of New York were alien Enemies to the so styled Government of the Confederate States of America and also upon certain provisions of an act of a body styled the Congress of the Confederate States by which a general system of sequestration and confiscation of the Estates real and personal of what were designated alien Enemies of the Confederacy were instituted.

Under these said proceedings so originated the said lot of land as I have also learned was, by some pretended Officer, put up for sale and purchased by one Herman Hastedt a resident of the said City of Charleston who now claims to hold the same, is actually in receipt of the rents and profits thereof and absolutely refuses to surrender the possession to the said Messrs Rutherford.

I would respectfully submit that the withholding of the said lot of land from the said Messrs Rutherford the indisputable owners thereof is a fraud upon them and will operate greatly to their prejudice and injury.

It is now impossible for them to assert their rights in any Court either of South Carolina or of the United States and they will be wholly remediless without your aid.

It is apparent that the said Herman

Hastedt has no right whatever to withhold the said lot of land and his continuing to do so is in palpable violation of their rights as citizens of the United States.

It will also result if he is not restrained by your intervention in enabling him to make use of an illegal act consummated during the rebellion under the sanction of military power to deprive loyal citizens of their just rights to property.

I respectfully ask that the said Herman Hastedt be ejected from the premises and the possession be restored to the Messrs Rutherford.

Very Respectfully
Your obt. Servt.,
George L. Buist
Agent of the
Messrs Rutherford
41 Broad Street
Charleston S. C.

A. 1874

Beaufort S.C.

Jan. 13. 1866

Apple J. & others
Traders &c

Make application that the 104, a. f. c. t. may be paid off at Beaufort, much money being owed by the Regiment in this Town

Citizens

Headqrs. Com. Sub-Dist
Beaufort S.C. Jan 13th

Respectfully forwarded
approved

W. M. Vrede
Lt. Col. 128th U.S.C.T.

Head Qurs Com. Dist. of Beaufort
So. Sec. Dist. S. C. January 16th 1866

Respectfully forwarded
approved

Douglas Frazar
Col. 104th U.S.C.T.
Comdg Dist. Beaufort

RECEIVED DEPT OF SOUTH CAROLINA JAN 19 1866

HEADQUARTERS Dept. of South Carolina

[illegible]

Charleston S.C. Jan 19th 1866

Respectfully referred to the Comdg. Off. of Muster D.S.C.

By Command of Maj. Genl. D. E. Sickles

W. L. M. Burger

Asst. Adj. Genl.

Office Comsy of Muster D.S.C.

Charleston S.C. January 20th 1866

Respectfully returned.

The 104th U.S.C.T. was mustered in at Beaufort S.C. I instructed my Asst. who has charge of the muster out of this Regiment to muster it out at Beaufort in compliance with War Dept. Genl. Orders 94 Par 5 current series of 1865; but the Major General Comdg requested me (in consequence of some statements made to

over

him in reference to the
muster out of the Regt at
Beaufort) to have it brought
to this place for final
payment (B) Discharge —

Leslie Smith,
Bvt. Maj. & U.S. Army
Comy of Musters
D.F.

B 100 A

Filed

Beaufort S. Carolina
January 13" 1866

Brothers Col. W. L. M. Burger
A. A. G.

Colonel

We the undersigned Merchants and Traders of Beaufort S. C. would most respectfully submit the following statement. We are informed that the 104 Regiment U. S. C. Troops now being mustered out is to be sent to Charleston to receive their final payment. This Regiment was organized here some six months since the officers being mostly raised from the ranks, were without funds and received credit from us for what was necessary for their outfit. Since they were raised they have received very little pay, and consequently all are more or less indebted to the Merchants of this town. In addition to which many of the enlisted men owe small amounts. We have the honor to request that payment may be made at this place so that we can collect without additional trouble and expence, what is our just due.

We have the honor to remain
very respectfully &c

Hutchinson & Blanchard
J. Appel
R. C. Camiller & Co,
Beard & Co
S. W. Latz
Jam. A. Cooley
E. J. Levy
Hubbard & Mix
M. J. Barnett
Samuel J. Connelly
S. Mayo
D. C. Wilson & Co
Bennett & Co
Hall & Whitman

A. K. Lane
R. E. Graves & Co.
S. C. Millett
Geo. W. Woodman
Comst Fessenden
Paine & Leslie
Henri Lemmermann
J. G. Thompson & Co
Fuller & Lee
John H. Stinson
for John S. Ryler
H. A. Webber
J. A. Nickerson
A. S. Jones
[illegible] Holliday
Sullivan & Kingman
George Waterhouse
Wm. C. Bellows
Ely & Squier
Chas. Cotting
Fred Rininger

J 1875 66

Anderson

A. Bisler

Sedwick

Lieut

Dept of Ala

Tuscumbia Ala. Jan. 15th, 1866.

Jno. E. Cleland

A. A. Genl. Dist. of Huntsville

Captain:

I have the honor to make the following statement in regard to the recent difficulties at this place.

There is but three Northern men doing business here. and I think I could safely say that there is but three men in the place that has any "pretentions" to being a Union man — in the absence of the bayonet —

Their names are ---- Anderson, A. Bresler. and Sudwick.

Mr Anderson keeps a Bakery and Confectionary. and was formerly a member of the 2d. Ky. (Federal) Inf. He appears to be a very quiet, peaceable, unassuming, gentleman. but is somewhat defficient in nerve.

He informs me that it has been quite

customary to have Citizens enter his place of business - with revolvers - and call him a "dam Yankee son of a bitch", and threatened his life if he remained. His house has been stoned, and every kind of insult offered him. He refuses to give the name of the guilty parties, on the ground that if they are arrested, he will have to leave the country.

He has reported the transactions to the civil authorities, but was invariably put off with some trivial excuse.

Messrs. Bresler & Ludwick are Dry Goods Merchants, & have been treated the same as Mr. Anderson. It seems that the Ruffians are determined to force them to leave the country, & I have no doubt but for the timely arrival of my Co. they would have succeeded. Mr. Anderson offers to sell out for $300, less than cost. It is impossible for them to find purchasers, consequently they cannot leave.

In some cases - such as stoning the house &c. - they could not ascertain who the parties were, but of those they do know, they will

not not report, for fear of the hereafter.

I have conversed with the Mayor, City Marshal, and Freedman's Agent, and all say that it has been very quiet, and very peaceable. And that nothing has transpired tending to disturb the peace, since they assumed their Offices. And seem very indignant that you had no more confidence in them than to send a "Nigger" guard to watch them.

I am also informed by numerous Citizens that it was customary for them to always wear their revolvers on the out=side of their coats when they came to the city in order to punish any insult they might recieve from any "dam Northern abolitionist or Nigger." The revolvers — like their braggadocio threats — have all disappeared since I came.

Lieut. Jones — the bearer — will give you all the particulars.

I have the honor to be Capt.

Very Respectfully &c

Jacob Kemnitzer

Capt. Co. "A." 110th. U.S.C. Inf.

Quarters Department of the Tennessee,
INSPECTOR GENERAL'S OFFICE.

OFFICIAL BUSINESS.

Jan 1, 1866

Inspector General, U. S.

J. 6. D. T. 1866
1876

Papers in the Case of
Andrew Johnson
Employe U. S. Mil. R. R.

Head Qrs Mid Dist Tenn
Nashville Tenn
Jany 12th 1864

Respectfully referred
to Comdg Officer Dist
Mid Tenn who will
cause charges to be
preferred against this
man and bring him
to trial thereon

By command
Maj Genl Thomas
Saml P. Poris
Capt & a Jd

Headquarters Department of Tennessee
Memphis, Tenn., Feby 19. 1866.
Respectfully referred to Captain Edward Persons Judge Advocate D. T.
By Command of Maj Gen Stoneman
[illegible]
Bvt. Maj & A.A.G.

Nashville Tenn

Papers in case of
Andrew Johnson
Supt. W. & M. R.R.

157

J. C. D. T. Rb.

(9 Enclosures)

Duals

Hd. Qrs. Post of Nashville
Nashville, Tennessee
Feby 13th 1866

Respectfully forwarded to the Hd. Qrs. Dept. of Tenn the Dist. of Mid. Tenn having been abolished —

W. R. Shafter
E. B. Col. 17th U.S.C.I.
65 Comdg Post.
bvt.

Reg. & Jack

Hd Qrs. M.D.T.
January 13th 64

Maj. Genl. Johnson directs me to request you to examine the enclosed papers & what you can make of them. Col Rusling thinks that it is a [illegible], the prisoner is now in custody at this place.

Respy
Yr obt Servt
[illegible]
Capt & A.D.C.

Maj Blackman
Pr. D.M.T.

Off. Inspector 2. M. D.
Nashville Tenn.
Dec. 25. 1865.

Rusling Jas. F.
Col. & Insp. 2. M. D.

Wishes to ascertain about some mails shipped to Atlanta Ga. &c.

'A'

Confidential —

Office Inspector Q. M. Department,
Nashville Tenn.
Dec. 25, 1865.

Bvt. Col. J. L. Jamed.
Chief Qr. Master, D. of E. Tenn.
Colonel, —

Please ascertain whether on or about Oct. 1st, there were about twenty kegs of nails, & eight or ten boxes of window glass, shipped by Railroad from Chattanooga Tenn. to Atlanta Geo. marked "Oglesby, Atlanta", or some such name. If so, when & by whom shipped. I presume you can obtain the information at the R. Rd. Office — See for Sept. Oct. & Nov. if necessary. Please answer immediately.

Very respectfully,
By order of the Qr. Mr. General,
(Sd) Jas. F. Rusling.
Colonel and Inspector,
Q. M. Dept.

A true copy
Jas. F. Rusling.
Colonel & Inspector
Q. M. D.

Office C. Q. M.,
Chattanooga Tenn
Dec. 29. 1865.

James J. H.
Bvt. Col. + C. Q. M.,

Replies to Col. Ruslings letter of Dec 25, concerning mails to be shipped to Atlanta Ga.

"B"

Office Chief Qr. Mr. Depot.
Chattanooga Tenn. Dec. 29. 1865.

Col. Jas. F. Rusling,
Insp. Q. M. Dept.
Nashville

Colonel -

In compliance with your communication of Dec. 25th I have the honor to inform you that the books of the W. and A. R. R. have been examined from Sept. 25th (the date on which the Road was turned over by the Govt.) to Dec. 1st. It is found that on Sept. 27th 40 kegs of nails - were shipped from this place - marked G. T. Oglesbee - Atlanta - shipped by Miller + Mayne. The books kept by the U. S. M. R. R. are probably in Nashville in the possession of Bvt. Maj. T. J. Crilly A. Q. M. to which reference may be made for shipments prior to Sept. 25th.

Very respectfully,
Your obedient Servt.
(Sd) John W. Jarred
Bvt. Col. + C. Q. M. D. E. T.

A true copy
Jas. F. Rusling
Colonel + Inspector
Q. M. Dept.

Office Inspector QMD
Nashville T. Dec. 20/65

Rusling Jas. F.
Col. & Insp. Q.M.D.

Wishes to ascertain about some rails shipped to Atlanta Ga.

C

Confidential-

Office Inspector Q. M. Department,
Nashville Tennessee
Dec. 25. 1865.

Capt. E. J. Tarrun A. Q. M.
Atlanta Geo.

Captain:-

On or about Oct. 1st, there were about twenty kegs of nails, & eight or ten boxes of glass, shipped by Railroad from Chattanooga Tenn to Atlanta Geo. marked to "Oglesby Atlanta" - Please ascertain, who Oglesby is, whether the property was received by him & when, & who shipped it - Also the price he paid for same - I presume the information can be had by judicious inquiry at Railroad Office, Atlanta. See for Sept. Oct. & November, if necessary.

Please answer immediately.
Very respectfully.
By order of the Qr. Mr. General
(Sd) Jas. F. Rusling.
Col. & Inspt. Q. M. D.

A true copy.
Jas. F. Rusling
Col. & Inspt. Q. M. D.

Office A. Q. M.
Atlanta Ga.
Jany. 1. 1866

Tannum E. J.
Capt. A. Q. M.

Replies to Col. Rusling's letter of Dec. 25th concerning rails shipped to Atlanta Ga.

"D"

Office A. Q. M.
Atlanta Ga. Jan. 1. 1866.

Col. Jas. F. Rusling
Inspector Q. M. Dept.
Nashville Tenn.

Colonel—

I have the honor to acknowledge the receipt of your letter of the 25th ult. and in reply, I have to say that I have examined the records of the R. R. Company and find that 40 Kegs of Nails were received here Sept. 30th marked "G. O. Ogletree", from Miller & Mayne, Chattanooga—

This is all the shipment I can find any record of except several car loads of Lumber in Nov. shipped from the same place.

The man is a contractor and is engaged in constructing buildings in this city. I have not learned the price paid for the property.

I am, Colonel,
Very respy. Yr. obedt. servt.
(sd) E. J. Farnum.
Capt. & A. Q. M.

A true copy
Jas. F. Rusling
Colonel & Insp. Q. M. D.

First National Bank, Nashville, Tenn.

$

Nashville, March 2nd 1866

I CERTIFY that Bvt. Maj. Genl. R. W. Johnson, Pro. Gov.

has this day deposited to the credit of the Treasurer of the United States

[redacted] Dollars

on account of Fines & Impressment

for which I have signed duplicate receipts.

No.

Hudson Taylor, 334 Pa. Av. Washington, D.C.

The within named Johnson having failed to appear his bondsmen have paid to me the Amt.

R W Johnson
Bt Brig Genl USA
P M G

Mar. 3 1866

Provost Marshal's Office,

Nashville, Tenn., Jany 1864.

Know all men by these presents: That we, Andrew Johnson of the county of Knox and State of Tennessee as principal, and Baxter Smith & Jo. C. Guild of the county of Davidson and State of Tennessee, as surety, are held and firmly bound unto the Government of the United States, in the penal sum of One thousand Dollars ($1000.00) which we agree shall be levied and made of all our goods and chattles, lands and tenements, and to the use of said Government rendered.

The condition of the foregoing obligation is such, that whereas, the above bounden Andrew Johnson, now a prisoner in custody of the Provost Marshal of the City of Nashville, has this day been released from custody, and is to report weekly at the Office of Provost Marshal until he shall have been released from arrest.

Now, therefore, if he, the above bounden Andrew Johnson shall well and faithfully observe the same, and conduct himself in all respects as in accordance with this Bond, then these presents shall be void; otherwise, to be and remain in full force and virtue.

Andrew Johnston {L. S.}

Jo. C. Guild {L. S.}

Baxter Smith {L. S.}

Signed, sealed and delivered before me, at office in Nashville, this 22d *day of* Jany 1864

F. H. Ross
1st Lt 16th Infy Act Pro Mar

Chattanooga Tenn.
Dec. 8. 1865.

Philip Eichorn, being duly examined, says; reside in Chattanooga, am working at carpentering, was 1st Lieut. "E" Co. 1st U.S. Vet. Vol. Eng. Some three weeks ago, the day of Capt. Hopkins sale of Construction Corps Quarters - a man named Andrew Johnson came to me, at my Carpenter Shop in Chattanooga, & asked me if I didn't want to buy some door-frames; window-frames, & remnants of Walnut lumber, & a few pine boards. I said yes - We then went to look at it, & he took me into the Construction Corps Shops, by the Water tank on the C. & K. R.R. I asked him if it wasn't Gov't. Property; he said no; it was his own private property, made it for a man in town, & he wouldn't have it. There were also some work-benches. He offered the lot at $18.00/100. I said I didn't want the benches, & offered him $10.00/100 for

(over)

for the Lumber, two door-frames, + three window-frames. He took it, + I hauled them away next morning, in face of the watchman. Johnson said he was no longer in Govt. employ, + had made the work since he left it, out of his own private material and had the lumber left. I was very careful to know if it was not Govmt. Property, + stand ready to restore it, only I should like to get my \$10.00/100 back. He also offered me a cooking stove, some paint, glass, + sign boards, but I said I didn't want them —

A true copy
Jas. A. Ekin
Colonel and Inspector,
Qr. Mr. Depmt.

Chattanooga Tenn.
Dec. 8. 1865.

Isaac Brubaker, being duly examined, says: I am a resident of Chattanooga Tenn, am a carpenter. Have been here since February 1864. I came here for duty with U. S. M. R. R. Was placed on duty at Chattanooga, under H. D Franklin, afterwards under J. J. Palmer, afterwards under F. A. Mitchell as foreman, was foreman from last of June 1865, to first of September. Then under Mr. Andrew Johnson, until the Rail Roads were turned over to the civil authorities –

× × × ×

After Mr. Mitchell left, Andrew Johnson became his successor, as Supt. of Bridge Repairs. This was in Sept. or October 1865. Some time after this the Rail Roads were turned over to the Civil authorities. In turning over the property, he retained considerable amounts of expendible property. The first thing I noticed was twenty kegs of nails, and eight or ten boxes of window glass, they went off from the Shop, + some of the

(over)

men told me, that a wagon had come and taken them off; didn't say where;– The next day, I saw them on Mr. Miller's wagon, of the Chattanooga House, going to the Georgia Depot. I felt a curiosity to know more about them, & went up to the wagon, & found the kegs & boxes marked "Oglesby, Atlanta Ga". I know they were the same kegs & boxes, because of the way the heads were broken in & had been nailed up. The Gov't. mark, "J.C. Crane, Nashville Tenn." was also on them; they had tried to cut it out, but it was still legible. I went same day to Miller and Mayne's store, & found it was their wagon & their driver. The nails & glass would have been worth about $300. Chattanooga prices.

The latter part of October, he (Johnson) sold me six kegs of nails, & three boxes of glass, for $50. in all; took no receipt; nobody present when payment was made; had been discharged a week or so before, and was carpentering on my own account in Chattanooga. About same time

(over)

he sold me some Gov't. tools, a Jack plane, a fore plane, a smoothing plane, & a drawing knife — I gave him $3.00/00 or $4.00/00 for them — I knew it to be wrong for him to make these sales, but as I wanted them, & other persons were getting materials this way, I thought it would be no great harm, for me to do it — I intended to report the matter to the Post Commander, Col. Gaw, but have postponed it. After this, he (Johnson) sold some window frames to a Mr. Eichorn in Chattanooga. There were two fine door-frames, & three window-frames. He sold them remarkably low, only seven dollars for the whole, as Mr. Eichorn told me; he (E) told me that he bought them of Johnson —

I met Johnson in Atlanta, in the middle of October; he told me that he had some white pine lumber for sale. I went with him up to the cars, & he pointed out two car-loads; he was inquiring for a man named Irish, that had been on Gov't. R. Rds. He spoke as if he was only doing the business for other parties. He afterwards

(over)

a week or so - told me, that he had disposed of the Lumber in Atlanta for $65⁰⁰/₁₀₀ pr. one thousand feet. There were about twelve thousand feet of the Lumber. Did not say to whom he sold it.

Some days after this, I saw Johnson in Chattanooga, + he told me that he had a coil of rope to dispose of, + that Mr. D. W. Visher, Contractor of Bridges now on C. + A. R.R. was to take it, + wanted to know if I had heard Visher say any thing about it. I was then in Visher's employ. He said Visher had promised to take it at $60⁰⁰/₁₀₀ - + he hoped he (V) would come + take it, as he (J) was going home - I told him he had better write Mr. Visher about it, which he did; he told me so; Mr. Visher then came up here, + employed Mr. Johnson to go to work for him on Bridges - Johnson went - I think the rope went also, but did'nt know - Johnson is now near Dawson (two miles). Dawson County Ga. on South Western R.R. distance from Macon ninety-eight miles - framing Bridges to be brought on Western + Atlantic R.R. Is in

(over)

employ of Visher & Harkie. In October, under Johnson's administration, there were some ten thousand shakes, taken to Miller's House (Chattanooga House, Chattanooga Tenn) by his team; I went down to Miller one day, & said the thing must stop, & wanted to know how he got them. He said he had an order from Capt. Swift for lumber. Johnson was boarding there. I stopped the teams & made them throw out two loads. Johnson told me they were not Gov't. shakes, that Capt. Swift had ordered them of J. J. Vosberg, & the Govt would not receive them, so that they didn't belong to the Gov't. When I went to Miller to see about it, he said he had an order from superior authority to mine for them. I asked him who, & he didn't say; I asked him if it was Johnson, & he laughed, & said "Johnson & Charley"; Charley was Charles Botham, Johnson's clerk; I afterwards sold four thousand of the shakes to a Dutchman - don't know his name - for \$20 %oo in all. I reported the facts to Johnson

(over)

+ said I would either pay the money to Capt. Hopkins A.Q.M. or to Vosberg – according as Gov't. or Vosberg was the owner; he said "let it slip – They don't belong to the Gov't. Give me $10.00/100 – and keep $10.00/100. + it will be all right –" I did so, + have $10.00/100 of the money now –

A true copy –
Jas. F. Rusling.
Colonel and Inspector
Qr. Mr. Dep't.

Office Inspector Q. M. Department,

Nashville T. Dec. 25th 1865.

Bvt. Maj. Gen. R. W. Johnson,

Prov. Mar. Gen'l. Mil. Div. Tenn.

General,–

I have the honor to enclose herewith copies of certain statements, relating to acts of one Andrew Johnson, while in employ of U. S. M. R. R., & I send the man himself along in charge of Sergt. Dwight K. Frost, "E" Co. 187th O. V. I. From them it appears, that while in Gov'nt. employ, he fraudently disposed of Public Property, amounting in all to several hundred dollars. He denies all the charges made against him, & the statements being read to him, without the names of witnesses, he denies them in whole & in part – His criminality, nevertheless, appears to me to be beyond question, & I therefore, turn him over to you for such disposition as the Major General Comdg. may direct.

Perhaps I should add, that these facts & his complicity have become

known to me, while making an investigation into certain U.S.M.R.R. affairs, at Chattanooga, by direction of the Qr. Mr. Genl. to whom, this action of mine will now be immediately reported by letter. I shall also ask instructions by telegraph, as to Johnson, and will notify you of same, when received

Very respectfully,
Your obedt. servant,
Jas. F. Rusling
Colonel & Inspector,
Qr. Mr. Deprt.

Office Inspector Q. M. Department,
Nashville Tennessee,
Jany. 4. 1866.

Brt. Maj. Gen. R. W. Johnson,
Prov. Mar. Gen. Mil. Div. Tenn.

General:

I have the honor to furnish you herewith copies of correspondence, that throws some additional light on a certain transaction of the man Andrew Johnson, late employé U. S. M. R. Rds. whom I sent to you Dec. 25th. From a comparison of the statements then furnished you with the papers herewith, it will be seen that this fraudulent transaction of the rails &c was consummated through Miller and Maynes of the Chattanooga House, Chattanooga Tenn. These two men will, therefore, be important witnesses, though they may prove very obstinate ones, as they

seem complicated with the fraud –

Very respectfully,

Your obedient servant

Jas. F. Rusling

Colonel and Inspector

Qr. Mr. Dept.

Chattanooga Tenn.
Dec. 1. 1865.

Frederick A. Mitchell, being duly examined says: that he is a resident of Campton, Grafton Co. New Hampshire—

× × × ×

Have heard that Andrew Johnson, my successor sold lumber along the Road; his own clerk, Charles Botham, now in Illinois, told me so; this was in Sept. last. I think in Office at Chattanooga.

A true copy,
Jas. A. Cushing,
Col. and Insp. Q.M.D.

Hd. Qrs. Mil. D. Tenn
Nashville Tenn
Mar. 3^d 1866.

By some means this communication is found on my table. The said Johnson was on bonds to appear and having failed his sureties have paid the Amt. $1000. to me and I have forwarded the same to proper

authority in Wash-
ington.

R. W. Johnson
Bt. Brig. Genl. & Actg.
A. G. M.

Head-Quarters Department of Tennessee,

Memphis ~~Knoxville~~, Tenn., Feby 22nd 1866.

Colonel

The trial of Andrew Johnson em=
=ployee in U.S.M.R.R. the papers in whose
case were forwarded from your office on the
13th inst has been ordered at Chattanooga
Tenn. The Major General Commanding
Department directs that you take measures
to have the said Johnson report in
person at Head Qrs. Dist East Tenn
I understand that he is at large in Nash=
=ville under bonds— Please report action—

Very Respectfully
Your Obdt Servant
Oliver Persons
Capt. and A.A.G.
Dept of Tenn.

Col. W. R. Shafter.
17th U.S.C.I.
Comd'g Post.

Head-Quarters Department of the ~~Tennessee~~ Cum'd,
Acting Judge Advocate's Office.

Louisville, Ky., Aug 31st 1868.

Bvt Lieut Colonel J. P. Willard
Aide-de-Camp & Actg Asst Adjt

Colonel

Enclosed herewith please find papers in the case of Andrew Johnson, Employee U.S. Mil. R.Rds, for which please acknowledge receipt.—
These papers were found among the files of this Office.

Very Resp'y
Your obt servt
S. C. Kellogg
A.D.C. & A.J.A.
&c—

Office Inspector Q. M. Department,
Nashville Tennessee
Dec. 29. 1865.

Bvt. Maj. Gen. R. W. Johnson,
Prov. Mar. Gen'l. Mil. Div. Tenn.
General:

The following copy of a telegram just received, relating to the man Andrew Johnson, whom I sent you Dec. 25th, is furnished you for your information.

x x x x

Washington D. C. Dec. – 1865.

Col. J. F. Rusling,
Inspector Q. M. Dept.

Telegram received. Report the case of Andrew Johnson to Gen'l. Thomas, & request him, under act number forty-six of March 2. 1863, to cause his arrest, and trial by Court Martial –

M. C. Meigs.
Bvt. Maj. Gen. Q. M. G.

(over)

Please communicate the above to the Maj. Gen. Comdg. together with other papers transmitted Dec. 25th, for such action as he may deem necessary.

Very respectfully,
Your obedient servant,
Jas. F. Rusling,
Colonel and Inspector,
Qr. Mr. Depmt.

Fernandina Fla
1877
Feb. 12. 1866.

Johnson, Wm. C.
(Citizen)
Ser. B. f. 9 vols. Bks.

Furnishes a detailed statement of the proceedings of a meeting of the citizens of Fernandina called together to discuss the recent legislation of Florida.

No 2. G. E. Fa.
Jacksonville, Fa.
Feby 19th 1866.

Respectfully transmitted for the information of the Major General Commanding
John T. Sprague
Colonel 7th U.S. Inf.
Commanding.

Recd. Hd. Qrs. Dept. Fla. 1866

Fernandina Feby 12th 1866

Genl Sprague
Jacksonville

Sir, By a letter just recd from H G. Cole Esqr I am advised to furnish you with a detailed statement of the meeting of the Citizens of this town, on Thursday the 8th Inst Placards were posted in the morning calling the loyal citizens to meet at the Baptist Church at 3 oClock P.M to consider & discuss the recent legislation of Florida, at the appointed hour about two hundred persons assembled one fourth of whom were white men, the balance black men & women Mr Liberty Billings called Dr Gifford to the chair who appointed Mr Billings, Wm H Funston and a black man named John Gordon commitee to prepare business for the meeting, these Gentlemen retired and in a few moments returned with resolutions denouncing the "body of men recently assembled at Tallahassee styling themselves the Legislature of Florida, a disgrace to Civilization", that the Laws enacted by them must be crushed in

in the egg, or there could not & ought not to be peace, Dr Gifford made some remarks in which he denounced the proclamations of President Johnson as Edicts not warranted by law or authority and of no avail, Mr Emerson & Mr Smith made remarks of a more conciliatory nature & Mr Funston says he opposed the resolutions, and warned Mr Billings that they were calculated to excite a war between the whites and blacks, but he would accept no amendment, the resolutions were adopted by the unanimous vote of the blacks, and a seditious spirit excited which was evinced by tumultuous songs & revelry through the streets nearly all night,

up to this meeting the blacks were peaceable and attentive to their business, since then they are idle and dissatisfied many of them defiant & insulting the citizens becoming alarmed for their personal safety addressed a communication to Gen Foster on the subject which I suppose ought to have been sent to you instead,

I am Genl

Very Respectfully

Your Obt St

Wm H Johnson

M. 11 . 1826 1866

Fort Barrancas
Barrancas Fla Feb 24 '66.

Maynard Geo. H.
Capt 82d U. S. C. I.

Reports the number of Houses located on the Army reserve, the Heads of Families occupying them and their occupations.

[illegible]

Rec'd [illegible] 24th 1866

Fort Barrancas
Barrancas Fla. Feb 24th 1866

1st Lieut Henry O Wright
Post Adjutant

Lieutenant

In compliance with instructions from the Colonel Comdg, to number all houses occupied by Citizens on the army reserve and to obtain such information necessary to assist in the speedy removal of these people from their houses into ... occupied. I have the honor to submit the following report viz.

No of House	Total number of occupants	By whom occupied (heads of Families)	occupation	Remarks
1	Colored 3	Mrs Cavendish	unknown	
2	" 3	David Baker	"	Formerly in 2 M. Dept - out of work
3	" 3	Jacob Culligan	"	" " "
4	" 4	Matilda Banks		supported by Pvt Purnell Co. "G" 82d U.S.C.I
5	" 10	Henry Singleton	Laborer	works in Navy Yard
6	" 1	Mrs Thompson	unknown	supported by Pvt F. Thompson Co. "C" 82d U.S.C.
7	" 9	Albert Standish	Laborer	This house contains (2) Families removal recommended
8	" 1	Mrs Dawson	unknown	supported by Pvt S Dawson Co. "G" 82d U.S.C.I.
9		unoccupied		
10	" 2	Amanda Booker	"	House of Prostitution
11	"	P Smith	Laborer	Works in Warrington
12		unoccupied		

(over)

13	(Colored)	9	Jesse Myers	Carpenter	Works in Warrington
14	"	6	John Riley	Laborer	Works in Navy Yard
15	"	3	Jim Garner	unknown	
16	"	2	Lucy Walker	"	These are very old people
17	"	4	Louis Robinson	Laborer	
18	"	3	Maddison Edwards	unknown	Formerly in 2 M. Dept. - out of work
19	"	4	John Bryant	"	" " Convoy
20	"	11	John Dicken	Laborer	Works in Navy yard
21	"	2	Mrs Dickens	unknown	House of Prostitution
22	"	4	Peter Rogers	Laborer	Wood chopper, hauls wood for citizens
23	"	4	Susan Sanders	unknown	Supported by Pvt Sanders Co. "D" 82d U.S.C.I.
24	"	3	Mary Johnson	"	
25	"	2	Mary Wagner	"	Supported by Pvt A Wagner Co. "G" 82d U.S.C.I.
26	"	1	M Jackson	"	" " " Louis Jackson " "
"	"	1	Martha Robin	"	" " " Henry Robin " "
27	White	5	Alex Robinson	Laborer	Works in Navy Yard
28	Colored	3	Ned Hopkins	unknown	House found Locked
29	"	4	Robt Jordon	Laborer	works in Navy Yard
30	"	4	Mrs McFarland		Husband in 86th U.S.C.I.
31	"	2	Robt Johnson	Laborer	Works at Navy Yard
32	"	4	David Nelson		These people are very old.
33	"	1	Silva Merritt		" " "
34	"	5	Charles Gabb	Shoemaker	Located at the Waggon yard
35	"	2	Caroline Simmons		Supported by Pvt Simmons Co. "C" 82d U.S.C.I.
"	"	1	Maria Martin		" " Corpl Martin " "
36	"	1	Kissy Steward		Very old Woman
37		2	Richard Jackson	unknown	Formerly in 2. M. Dept out of work
38	White	1	Mary Jones	seamstress	
"	"	6	Elizabeth Coran	"	
39	Colored	13	Daniel Knights	unknown	Formerly in 2. M. Dept - out of work
40	"	5	John Kinsey	"	Supported by Pvt John Kinsey Co "H" 82d U.S.C.I.
"	"	1	Angeline Baker	"	" " Moses Baker " "
41	"	5	Wm [illegible]orby	Laborer	Works at Navy Yard
"	"	4	Mary Jackson	unknown.	

"	"	1	Angeline Baker		" " Moses Baker " "
41	"	5	Wm Crosby	Laborer	Works at Navy Yard
"	"	4	Mary Jackson	unknown	
42	"	4	Shade Andrews	"	This is a House of Prostitution.
43	"	1		"	House found Locked
44	"	1	H Alexander	Shoemaker	
45	"	2	Jemima Carter		Husband in 86th U.S.C.I
46	White	3	Peter Duncan	Laborer	works in Navy Yard
47			Unoccupied		formerly occupied by Chas Butler
48	"	4	Pearson Peacock	Laborer	Works at Navy Yard.
49	"	11	C. J. Wheat		Formerly Superintendant in Q.M. Dept
50	Colored	6	Tina Davis		supported by two sons in Warrington
51	"	6	Hardy Potter	Carpenter	Works at Pensacola.
52	"	6	John Green	Fisherman	Formerly in Q.M. Dept
53	"	5	Jackson Ruttidge	Carpenter	Recommended to be allowed to remain
54	"	2	Two Women		supported by Sergt Nash & Pvt Carson Co. "G" 82d U.S.C.I
55	"	5	Nancy Dawson	Seamstress	
56	"	7	Martin Johnson	Carpenter	out of work - living in a Shanty
57	"	3	Mrs C Holly		poor lone Woman
58	"	4	Julia Archer		(located in camp 86" U.S.C.I) This house contains (4) women supported by enlisted men of Co. "G" 82d U.S.C.I. not married
59	"	1	Mary Benjamin	Seamstress	Claims to have a husband in 25" U.S.C.I
60	"	4	Philip Samuel	Carpenter	Works in Warrington (House in 25" Camp)
61	"	3	Daniel Tucker	"	" " "
62	"		Clayton Stearns		House unoccupied - absent in N.O. La.
63	"	4	George Hunt	Laborer	Wood chopper
64	"	4	Joseph Dawson	"	Works in Navy Yard
65	"	8	James Whiting	Carpenter	" " Warrington
66	"	4	Mr Howard	Laborer	

Total 262 Colored people 232 - White people 30.

Very Respectfully
Your most Obt Servt
Geo H Maynard
Capt Co. "G" 82d U.S.C.I

Bureau R. F. & A. Lands for the South Carolina Side of S. River

Rice Hope Plantation S. C.
July 28th 1866

Respectfully returned to 1st Lieut. S. Backer 6th U.S. Infantry & A. A. Commissioner with the information that I acted under arrest by authority under Special Orders No. 4 from Head Quarters, Assistant Commissioner Bureau R. F. & A. Lands Dated Charleston S. C. June 5th 1866.

Henry Bernard
Capt. & A. A. Commr.

Head Quar. Post of Lawtonville
Lawtonville S.C. July 29th 66
Respectfully returned
Attention called to
inclosed orders –
(Par. IV)

F. Baker
1st Lieut 6th U.S.
Comd'g Post

Recd Aug 8 1866

Hd. Qrs. Bureau R. F. & A. Lands
South Carolina Side of S. River
Rice Hope Plant. Aug 8–66

Respectfully forwarded to
Major General R. K. Scott
Asst. Commissioner Military Commd.
States of So. Ca. Charleston S.C.
with the request that
Lieut. F. Baker 6th U.S. Inf
may be informed of my
official authority.

J. C. Reynolds
Capt. V. R. C.
Sub. A. Commissioner

HD QRS ASST COMMISSIONER
BUREAU R.F.&A.L.
SOUTH CAROLINA
CHARLESTON September 5th 1866

E. B. 410 1866

Respectfully returned to Captain Henry C. Brandt A.A.A.G. with information that an Officer without troops will make a proper request on the C.O. of the Post within the District he may be serving for the arrest of parties for the public good.

E.W. 13. 1/2

By Command of
Bvt Maj Genl R.K. Scott

E. M. Everson
1st Lieut V.R.C. Bvt Major & Actg Asst Adjt General

Citizens

Hd. Qurs. Dist. [illegible]
Grahamville S.C. July [illegible]

Respectfully forwarded
to Lieut S. Baker Comdg
Post Lawtonville S.C.

Wm. R. Flagler
Lieut Comdg
Dist.

Head Quars Post of Lawtonville
Lawtonville S.C. July 22 '66
Respectfully returned to
Capt. H. C. Brandt V.R.C.
with the information
that by Section IV (4)
of General Orders No
5 Hd. Qrs. State of
South Carolina C.S.
the undersigned was
appointed Sub Asst.
Commissioner of the
Bureau R. F. & A. L.
for the Parishes of

St. Lukes, St. Peters
and part of Prince
Williams in the
State Dist of Beaufort.
I have yet to be
informed by what
authority other
agents of the Bureau
make arrests within
the limits of the
District assigned
to me -

The woman
Betty Nash will be
tried before the Pro
Court at these Hd. Qrs
on the fourth of
August 1866 - I did
not receive Your Journals

B. Baker
1st Lieut. 6th U.S. Inf
Comdg Post &c.

Rice Hope Plantation
Headquarters Sub. ası Comm
Bureau R. F. & A. Lands
South Carolina, Side Savannah River
July 14. 1866

Lieut. S. Backer
6th U. S. [illegible] Comnd. Post
Hardeeville S. C.

Lieut!

I have the honor to forward to you, "Prince Pattuaic" & "Bizzy Wash" Freedmen with Charge & Specification arrested in compliance with G. O. No. 9. Headquarters, State of South Carolina Dated Charleston S. C. June 29. 1866.

I respectfully request that the trial may come up at your earliest convenience.

Very Respectfully
Your most obt. Servant
Henry C. Brands
Capt. V. R. C. Sub. Commr.

P. O. Box 16.
Savannah Ga.

HEADQUARTERS Mil. Dist. of
Charleston, S.C. Feby 24th 1866.

Cm B-370-34 — 18780

Respectfully returned to Department Hd Qrs with copy of Genl Order No 16 &c. from these Hd Qrs enclosed.

Chas Devens

Bvt Maj Genl Comdg

Cit.

File

1866 SOUTH CAROLINA

HEADQUARTERS Dept of South Carolina

Charleston S.C. Feb 21st 186

L.R.B. 55 F. D. S. C. 1866.

Respectfully returned to Bvt Maj Genl Chas Devens Comdg Mil Dist of Charleston for Copy of order referred to in previous Endorsement.

By Command of
Maj Genl D. E. Sickles

W. H. Runge
Asst Adjt General

B. 55 F.

returned to [illegible] H.Q. with [illegible] [illegible] [illegible] [illegible]

RECEIVED HD. QRS
FEB
22
1866
M. D. of C.

Walterborough Jany 16/61

No 5 44 mob Ac

Tracy: Aud Cantor

Report an apparent conflict between Civil and Military authority

Enclosure

HEADQUARTERS, Mil. Dist. of Charleston, S.C. Feby 10th **1866.**

Indorsement

E.M.B. 34 D.M.D.C.

Respectfully returned to Genl. Beecher Comdg. 2nd Sub-Dist. The Courts of So. Ca. are now organized, and there seems to be no reason why they cannot take jurisdiction of the cases criminal or civil affecting white persons only.

When the jail is entirely in the custody of the military the prisoners who come under the State authority, should be held by the Military for the State authority.

The report of Capt Armstrong as regards Kelly is not full enough, to be satisfactory - Is Kelly now in custody or not

By Command of
Bvt Maj. Genl Devens

H. A. Rice

Capt. 30th U.S.C.T. A.A.A. Genl.

Head Qrs 2nd S D M D
Summerville S C
Feby 10th 186[illegible]

Respectfully returned

As stated in report of Capt Armstrong Kelly could not be found

He has not been arrested by Military Authority & is at large at present.

James C Beecher
Bvt Brig Genl Comdg

HEADQUARTERS, MIL [illegible] of Charleston, S.C. Feby 16th 1866.

Respectfully returned to Dept Hd Qrs. In order to remove any doubt that there exists, as to the authority of Military officers in criminal and civil cases affecting whites properly, Genl Orders No [illegible] be published —

over

RECEIVED HD QRS
FEB 14
1866
D. of C.

It is hoped under this order, difficulties as to the jurisdiction of the Civil and Military authority, similar to that exhibited in the case of Kelly will not again occur.

Chas Brown[?] Jr
Bt Maj Genl Comdg

RECEIVED ... 14 1869

Head Qrs 2d Bn D
Summerville S.C.
Jany 27th/66

Respectfully referred
to Capt James Armstrong
for report

By Command of
Bvt Col James C Beecher
[illegible]
1 Lt & Adjt

Walterboro
Colleton District
Jany 17. 1866

Maj. Genl.
Daniel E. Sickles
Commanding Dept.

General — I am the Senator from this District in the State Legislature and would be glad to obtain from you the solution of a matter in which the people of my District are much interested, arising out of the position of the military in this State. — I trust that my Official relation to the District will justify my trespass on your attention

I am informed by our Sheriff Mr. Canaday, that one Kelly was recently detained in his custody under a commitment issued by a Magistrate, but was subsequently released on recognizance, that after his discharge he (the Sheriff) was told by Capt.

Armstrong, the Officer in immediate command in this village that Kelly & all other persons in his custody as Sheriff must be released forthwith, as there was no law in S.C. but military law & that on his reply that Kelly was already released on recognizance, Capt Armstrong directed him, to release the recognizance.
On a request by the Sheriff that Capt. Armstrong would furnish him with a copy of the order under which he acted, that officer obligingly allowed the Sheriff to copy the enclosed from an original paper. No intentional error whatever is imputed to Capt Armstrong, indeed this officer, I learn, seems desirous always, of doing his duty only, but if his position in this matter is reported correctly, I am persuaded

from Department orders, that I have been published, that some misconception exists with the military here, as to the status of the civil authority, a misconception very glaring if I am not mistaken, in an endorsement enclosed supposing that civil courts will not sit with us "until S.C. is in the Union" a position I rather think as conflicting with fact, as it is with the views of the President, of the condition of the State.

The Sheriff I am told, has abandoned the Jail, to which he had returned under the authority of a previous order & it is so important to him, to all the Officers of the law & to the people of the District to know, the true position of the Civil authority, that I hope General, you will see proper, as I have no doubt you will, to correct in this part of your com-

many misapprehension upon this subject, which may be found to exist.—

According to the statement of the Sheriff, the facts of the case of Kelly were totally mistaken in enclosed endorsement, but this is not material to the purpose of this communication

very resp'y. yr. ob't. serv't.
Carlos Tracy.—

P.S. You are perhaps aware that, the Judiciary of the State is now fully organized and that Termination is not far distant.

Head Qrs. 2d Dist
Summerville S.C.
Jany 27"/66

Respectfully referred to Capt James Armstrong for report

By Command of
Bvt. Brig Genl James C. Beecher
Robt. Creighton
1st Lt. [illegible]

Hd Qrs. US Forces,
Walterborough, S.C. Jany 31/66.

Armstrong, James
Captain 35th U.S.C. Troops
Commdg at Walterborough

Respectfully Forwards
Report in the case of,
Kelly referred to in
the accompanying letter
of Senator Tracy

— One Enclosure —

Recd 2/6

Hd. Qrs. U.S. Forces
Walterborough, S.C., January 31/66.

To
Lieut. R. Creighton, A.A.A.G.,
2nd Sub Dist., Summerville, S.C.

Lieutenant:-

I have the honor to respectfully report my Action in the case of Kelly, referred to in the accompanying letter of Senator Tracy.

I told the Sheriff that Kelly had to be released and brought before Circuit Court in compliance with G.O. 40 current series from Hd. Qrs. Dept. of S.Ca. - I made no reference to any other Prisoner than Kelly and did not release his recognizance - Kelly could not be found when the order for his trial came to hand - The Sheriff abandoned the Jail of his own accord. The upper part has always been retained for use of the Military - The lower part was turned over for the use of the Sheriff.

I have the honor to be, Lieutenant,
Very Respectfully, Your Obedt. Servt.,

James Armstrong
Captn. Comdg. at Walterborough

Walterboro
Colleton District S.C.
May 17 /66

Tracy Carlos Hon.

Reports an apparent conflict between civil and military authority.

HEADQUARTERS Dept. of South Carolina,
Charleston S.C. Jan. 23 1866

Respectfully referred to Gen'l Devens Comdg Mil Dist Charleston for investigation and report.

By command of
Maj Gen. D. E. Sickles

Wm Bruger
Asst Adjt Genl

RECEIVED. HD. QRS.
186
M. D. of S.C.

HEADQUARTERS, Dept of S.C.

Charleston, S.C. Jany 25/66

Respectfully referred to Bt Brig Genl Jas C. Beecher Comdg 2nd Sub Dist for investigation and Report

By Command of Bt Maj Genl Devens

J. W. Reid

1st Lt 35th U.S.C.T. A.A.A.G.

Recd 27/66 Rcd Bk 2d 120

Hd Qrs 2nd S.D.M.S.C.
Summerville S.C.
Feby 6th 1866

Respy retd with report of Officer Comdg at Walterboro S.C.

James C Beecher
Bt B Genl
Comdg

RECEIVED HD QRS

Hd Qrs 2nd Sub Dist
Summerville S.C. Dec 16/65

Beecher Jas C
Bt Brig Genl Comdg

Refers case of G. Kelley confined for Cotton Stealing States he was arrested by the Sheriff and that the case cannot come before the Provost Court, wishes to know if he must remain in prison until So. Ca is in the Union

Head Qrs 2nd Sub Dist
Summerville S.C.
Dec 16th 1865

Respectfully referred to the Major Genl. Comdg for instructions. This party is arrested by Sheriff. There is not Civil Court & case cannot come before Provost Court. Must he remain in prison until So. Ca is in the Union.

Signed James C Beecher
B.B. Genl Comdg

Head Quarters Mil D of C
Charleston S.C. Dec 18th 1865

Respectfully returned attention invited to G.O. 19 Oct 11th current series from Head Quarters Dept of So Ca.

This man will be tried by Provost Court at once

By Comd of
Bt Maj Genl Devens

Signed J. D. Hodges
Capt 33rd U.S.C.T.
A.A.A. Genl

Hd Qrs 2nd S.D.
Summerville S.C.
Dec 22/65

Respect returned with the additional information that although the prisoner is said to have stolen the cotton, he is confined on Civil Suit for Value of Cotton alleged to have been taken and no criminal charge is prosecuted

Signed James C. Beecher
B.B.G. Comdg 2nd S.D.

Hd Qrs Mil Dist of C
Charleston S.C. Dec 23rd 1865

Respectfully returned
Bt Brig Genl James C. Beecher
Comd 2 Sub Dist

This man will be at once discharged under Part I of the G.O. before referred to and instructions from Dept Hd Qrs transmitted to Sub Dist Commanders dated Oct 14th 1865 indefinite imprisonment on Mesne process is a torture unjust and improper

By Command of
Bt Maj Genl Devens

Signed J. D. Hodges
Capt 33rd U.S. C.T. & A.A.A.G.

Head Quarters 2nd S. District
Summerville S.C.
Dec 24th/65

Respectfully referred to Capt Armstrong the within named prisoner must be tried on Criminal process before Provost Court or be discharged Capt A. will see this order enforced

By Comd of
Bt Genl J C Beecher

Signed Robt Creighton
1 Lt A.A.A.G.

Genl B. C. Buckner

Sir I have the honor to apply to you as following Sir I am Confined here and no friend at all and I am Charged with Stealing Coton which I am not Giltey of taking the Coton but I am knowing to the Coton going away and the Bond is made out against me and I can get no person to sign it and I am a long ways from home and my family is Suffering So Genl If you please and can do any thing for me I wish you will take it in your hands if you please Sir I have never fought against the U S During this war and prove it by all the Colored men that knows any thing about me

from Yours Respectfully
and Obedient Servant

Signed J. B. Kelley
at the Jail

HEADQRS. MIL. DIST. OF CHARLESTON.

CHARLESTON, S. C., February 10th, 1866.

GENERAL ORDERS,
No. 14.

I. The Courts of South Carolina having been fully organized for the dispatch of civil and criminal cases, the Provost Courts will take no further jurisdiction of such cases affecting white persons only, unless the rights of the military or U. S. civil authorities are involved.

II. When it is necessary that arrests should be made (in order to preserve the peace of the country,) of white persons charged with crime against the person or property of whites, such person, so arrested, will be held in custody only so long as is necessary in order to turn them over to the civil authorities for trial.

III. Provost Courts will continue as heretofore to have jurisdiction of all cases in which persons of color are parties, or in which their rights are involved, and of all cases, in which the offense alleged to have been committed by a white, has been against the person or property of a person of color.

By Command of Brevet Major General DEVENS.

M. N. RICE,

Capt 35th U. S. C. T., and A. A. A. G.

OFFICIAL:

Capt. 35th U. S. C. T., A. A. A. G.

N.S. A.G.O. U.S.P.R.S. L. 1866.

18781

Kansas City Mo
February 8th 1866

Newport & Rogers

Citizens

States that they have two (2) Mules which they bought from Hain & Co now claimed by a U.S. Detective.

N. O. P. R.

Recd H.Q. U.S.P.R.S. Feb 14 1866.

Kansas City Mo
Febry 8th 1866

Maj R B Hunch

Dear Sir

We understand that you are going up to Fort Leavenworth Tomorrow if So. We wish you to Call and See Genl. Dodge. for the reasons here given. Viz Some time ago. we bought a pair of Mules from J. R. Ham of this place. And in a short time a Detective Claimed the Mules. And we told him he Could have them provided he took them legally So we Could have recourse on him. but he did not do it. but let the matter run until now. Another Detect-ive is after them, but held on until Mr Ham left and we think it is not right to take them now As we have no recourse, as Ham has left. We wish you to See if the General will not give us a permit to keep them under the Circumstances And in So doing you will much Oblige

Truly Yours &c
Newgent & Rogers
per Capley

R. 5 (D.) 18782 1866

Memphis, Tennessee
February 7th 1866

Robertson J. R.
Cit.

States he has just been shown the petition of Messrs. Cole & Ingles for possession of a mare taken from W. T. Landreth by some home guards and sold by them, and which he as Landreth's atty has replevied, — that the question whether these home guards were entitled to confiscate this mare or not has not been presented before the civil tribunals, — notwithstanding he has learned from Col. Hightower it is his intention to return the petition to Gov. Stevenson for his Order for the delivery of the mare, — believing that he can demonstrate fully that these home guards had no authority to capture property asks Gov. Stevenson to give him a hearing before he issues the order &c,

Sec. "P. 5" 1866

Rec'd 7th Feb. 1866

Memphis Tenn
Feby 7th 1866

Maj Genl Stoneman
Commanding &c

Dear Sir,

I have Just been Shown the Petition of Messrs. Cole & Ingle security Presented to You through Col Hightower praying for the possession of a certain mare taken from B. F. Landreth by some Home Guards sold by them & Replevied by me as his atty &c

The Question as to whether these Home Guards were entitled to Confiscate this mare or not has not Yet been presented to our civil tribunals but notwithstanding this I learn from Col Hightower that he intends returning the Petition to You for Your order on me to Deliver up said Mare My object in

adversing You now is simply to ask to be heard before You make such order as I think I can demonstrate fully and Conclusively that said Home Guards were not authorized to Capture Property belonging to citizens or soldiers no such thing was contemplated by Genl Washburn and if such had been the order would not the property have belonged to the Government and not to Genl Washburn or the Captors

These and other Questions I Respectfully ask to be heard on before You make an order for me to Relinquish said Property

I am Genl very
Respectfully Your
obt Servt
J. R. Robertson

18783

Feb 1866

Chs

Know all men by these presents that we Robert Harrison of Amelia Island Florida Planter on the one part, and Nancy a free colored citizen of Florida on the other part do covenant and agree as follows, towit:

1st The said party of the second part agrees to plant and tend five acres of cotton, under the guidance & supervision of the said Robert Harrison. &c

2d That she will render strict obedience & respect to her employer, recognising the rules which govern his plantation in all things.

And in full compensation for all services the said Robt Harrison party of the first part agree to furnish,

1st the Land free of rent to the said Nancy.

2d Rations as follows One bush. corn, twelve lbs. of meat and one pint of salt per month.

3d One ~~fourth~~ third of the cotton raised upon the land by the labor of her hands.

The above Contract being understood is accepted

In witness whereof we have hereunto set our hands and affix our seals this 1st day of February A.D. 1866.

Robt Harrison (Seal)

Nancy her X mark Albert (Seal)

In presence of
A. M. Jones
J. O. Curtis

Know all men by these presents that we Robert Harrison of Amelia Island Plantn on the one part and Richard a free colored Citizen of Florida on the other part have covenanted and agreed and by these presents do covenant and agree as follows, to wit,

1st. The said Richard party of the second part agrees to hire himself to the said Robert Harrison, to perform such labor in and about his premises as he may deem necessary, or any other work which the said Robert Harrison may desire performed

2d. That the said Richard will render strict Obedience and respect to his employer recognise his orders and the rules which govern this Plantation in all things.

And in full payment for such Service the said Robert Harrison agrees to pay the said Richard the sum of Sixteen dollars per month counting (26) working days in each month, lost time deducted. Payment to be made at the end of the current year and Rations as follows One (1) bush of Corn twelve lbs. of meat and one pint of Salt. per month.

In witness of the above we have hereunto set our hands and affixed our seals this 6th day of February A.D. 1866

In presence of
A. M. Jones
F. B. Curtis

Robert Harrison (Seal)

his
Richard X Harrison (Seal)
mark

Approved
Signed, Thomas Liddy
Captain 11th M.H. N.A.U.S.A.
Sub Agt Q. B. R. Y. E. A. R.

A True copy of the Original & Duplicate
W.L. Turner
Agent B. R. Y. E. A. R.
Nassau County Fla

Know all men by these presents that we Robert Harrison of Amelia Island Planter on the 1st part and William a free citizen of Florida on the other part have covenanted and agreed and by these presents do covenant and agree, as follows to wit,

The said William agrees to hire his Daughter Margaret to the said Robert Harrison to perform the duties of ~~a house~~ Cook and Washer or any other of the duties of a House servant that he the said Robt Harrison may desire. and she the said Margaret shall observe and keep all of the rules and orders regulating the plantation, her conduct being obedient and respectful always.

And in compensation for labor as above stated, the said William shall receive seven Dollars per Month (lost time deducted) payable at the end of the present year, and the said Robert Harrison agrees to treat the said Margaret with kindness, reserving the right to discharge her if her conduct merits it,

In witness whereof we have hereunto set our hands and affixed our seals this fourteenth day of February A.D. 1866

A. M. Jones
F. O. Curtis

Robert Harrison (seal)

William his x mark Coupe (seal)

over

Approved
Signed { Thomas Leddy
Captain 15th V.R.C. U.S.A.
Sub Agt. B. R. F. & A. L.

A true Copy of Original & Duplicate
M. Guthrie
Agent B. R. F. & A. L.
Natchez D. Miss.

Harrison Robert

Know all men by these Presents that we Robert Harrison of Amelia Island Fla. Planter on the one part and Jim. Prince. Paul. Morice. Stephen. Randall. Aaron. Richard Martha. Annie. Antony, William and Mary Ann. Free Colored Citizens of Florida on the other part for and in consideration of the mutual covenants and obligations hereinafter mentioned and the benefits to be derived therefrom, Have covenanted and agreed and by these Presents do covenant and agree as follows, to wit:

The said Robert Harrison party of the first part agrees to receive the said parties of the second part as Laborers on his Plantation entitled "Guerilla Hall" situated on Amelia Island Fla. On the following terms and Conditions, namely:

1st The said parties of the second part shall and do hereby agree to recognize in the said Robert Harrison as Proprietor of the Soil and their employer, the right to make such rules and regulations as he may deem necessary to direct and controll their labor and regulate their general conduct, and to this end they do promise to render perfect obedience to his authority in all things.

2d They shall be strictly honest and faithful in the discharge of every duty. never questioning the propriety of any order from their

Employer or his assistant.

3d They shall each carefully refrain from doing anything which would make his or her discharge necessary for the good of the others or their employer, and in no case will a party discharged for ill-conduct or incompetancy be allowed to leave his family on the place, or take away anything which he did not bring with him, or claim compensation for services already rendered, This right to discharge from service for sufficient cause is expressly reserved to the Employer.

4th As full and satisfactory compensation for all services they shall receive their rations as follows Per Month, each one one bush of corn twelve lbs. of meat and one pint of salt. also. one fourth of the cotton and one third of any other produce made by the labor of their hands - The division of the Crop to be made on the last day of December of the present year.

5th This contract of hire shall continue in force until the close of this current year and may be renewed by consent of both parties at the begining of the next,

And the said parties of the second part do hereby agree to accept the foregoing terms and conditions of the said Robert Harrison

and do bind themselves to labor for and during the said period of time on or about the said Plantation as their employer may desire. under the restrictions and limitations aforesaid on the further conditions mentioned that:

1st. The said party of the first part shall and does agree to furnish such Lands.. mules. wagons. gins. gears. hoes. axes. as he may deem necessary for the purposes of the plantation free of cost to the said parties of the Second part.

2d. The said Robert Harrison shall and does agree to extend to the said parties of the second part. Kind and proper treatment show justice and impartiality in all his dealings with them and allow them such personal and domestic privileges as shall not be incompatible with his or their interest

The foregoing covenants and conditions being understood and approved by both parties to this instrument are accepted. and shall be performed in good faith and without reservation

In witness whereof ~~the~~ the said parties of the first and second part have hereunto set our hands and

affixed our seals this first day of February A.D. 1866.

Signed Sealed and delivered in presents of
A. M. Jones
F. O. Curtis

Robt. Harrison
James his X mark Drummond
Prince his X mark Drummond
Paul his X mark Albert
Monroe his X mark Drummond
Stephen his X mark James
Randall his X mark Wooden
Aaron his X mark Maxwell
Richard his X mark Harrison
Martha her X mark Elbert
Annie her X mark Drummond
Antony his X mark Young
William his X mark Cooper
Mary Ann her X mark Cooper

Approved
Thomas Leddy
Capt. 16th Regt. V.R.C.
Sub Asst. Com. B. R. F. & A. L.

Harrison Robert

S 40 M&D T 1866
18784

S. 139. Sept Ala 1866.

Mobile, Ala.
February 10th 1866

Oliver Noah
#

Gives affidavit
of abduction of
three men claimed
to be deserters of
the 15th U.S. Inf. near
Waynesboro, Miss.

Recd Sept Ala Feby 15 1866

Head Quarters
Dept of Alabama
Mobile Ala.
February 15th

Respectfully forwarded to Head Qrs Genl Dist of the Gulf for the information of the Major Genl Commdg

One of these men claims that the three had deserted from the 19th U.S. Infantry.

Chr. C. Andrews
Maj. Genl. Comdg

Hd. Qrs. Mil. Div. Tenn.
Nashville Tenn. Feb. 28 '66.

Respectfully referred to Major Genl. Thomas J. Wood, Comdg. Dept. of Mississippi, who will arrest the four men named herein with all other parties connected with this affair, and then have the matter fully investigated.

By command of
Major General Thomas
Robert H. Ramsey
Bvt. Col. & A.A.G.

48
38
A.1.

This has already been attended to -
B

File for present. We will make full report when attained -
[illegible]

GEN'S OFFICE DEPT. HD QRS.
MAR 8 1866

Personally appeared before me the undersigned, who upon being duly sworn declares:

On the morning of the 11th of February 1866, while stopping at Waynesboro, Miss., I saw three men come up the Mobile and Ohio Rail Road on foot, one of them had a bundle. The three men loitered round the station for some time, getting their breakfast in the mean time at a negro shanty. On Saturday night, the night previous, the store of a Mr. Hopper, residing in Waynesboro was broken open and robbed.

The three men were arrested on suspicion of robbing Hopper's store, two of whom escaped and made their way up the Rail Road, and were followed by four men on horseback, attended by bloodhounds. The four men returned to the station without the prisoners in about two hours, and informed me that they overtook the two men at a wood-yard about a mile from the Rail Road Station. They inquired for the man I had arrested, commenced looking for him, found him lying in

plead that for God sake, to save his life, for he was innocent and knew nothing about the stolen goods"; and begged to be put in jail, where he could receive a trial; whereupon one of the four men ran up and struck him a violent blow with a hickory cane across the face, smashing his nose and cheek bone terribly. The justice of the peace was standing by when the blow was struck, but said nothing, and made no effort to stop him, on the contrary, he proceeded to take a rope halter from his horse, and hand it to one of the gang of four men, who then asked the prisoner, if he would walk out into the woods without being tied? The prisoner again begged them for God sake to spare his life, that he did not want to go out, where he was before, for he knew they would kill him. The men replied "You d— d Yankee son of a b—h, now call on your friends. See how many friends you have here!"

The gang then proceeded to force the prisoner with them into the woods again for the last time; this was about 4 o'cl. p.m. [illegible]

a horse truck, routed him out, started him on a run, and commenced firing their revolvers at him, whereupon he surrendered; the four men then took him out into the woods and remained about an hour, they then returned with the prisoner, whose face and head was covered with blood.

On their return one of the four men rode in advance of the rest of the party and told us not to ask or answer any question, as the prisoner had confessed that he had robbed the store on Saturday night, and was going to show them where the goods were hid. As soon as the prisoner was brought to the station, he ran into the crowd of men standing by for protection, and says "those men", who had had him out, would kill him, if he did not confess that he helped to steal the goods."; he then stated, that, to save his life, he confessed, that he knew all about it, for the purpose of being brought back to the station, where he was to show them where the goods were", he said further, that "he was convinced from what he saw that death was his portion if he did not confess anything" and

nothing more of the prisoner or of the two men, who had been overtaken at the wood yard."

The party of four men returned for the last time about two hours after dark, seemingly much alarmed.

The names of the four men specified in the above are Taylor, Hopper and Spence, and reside at or near Waynesboro, Miss.

Sgd. Noah Siever

Subscribed and sworn to before me at Mobile, Ala this 15th day of February 1866

Sgd John D. Wilkins
Major 15th U.S. Infty and
Pro Marshal Dist. of Mobile

Head Quarters Department of Alabama
Mobile, Ala. February 15th 1866
Official Copy
Fred. H. Wilson
Bvt. Lieut Colonel
& A. A. Genl

S. 47. 18785 Fla

Apalachicola Fla

Feby 21. 1866

Simmons Solomon

&

Pickard Young

Complains of injustice from Civil authorities

refered to Gov. Sm

E. r. c. M.

Recd Dept Fla. Feby 26. 1866

Apalachicola Fla feb the 21 1866

Mr General Foster Dear Sir

I address you with a few Lines to let you know that I think I am very much intruded on by the Laws that the Sivel on thority has in port in apalachicola that is to tak aman propity away from him after he obay the laws that they lay down for him to go by I had two guns in my house one I bought and the other one I tok from aman I work for aman and he had not the money and he give the gun for pay that didnot pay me but it was all that I could get the Sivel on thority say that I must get two men to stand for me and this is what the had to say that they had known me for som years ago and both of thes men had own me in times pass and the said that they would Stand for me and wrote my Cannectter on apaper and signs they names both on that paper and I taken the paper to the Judg of Probate to sign and he was andable that Evening but ~~that~~ taken the paper from me and keep it in his office from the 14 tell the 19 Befor

he sign it and when he sign it
he did not sine it on the 14 as he ought
to have done that was the day that I had
the wrote and when I want to him
he had ben Sick but he was then better
So as he could set to his writing dask and
he tak the paper and signs it on the
19 and I had my paper wrote on the
14 in the day and the come that night
and took my guns at late hours of the
Night where me and my wife was in
Bead and gandaless & my wif being gone
to bead they took alight and looked about
the room and my wife was ondress I
think very such laws as them and the took
my guns and when I want the Judge of
to get the paper that I had carried to him
to sign befor the taken my guns he put
the wrong date and because he put
the wrong dat on the paper the took
me and put me in Jall and mad me
Pay 48 dollars & a half. and get two
men to give bounds for $4 hundreda
for my appearence at coat a w chapman
& w Inwood is the men that is standing
By me throught all my trouble

I have got nothing and I thank veny ~~the~~ hand
that I have to Lauss whate little I have got.
Because I am a caullened man and I have
no Porticion and I replie to you for my
wrights I would be glad for to fix away for
me to get my profrety back and my money for
I am a poore man and wants to live wright
the done the thing rong tham Selves I done
what the told me to do and I could do nomone
now I will come to aclose Believe me to be
your humble obedientty

~~Mr~~ Solomon

Simmons

Mr General forster

a caullened man who
is under the Same bunding and ^replie^ ~~to~~ you for
Porticion we an under foot and deprivied
of our right and we dont think that you
would tak our right from us I have not
much to Say but I wish you to tak the
case in hand

yours most
~~Hy~~ [illegible] young Pinkaned

Feb: 15 18786

Erlangen

Headquarters Post of Pensacola Harbor
Barrancas Fla. Feb. 13th 1866

Special Orders }
No. 19 }

(Extract)

I. In obedience to instructions from Dept. H^d Q^rs, the Comdg Officer at Fort Pickens Fla. is hereby ordered to immediately release from confinement, following named citizen prisoners.

John Hudson
James Hudson

By order of
Col. L. L. Zulasky
B. O. Bight
1st Lieut. and Post Adjt.

Capt. J. H. Meredith
Comd, Ft. Pickens Fla.

18787

Feby 7. 66

Cotton

Know all men by these presents that we Wm W. Harrison, Francis M. Harrison, Wm J. Allen and Marshal M. Fisher of the town of Milton Sta Rosa County State of Fla. do hereby each & personally bind ourselves to the Authorities of the U.S. Govt in the penal sum of Two hundred & fifty (250) 00/00 dollars to behave in a peaceful & law abiding manner for the period of twelve months from this date, and especially to not molest interfere or in any manner infringe upon the persons & property of A. D. Holley & Alford Holley citizens of the above town County & State; & this more especially with regard to to the privileges vested in said A. D. Holley by the U.S. Authorities to use & run the public Ferry known as the Milton Ferry & situate within the corporate limits of said town.

In witness whereof we have hereunto affixed our names this the 7th day of February 1866, at Milton Sta Rosa Co Fla.

In presence of
Geo. H. Maynard
Capt 82d U.S. Cold Infty

W. W. Harrison (LS)
F. M. Harrison (LS)
W. J. Allen (LS)
M. M. Fisher (LS)

Know all men by these presents that we William J. Keyser Edward L Hatton

the undersigned citizens of the town of Milton Sta Rosa Co. State of Florida do jointly & each of us severally bind ourselves our heirs, executors, & assigns, in the sum of Five hundred (500) dollars, collectable against us & our property by the U. S. authorities, & this as sureties for the proper observance of the obligations entered into this day by William W. Harrison, Francis M. Harrison, William J Allen and Marshal M Fisher

And we further solemnly swear & affirm that we & each of us individually are possessed of property in landed estate & otherwise to the amount of not less than Five hundred ($500) dollars, & which property stands pledged for the faithful execution of these obligations

In witness whereof we hereunto affix our names this the 7th day of February 1866

In presence of
Geo. H. Maynard
Capt. 82nd U.S. Col'd Infy

William J. Keyser
E. L. Hatton

S.R.G. p. 187880

New Orleans La.

July 2d 1866.

Dexter, S. B. Cits

Ex Capt and A. Q. M.

Requests transportation for John C. Barley & George W. Rockfeller, to their homes

2 Enclosures.

F.O. July 3d 1866.

Headquarters Military Division of the Gulf,

New Orleans, La., 186_.

Dear Col

Please

give the order for

transportation for ex Capt

Baily & Phil[illegible] to St.

Louis Mo.

& much obliged

Yours truly

[illegible signature]

Citizen

Respectfully referred to
Head Quarters Military
Division of the Gulf
with a request that
Transportation may
be furnished

J. B. Drift ...
Late Capt. ...

New Orleans La
July 2d 1861

Capt J. B. Slevin
A. Q. M.

Captain

I Respectfully ask that transportation be furnished me to my home at Philadelphia Penna in accordance with the terms of Contract upon my Entering the Service under your Employ

Yours Very Respectfully
Jno. C. Bailey

Respectfully referred to
Head Quarters Military
Div of the Gulf with
the request that Trans-
portation may be furnish-
ed

E B Dryden[?]
Late Capt & a qm

New Orleans La
July 2nd 1866

Captain S. G. Dexter
A. Q. M.

Captain

Upon my entering the Service of the Q. M. Dept as Clerk a verbal Contract was made between Capt George L. White A. Q. M. and myself at Chicago Ill that upon my leaving the service transportation would be given me to my home at that place. On account of being transferred by him to you at your request I would respectfully ask that the obligation be fulfilled that he entered into which I am honorably and justly entitled

Yours very respy
George R. Rockfeller

W 1183 Dept Gulf 1866
18789

Port Hudson La
February 12th 1866

Mitchell W N
Lt Col Comdg

Orts

Forwards papers concerning the suit in the 5th Dist Court of James A Garside Wltyard & W Howard of J O Noyes

4 Enclosures
Inti

See Gen. Feb 27/66

Recd Dept Mar 1st 1866

Headquarters, Eastern District of La.,

New Orleans, La., Feby 14th 1866.

Respectfully Forwarded to Headquarters, Department of Louisiana.

[signature]

Brevet Major General Commanding.

4 95-66

Head Quarters Post of Port Hudson
Port Hudson, La. February 12th 1866.

Major Wickham Hoffman
A. A. Genl. Dep't of La.
New Orleans, La.

Sir:

I find on file in this office a communication addressed to Commanding Officer Port Hudson, La. from Head Quarters Department of Louisiana dated November 1st 1865 and signed De Witt Clinton Major and Judge Advocate, the first paragraph of which reads as follows "The Commanding General directs that no process, from civil courts, other than those of the general government, be permitted to be executed within the ground enclosed within the old line of the rebel works at Port Hudson."

These instructions were given by reason of an action having been commenced in the 5th Judicial District Court of the State by John W. Jones against James O. Fayes and stand at these Head Quarters as a

precedent in all cases of similar nature. —
Dr. Wayes reports to me that he is insolvent and proposes, if permitted, before making an assignment, to make over to his brother certain property, to secure that brother as well as other employees for the amount of wages. This stay of all procedure by civil courts will without doubt give Dr. J. C. Wayes ample opportunity, if he feel so disposed, to defraud all his employees as well as gentlemen in New Orleans, to whom he is deeply and legally indebted for goods &c. — He has been afforded opportunities by former Post commanders to carry on business at the post, which have been denied to others, and has not to my knowledge dealt very justly either with his colored or white employees. — Complaints of all descriptions have been filed in the Provost Marshal's office against him all of which he seems to have met by a display of his books, which apparently prove nothing. —
I doubt not his authority to dispose of

his mules and portable property, as such sale do not defraud freedmen now or lately in his employ. — I shall not permit him to sell or deed any of the buildings inside the fort, permission to build which, was granted him in orders from superior Head-Quarters. —

I have the honor to be

Very Respectfully

Your obt Servant

Archib. Mitchell

Lieut. Capt. 4th U.S.C.Cy.

Commanding Post

No. 613.

Fifth Dist Court

East Baton Rouge

Filed 11th Dec 1866

Jas. A. Campbell

vs

Jas. O. Noyes

Petition & Citation

for

Order

Jas. O. Noyes

Clerk

Dunn & Herron

STATE OF LOUISIANA,

Fifth Judicial District Court---Parish of East Baton Rouge.

TO Jas O. Noyes, Residing in said Parish

YOU are hereby summoned to appear at the office of the Sheriff of the Parish of East Baton Rouge, and comply with the prayer of the annexed Petition, or file your answer thereto in writing, in the office of the Clerk of the District Court, of the Fifth Judicial District, for said Parish, at the City of Baton Rouge, in ten days after the service hereof, allowing yourself one additional day for every ten miles that your residence may be distant from the city.

No. 675.

WITNESS, the Honorable R. T. Posey Judge of our said Court, this Seventeenth day of November 1865.

Jas A. Campbell
vs
Jas O. Noyes

[illegible] Clerk

To the Hon. the Judge of the Fifth Judicial District holding Court in and for the Parish of East Baton Rouge, State of Louis^a.

The petition of James A. Campbell of the Parish of East Feliciana, respectfully represents, that James O. Noyes, residing in the Parish of East Baton Rouge, is justly & legally indebted to your petitioner in the sum of One Thousand Dollars, for this, to wit: In the years 1864 and 1865, and continuously during said years, the said Noyes entered upon his, your petitioner Land situated near Port Hudson and in the Parish of East Baton Rouge, and cut and caused to be cut and felled a great many Oak and other trees growing on his land and carried them away and converted them to his own use, by sawing them into lumber & splitting them into staves and selling the same.

Further represents that said Noyes entered upon said ~~La~~ Tract of Land & caused his, your petitioner's, trees to be felled & cut & sawed and carried away without any permission from your petitioner or any authority whatever; and in the absence of your Petitioner and during the existence of the late civil war and when all intercourse and communication between him sd. Noyes and your petitioner was interrupted on account of the opposing armies

engaged in said war. That he sought the advantage of your Petitioner's absence to take from him his timber trees; Avers that said trees were valuable. That he said Noyes, felled cut and removed from his, your Petitioner's land Two hundred large Oak trees, after cutting them into logs, and which trees were well worth Five dollars per tree, Wherefore your petitioner sues and prays that said Noyes be cited to answer this Petition, That he be ordered adjudged and decreed to pay your petitioner the said sum of One Thousand dollars, with legal interest on the same from judicial demand and for general relief.

(Sgd) Dunn & Herron
Attys for Petr.

Filed November 17th 1865.

(Sgd) Jos. Stephler Clk.

A true Copy
Novr 17th A.D. 1865.

L. Allain Dy Clk

Personally appeared before me this 16th day of February 1866 James Olleyes who deposes and says that the allegations in the accompanying petition of James A. Campbell are in the main untrue, and that this suit is instituted for purposes of persecution and unlawful gain.

Deponent further says that at the request of the Military authorities he did remove from the premises of the said Campbell some thirty (30) oak trees which trees were sawed into lumber for the use of the Federal Authorities at Port Hudson and New Orleans and which lumber was almost exclusively used by them. He also avers that at the dates mentioned the premises of the said Campbell were within the Federal lines and were occupied by the Federals as abandoned property.

Deponent also says that he has already tendered legal payment to the alleged owner of the above premises for the said trees but that payment has been refused.

Wherefore Deponent requests that the above suit be discontinued by order of the Military Authorities.

James Olleyes.

Sworn to and subscribed before me, on the 16th of February 1866.
E. Holmes J.P.

No 5502

(12)

Vol 103 Dallas

J. W. Jones

vs

J. C. Page

Copy Judgment

J W Jones } 5th District Court
vs No 502 } East Baton Rouge
Jas O Nayes } La

Saturday December 1st 1865

This case was submitted and taken under advisement and for the reasons on file and the law and evidence being in favor of the same It is ordered adjudged and decreed that the writ of attachment be dissolved and further ordered adjudged and decreed that the defendant pay to the plaintiff the sum of Six Thousand Dollars with five per cent interest from judicial demand, viz from 24th October 1865 that the costs of attachment be paid by the plaintiff and all other costs of this suit be paid by the Defendant

Done read & signed in open Court this 2nd day of December 1865

Signed R. S. Pasey
Judge 5th Judicial District

I certify the foregoing to be a true copy of the original on file & of Record in my office and I further certify that on the 18th day of December 1865 a writ of fieri facias returnable in seventy days was issued from this Court directed to the Sheriff

of the Parish of East Baton Rouge directing him to seize & sell property of defendant J. Voiges sufficient to satisfy the above judgment in principal interest & costs and that said writ of Fieri Facias is still in the hands of said Sheriff

Witness my hand & the seal of said Court this 19th day of February AD 1868.

L. P. Allain Dy. Clerk

State of Louisiana
Parish of East Baton Rouge.
I Edward Cousinard, Sheriff of said Parish, do hereby certify that on account of a military order forbidding the execution of civil process within the limits and suburbs of Port Hudson I have been and am unable to make seizure of the property of the defendant to satisfy the above judgment

Ed. Cousinard
Sheriff of the Parish
of East Baton Rouge

(3)

W 1103 D L 1866

Executive Dept
N Orleans Feby 20/66

Respectfully referred
to Major Genl Canby
Commanding Dept
of Louisiana.

J Madison Wells
Governor of Louisiana

Au F

Baton Rouge Feby 19th 1866

To His Excellency

J. Madison Wells.

Governor

Allow us to introduce to you our friend Dr. J. W. Jones- who visits New Orleans. for the purpose of having a military Order rescinded- forbidding the service of civil process within the lines of Port Hudson. This extraordinary order was issued at the instance of one J. O. Noyes who owes Dr. Jones Six thousand dollars, by Judgment of the Court as the Doctor will exhibit- for tearing down his dwelling and Gin house and removing the same and converting them to his use. As our Herron now in New Orleans (the atty General) will explain being conversant with the facts, Believing that the Doctor is entitled to redress and that General Canby will not allow him to be remediless- we hope your interposition in behalf of the civil Authority will be timely given- as we understand some 'put-up' process from the U. S. Courts has been issued to cover this ignominious fellows property and screen it from his honest and injured creditors- If General Canby will rescind the Order we think Justice

may be done as there is property at Port Hudson which we can reach, we send with this a copy of Judgment and certificate, hoping that you will recommend the Doctor to the General Commanding

your Respectfully

Anne j. Oeuvon

Wherefore Deponent requests that the above Duty be discontinued by order of the Military authorities.

James Owens.

Sworn to and subscribed before me on the 16th of February 1866.

E. D. Mesmier, J. P.

(4)

Personally appeared before me this the 16 day of February 1866 James O. Noyes who deposes and says that the allegations in the accompanying Petition of Wm G. Slaughter are false, and that he is in nowise indebted to him, and that this suit is instituted for purposes of persecution and the hope of unlawful gain.

Deponent also states that at the time mentioned in the petition the said Slaughter was very desirous to sell to him the Cotton described in the petition, which Cotton had been seized by order of General Banks, had been used on the fortifications near Port Hudson and all of which was afterwards confiscated by the Federal Authorities and by them shipped to New Orleans and sold. In order to show a bona fide transaction the said Slaughter gave to James O. Noyes a bill of sale of the said Cotton to exhibit to the Federal Authorities but the Military authorities absolutely refused permission to James O. Noyes to purchase the above Cotton which was subsequently disposed of as aforesaid, and in which James O. Noyes never had any interest whatsoever.

Wherefore Deponent requests that the above Draft be discontinued by order of the military authorities.

James Owens.

Sworn to and subscribed before me on this 16th of February 1866.

E. D. Messina, J. P.

(4)

18790

Office Provost Judge
Libby Prison Feb 19/66

Thos. Johnston Colored
Jim Allen "

Sentenced to 30 days Conf
in Libby Prison.

[illegible]

Office of Provost Judge,

LIBBY PRISON.

Richmond Feb 19. 1866.

Capt. J. M. Schoonmaker,
COMMANDING CITY PRISONS:

Captain: I herewith forward under guard the following named person , viz:

Thomas Johnson } Colored
Jim Allen }
Convicted of Petit Larceny and sentenced each to 30 days confinement at Libby Prison.

Respectfully.

J. McEntee

Bvt. Col. U. S. V. Lt. Col. 20th N. Y. S. M. and Provost Judge.

F. 41. 1866

18791

Fort Jackson La

Feby 1st, 1866

Hamblin S.

Lt. Col. Comdg.

Citizens.

Report of Prisoners in confinement at that Post.

Recd Feby 8th, 1866

Head Quarters
Forts Jackson & St Philip
Feby 1st 1866.

Sir

I have the honor to report the following named persons in confinement at this Post. They were sent here by Order of Maj. General Sheridan for safe keeping, no Charges have been sent.

	When confined
William McGrain	Sept 30. 1865
R Clay Crawford	Jany 21st 1866
A P Edgar	Jany 21st 1866

Very Respectfully
Your obedient Servant
Saml Hamblin
Lieut Col 10th U S C H Arty
Comdg Post

Pro Mar Genl
Mil Div of the Gulf

18792

Tri Monthly Report of Civilian Clerks Employed in the 2d Brig. 1st Div. 25th A.C., other than those in the Qr. Mr. or Commissary Department.

February 10th 1866

Lor mne

C Fitzgerald Clark

Tri Monthly Report of Civilian Clerks employed in the 2d Brigade 1st Division 25th Army Corps other than those employed in the Qr. Mr. or Commissary Departments

No	Name	Where Employed	Station
1	Wm J. Bradshaw	Hd Qrs. 2d Brig 1st Div 25 A.C.	Ringgold Barracks Texas
2	J. D. De Witt	" " "	" " "

Respectfully Submitted
D. Branson
Lieut. Col. 62d U.S.C.T.
Comd'g Brig.

Hd Qrs. 2d Brig, 1st Div. 25th A.C.
Ringgold Barracks Tex.
February 10th 1866.

18793

Office Provost Judge
Libby Prison Feb 9/66

Edmund Fields (Col'd)
Geo. Jackson "
Solomon Green "

Sentenced to 60 days conf
in Libby Prison

Several Citizens

Office of Provost Judge,

LIBBY PRISON.

Richmond Feb 9th 1866

Capt. J. M. Schoonmaker,
COMMANDING CITY PRISONS:

Captain: I herewith forward under guard the following named person , viz:

Edmond Field
Geo Jackson
Solomon Green
Convicted of Petit Larceny and Sentenced to sixty days confinement each at Libby Prison.

Respectfully
J. McEntee

Bvt. Col. U. S. V. *Lt. Col. 20th N. Y. S. M. and Provost Judge.*

18794

Office Provost Judge
Libby Prison Feb 17/66

Robert Brown (Colored)
Edw. Samani "

Sentenced to 30 days Conf in
Libby Prison.

Citizens

Office of Provost Judge,

LIBBY PRISON.

Lieut. E. Hunter, Richmond, Va., Feby 17th 1866

~~Capt. J. M. Schoonmaker,~~

COMMANDING CITY PRISONS: Lieutenant:

~~Captain~~: I herewith forward under guard the following named persons, viz:

Robert Brown (Colored) and
Edward Samani, Do

convicted of Petit Larceny, and sentenced each, to Thirty (30) days confinement in Libby Prison.

Please see that the above sentence is carried into effect.

Very Resp'y,

J. McEntee

Bvt. Col. U. S. V. Lt. Col. 20th N. Y. S. M. and Provost Judge.

187945

B 34 Vol I DE 1866

Fort Lafayette

Kiley Joseph

~~Capt~~

Burke Martin

Bvt Brig Genl

USA

Reports having rec'd Coles and Robinson papers - and that he had allowed a writ to be served on him to produce Cole

)

Recd A.A.G. Ents 9/2/66

Hd Qrs Fort Lafayette N Y H
February 5th 1866

Sir

I have the honor to acknowledge the receipt of Coles &
Robinsons Papers.

P.S. I have allowed the Writ in the case of
Chas H. Cole to be served on me, in obedience to Order
from Washington, and shall turn him over to the Court at
the City Hall. Brooklin at 9 oclock on the 10th inst.

Very Respectfully
Your Obdt Servant
Martin Burke
Bvt Brig Gen USA
Commanding Post

To,
Bvt Brig Gen D. T. Van Buren A A G
Hd Qrs Dept of the East
No 429 Bleecker Street
New York City

5
18795

Office Provost Judge
Libby Prison Feb 20/65

John Smith Colored
Sentenced to 30 days Conf
in Libby Prison.

Jas Johnson Colored
Sentenced to 60 days Conf.
in Libby Prison

C. T. [illegible]

Office of Provost Judge,

LIBBY PRISON.

Richmond Feb 28th 1866.

Capt. J. M. Schoonmaker,
COMMANDING CITY PRISONS:

Captain: I herewith forward under guard the following named person , viz.:

John Smith (Colored)

Found guilty of assaulting and drawing a knife on Cornelius Smith and Sentenced to 30 days confinement at Libby Prison—

Jas Johnson (Colored)

Found guilty of Petit Larceny and Sentenced to 60 days confinement at Libby Prison

Respectfully
J. McEntee

Bvt. Col. U. S. V. Lt. Col. 20th N. Y. S. M. and Provost Judge.

No. 479. D.W. 1866

Recd 18296 Asst Comdr

Alexandria Va

Feby 18th 1866

Hambrecht Paul R

Capt & P. I

Forwards reports of colored Cases tried and disposed during the week ending Feb 24th 1866

Head Quarters Provost Court
Alexandria Va Feby 25th 1866

Col J H Taylor
A. A. Genl
Dept of Washington

Colonel

I have the honor to forward weekly report of Cases tried before this Court for the week ending Feby 24th 1866.

Among the Cases are two for Stealing horses - These men were forwarded to me from Fairfax Court House Va for my disposition, as it was impossible for that Court to try them as white men are tried in similar Cases: because the law does not grant them trial by jury

I have two more in Confinement for grand Larceny, whom I will try as soon as I can get the evidence, There are four Colored men in Alexandria County Jail whom the County Court refused to try and have also ordered that they be turned over to this Court for its disposition

That these Cases will receive the Strictest investigation you may rest Satisfied and whatever is done by this Court in relation to them, will be done according

to the evidence brought before it

I am Colonel
Most Respectfully
Your Obt Servt
Paul R Hambrick
Capt & Provost Judge

Fannie Mills Colored
vs.
William Mills

In General argue, & orders.
I doubt the jurisdiction of the Pro Judge in this case — and moreover, if he has jurisdiction I doubt the justice of the Sentence.
J.M.T.

Filed
[illegible]

Head Quarters Provost Court
Alexandria Va Jany 31st 1866

Fannie Mills Colored,
Vs.
William Mills Colored,

Charge — Desertion

These parties was married in 1864 and lived together as man and wife in the fall of 1865 since which time the husband has provided but little for his wife — This allegation being admitted by the husband who gives as his excuse for such Conduct that his wife would leave him and remain all night — which he says was more than he could stand so he Concluded to leave her.

Findings — The Court decides that William Mills shall pay or cause to be paid to Fannie Mills monthly the sum of Eight, 8, dollars to Commence the First day of February 1866

Paul R. Hambrick
Capt & Provost Judge

Provost Court
vs
Joseph Brown (Colored)

Similar to the case of Fielding Bundy.
W.D.

1

Head Quarters Provost Court
Alexandria Va Febry 23rd 1866

Provost Court
vs
Joseph Brown (Colored)

Charge — Theft

Specification — In this that the said Joseph Brown Colored, did without authority steal from the premises of Joseph W Roberson a Citizen of the County of Fairfax State of Virginia one horse the property of said Roberson and did take the said horse to the County of Culpepper State above mentioned and did then trade or sell the said horse as his Joseph Browns property

This in the County of Fairfax State of Virginia on or about the 1st Febry 1866.

The prisoner Joseph Brown on being arraigned plead as follows

To the Specification of the Charge	Not Guilty
To the Charge	Not Guilty

The Court then proceeded with the Case

2 Joseph W Roberson being duly Sworn Says—
I Know the prisoner Joseph Brown Colored, He Came to my house on the Night of the 1st Febry 1866 to Stay with a Colored Man whom I had employed Named Fielding Bundy— In the Morning of the 2nd Febry 1866. I got up early between day light and Sunrise and discovered that my horses had been taken from my Stable— I then went to a Cabin on my place where the Colored Men Slept and found that they had left also and had taken their bedding with them— I immediately Suspected the Colored men with the theft and Came to Alexandria Va. and from there to Washington D.C hunting for them as they had been heard to Say that they formerly lived in those places— Finding No traces of the parties or of my horses I returned home— I had before leaving home Sent my Son to look for the parties in a different direction— On Sunday the 4th Febry he returned and Said that he had tracked the parties as far as Catletts Station on the Orange and Alexandria Rail Road— On Monday following I got Mr Millan to go with Me for the purpose of finding my horses— I went to Brents Ville where I remained until

3 Wednesday when I received information from Mr Millan that my horses were at Col Coons in Culpepper County— I then started for that place and met Mr Millan at Nokesville Station

I went to Brents Ville where I remained until

3 Wednesday when I received information from Mr Millan that my horses were at Col Coons in Culpepper County - I then Started for that place and met Mr Millan at Nokesville Station We then went to Culpepper Court House and from there to Col Coons where we found my horses - After describing my horses to Col Coon he gave me possession of them - and I had the parties arrested - they are the Same horses which had been Stolen from me on the night of the 1st Febry 1866 - they had been Sold by Joseph Brown and Fielding Bundy as their property - After the arrest of Joseph Brown (Colored) he acknowledged the theft but said that he had been persuaded to take the horses by Fielding Bundy (Colored)

Cross examined

My Suspicions rested on these men because they had left the Same night and had taken their beds with them - this man was in the habit of Coming on My premises at nights to Sleep to Sleep with the Colored man Fielding Bundy whom I had employed - I am a northern man raised in the State of New Jersey - I first had the parties arrested by the Civil authorities and taken to the

4 jail in the County of Fairfax — but when arraigned for trial the Court decided that they had no jurisdiction in the matter and ordered that the men be turned over to the Provost Court at Alexandria for trial.

Walker R Millan being duly Sworn Says on Thursday Morning Febry 1st 1866 I met this boy Fielding Bundy as I was going home from Fairfax Court House in Mr Robersons Waggon - On Friday Morning Febry 2nd 1866 Mr Roberson Came to my house very early that two of his horses had been Stolen and that he Suspected Fielding Bundy and Joseph Brown with having Committed the theft - He then asked me to go with him and help to Search for his horses We Came to Alexandria Va and from there went to Washington D.C but Could find no trace of the horses - Mr Robersons Son who had gone up the County to look for the horses and Said that he had tracked them as far as Catletts Station Orange and Alexandria Rail Road - I again Started with Mr Roberson to look for the horses - on Tuesday the 6th Febry 1866 - I learned from a gentleman in Culpepper that two Negroes had brought Several very good horses

5 into the Neighborhood and that he believed that they were Stolen, or that they had Come by them dishonestly, and if I would write to him or get parties who

I learned from a gentleman in Culpepper that
two Negroes had brought several very good horses

5 into the neighborhood and that he believed that they were Stolen, or that they had Come by them dishonestly, and if I could write to him or get parties who had lost their horses to write to him that the horses Could be recovered on this information I Started for Culpepper and Met Mr Robinson at Rokesville Station and took him with me to the gentlemans house who had given me the information - there I found Fielding Bundy Colored, and arrested him - He at first denied having Stolen any horse or horses, but Said that he Come by them honestly: I then told him that Mr Roberson was near by when he Confessed that he had rode one of the horses to the place, but Said that Joseph Brown (Colored) had persuaded him to do it - That Joseph had taken the ~~horses~~ from Mr Robersons Stable and brought them to him at the turn pike near Mr Robersons house - I Carried him before a justice of the peace who gave me a warrant to bring him to Fairfax County and deputised me to do it upon my arrival at Culpepper Court House I found that I Could not place the Man Fielding Bundy in jail until I had obtained the permission of the Superintendent of the Freedmens Bureau to do So I went to the

6 Superintendent of the Bureau who gave me the order, also an order to bring the man to Fairfax County - I placed him Fielding Bundy in the County jail and a short time after I learned that Joseph Brown had been arrested - He also Confessed in the presence of several witnesses that he had taken the horses but that Fielding Bundy Colored was to blame and not he - Mr Robison heard these Confessions

[illegible] No further testimony being offered the Case was Closed -

Findings The Court after a Careful Consideration of the evidence before it renders the following decision and finds the prisoner Joseph Brown Colored, as follows.

Of the Specification of the Charge Guilty
of the Charge Guilty

And does therefore sentence him Joseph Brown Colored, to be Confined at hard labor in the Slave pen at Alexandria Va or such other place as the Major General Commanding

7 the Department may designate for two (2) years from the 23rd day of February 1866

other place as the Major General Commanding

7 the Department may designate for two (2) years from the 23rd day of February 1866

Paul R Hambrick
Capt & Provost Judge

Provost Court
Vs.
Fielding Bundy, Colored

The testimony in this Case is specific. There can be no doubt of the guilt. Shall the sentence be confirmed and ordered to be executed at Slave Pen?

W. J.

Spangler.
Issue orders in these case similar to those issued for the confinement of the men tried before the Pro Court and confined at Fort Whipple.
In these cases the place of confinement to be the Slave Pen at Alexandria.

E. D

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Head Quarters Provost Court
Alexandria Va Febry 23rd 1866

Provost Court
vs
Fielding Bundy (Colored)

Charge — Theft

Specification — In this that the said Fielding Bundy Colored, did without authority steal from the premises of Joseph W Robeson a Citizen of the County of Fair fax State of Va one horse the property of the said Robeson and did take the horse to the County of Culpepper State above mentioned and did then trade or sell the horse in question as his Fielding Bundys property.

This in the County of Fairfax on or about the 1st Febry 1866

The prisoner on being arraigned for trial put in the following plea

To the Specification of the Charge	Not Guilty
To the Charge	Not Guilty

The Court then proceeded with the trial

2 Joseph W Robison being duly Sworn Says — I
know the prisoner who is now on trial — he Came to
my place in Jany 1866 and hired himself to me to
work on my farm on thursday night the 1st day of Feby
Joseph Brown who had hired himself to my neighbour John
Davis Came to my house and went into Fielding Bundys
Cabin where the said Fielding had slept since in my
employ and where the said Brown usually slept
at nights — on Friday morning the 2nd of Feby 1866
between daylight and sun rise I discovered that my
horses was gone — I then went to the Cabin and
found that both the Colored men Fielding and Joseph
had gone also and had taken their beding with
them — I immediately suspected that they had
Stolen my horses and I Started in pursuit of
them — I Came to Alexandria Va and from there
went to Washington D.C but Could find No trace
of the ~~parties~~ — my son had also Started in pursuit
of the parties and got on the track of the party
they had gone in the direction of Culpepper County
He Came back on Sunday the 4th day of Feby 1866, on
monday I got Mr W R Millon to go with me to hunt
for my horses — I went to Brentsville where I
Remained until the wednesday following when

3 I heard that my horses were at Col Coons in
Culpepper County [illegible]

3 I heard that my horses were at Col Coons in Culpepper County — Mr Millan who gave me this information joined me at Fokesville Station and we both went to Culpepper Court House — and from there to Col Coons, where we found my horses and the two Colored men Fielding Bundy and Joseph Brown — After describing my horses to Col Coons, one a dark bay four years old this Spring with a little wart on left side only to be seen on close examination — The other was also a dark bay horse much rubed by Harness with W S brand on Shoulder also marks of saddle from which the hair had grown out white — I then had the two men Fielding Bundy and Joseph Brown arrested — The Horses found were mine and are the same which were stolen from me on the night of 1st Febry 1866 — The horses had been sold by these men as their property — when asked by Mr Millan about the theft Fielding Bundy Colored, said that he had taken the horse but had been persuaded to do so by Joseph Brown Colored,

Cross examined

My suspicions were directed to the parties because they had left the same night without my Knowledge and taken their beding away with them — They were both strangers to me when they came to my place

4 I hired Fielding Bundy and my Neighbor John Davis hired Joseph Brown – they both Came in the Neighborhood the Same day, and Slept together in my Cabin at Nights – I ame a Northern Man was raised in the State of New Jersey I had the parties arrested by Civil authority with Consent of the agent of the Freedmens Bureau at Culpepper and brought them to Fairfax Court House for trial, but owing to the Statutes of Va they Could not be tried as white persons, and were turned over by the Court to the Provost Court established in Alexandria Va

Walker R Millan being duly Sworn Says – on Thursday Morning Feby 1st 1866. I Met this boy Fielding Bundy as I was going home from Fairfax Court House in Mr Robersons Waggon – on Friday Morning Feby 2nd 1866 Mr Roberson Came to my house Very early and Stated that two 2, of his horses had been Stolen and that he Suspected Fielding Bundy and Joseph Brown with having Committed the theft – He then asked me to go with him and help to Search for his horses, we Came to Alexandria Va and from there went

5 to Washington D.C but Could find no trace of the horses – Mr Robersons Son who had gone up the

5 to Washington D.C. but Could find no trace of the horses — Mr Robersons Son who had gone up the Country to look for the horses returned and said that he had tracked them as far as Catletts Station Orange and Alexandria Rail Road — I again Started with Mr Roberson to look for the horses — On Tuesday Febry 6th 1866, I learned from a gentleman in Culpepper that two Negroes had brought Several very good horses into the neighborhood and that he believed that they were Stolen, or that they had Come by them dishonestly, and if I would write to him or get parties who had lost their horses to write to him that the horses Could be recovered, on this information I Started for Culpepper and met Mr Roberson at Rokesville Station and took him with me to the gentlemans house who had given me the information, there I found Fielding Bundy Colored, and arrested him — He at first denied having Stolen any horse or horses, but Said that he Came by them honestly — I then told him that Mr Roberson was near by when he Confessed that he had rode one of the horses to the place, but Said that Joseph Brown Colored, had persuaded him to do it — That Joseph had taken the horses from Mr Robersons Stable and brought them to him at the turnpike near Mr Robersons house — I Carried him before a justice

6 of the peace who gave me a warrant to bring him to Fairfax County and deputised me to do it upon my arrival at Culpepper Court House I found that I could not place the man Fielding Bundy in jail until I had obtained the permission of the Superintendent of the Freedmens Bureau to do so — I went to the Superintendent of the Bureau, who gave me the order, also an order to bring the man to Fairfax County — I placed him Fielding Bundy in the County jail and a short time after I learned that Joseph Brown had been arrested — He also confessed in the presence of several witnesses that he had taken the horses, but that Fielding Bundy (Colored) was to blame and not he — Mr Robinson heard these Confessions

Findings | There being no further testimony the Case was closed and the Court after duly considering the evidence adduced finds the prisoner Fielding Bundy (Colored) as follows.

Of the Specification of the Charge — Guilty
Of the Charge — Guilty

And does therefore sentence him Fielding Bundy (Colored) to be Confined at hard labor in the

7 Slave pen in Alexandria Va or such other place as the Major ...

7 Slave pen in Alexandria Va. or such other place as the Major General Commanding the Department may designate for two (2) years from the 23rd day of Feby 1866

Paul R. Hambrick
Capt & Provost Judge

Provost Court
vs
John L Davis

26 Mo

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Head Quarters Provost Court
Alexandria Va. Feby 19th 1866

Provost Court
vs
John L Davis

Charge — Assault and Battery

Specification — In this that the said John L Davis did without any provocation assault and beat one William Wilson Colored, son of William Wilson Senr, a Resident of Alexandria Virginia —
this in the City of Alexandria State of Va on or about the 17th of February 1866

Plea — Not Guilty

William Wilson (Colored) being duly sworn says
On Saturday afternoon Feby 17th 1866 as I was coming from the Hydrant at Government ware houses with water for my mother a white boy commenced throwing pieces of brick at me — I did not throw anything at him, nor had I interfered in any manner with the said boy — He saw his

2 brother Coming towards me when he Struck me under the throat with his fist - the prisoner then ran up to me and threw me down and kicked me in the Stomach - He Struck me on the head with his fists also -

C. C. Richards being duly Sworn Says - I had been up the Rail Road and on my way back Some where near the Black Smiths Shop on Duke Street. on the 17th Feby 1866 - I Saw the Colored and white boy - as I thought at the time playing - but on arriving I discovered that the white boy was hitting at the Colored boy - John L Davis then ran up and Knocked the Colored boy down - and Commenced beating the Colored boy another man then ran up and Struck the Colored boy also - Some women who was looking on asked me if I would Stand and See two men beat a boy in that manner - I then went ~~went~~ up and told them not to beat the Colored boy when Davis Said God damn you - you are the very man I have tried to get hold of for Some time - and three of them then made up for me, when I took from my pocket a Small Club and told them to Stand off - one of them Caught

3 hold of my Club and Davis then Seized a brick bat and Shook it at me - I then Said

3 hold of my Club and Davis then Seized a brick bat and Shook it at me — I then Said there is a hereafter and if you wish to pound me do so — Some one then took him away — The Colored boy was trying to get away — he put down his bucket of water and ran — when the white boy ran after him and Caught him and the parties then Came up and Commenced beating the Colored boy.

William Coleman Colored, being duly Sworn Says — I Saw the boys when they were Shoving each other on Wolf Street on the 17th Febry 1866 The Colored boy had a bucket in his hand — I Saw the Colored boy Shove the white boy down, when I Saw a man Come out and throw the Colored boy William Wilson down and Commenced to pound him with his fist — The Colored boy told the white boy frequently to go away and let him alone, that he did not want anything to do with him, The white boy would follow up the Colored boy and when he would get up to him the Colored boy would push him away I Saw Mr. Richards when he went up to the man who was beating the Colored boy, Say to

4 Mr Richards that he was no better than the Nigger or Something like it — The man I now recognize as Mr John L Davis —

Hannah Lewis Colored, being duly Sworn Says I Saw the boys on the Rail Road near Union Street on the 17th Feby 1866 The white boy met the Colored boy and Commenced to plague him — I heard the Colored boy William Wilson Say to the white boy go away from me — I dont want anything to do with you, the Colored boy then threw the white boy down and told him again to let him alone. The white boy then got up and threw two Stones at the Colored boy but both of them missed him — Mr John L Davis then Came up and kicked the Colored boy William Wilson of the Rail Road, and then knocked him down and Commenced beating him with his fist — Mr Richards Came up and tried to Seperate the man and boy when the man John L Davis turned on Mr Richards — Mr Davis had a brick bat in his hands and told Mr Richards that was not as good as a Nigger —

5 Emily Green being duly Sworn Says — as I was going to the Hydrant to ...

5 Emily Green being duly Sworn Says—
as I was going to the Hydrant to get some water I saw the Colored and white boy fighting — I went up and Caught hold of the Colored boy and took him away — The Colored boy William Wilson then Said Aunt Emily let me go and I will go home — the white boy was throwing Stones at the Colored boy — John L Davis then Came up and Commenced to beat the Colored boy — I saw Mr Richards and I Said to him Mr Richards will you Stand and See men beat a poor boy that way, when Mr Richards went up and tried to Seperate the Man and boy. Mr Oneill Caught hold of the white boy and told him to go home Mr Davis Said that he would Shove Mr Richards Mr Richards Say No you wont — I then turned away and went after the boys father and Mother and did Not See anything More.—

Defence Robert Anderson being duly Sworn Says—
I Saw the two boys on the Rail Road and heard the Colored boy Say go away and let me alone the white boy Kept after the Colored boy and at last the Colored boy Shoved the white boy down — I then Saw John L Davis Come up and Shove the Colored boy of the Rail Road — Mr Richards

6 then Came up and told Mr Davis that it was a Shame to hit the Coloured boy Mr Davis told Mr Richards that he had wished to get hold of him for a long time — I then got between them and requested Mr Davis to leave.

Edward Davis being duly Sworn Says — I Saw the Coloured boy have a bucket of water and Saw the white boy after the Coloured boy — the Coloured boy kept telling the white boy to go away and leave him alone — the white boy then picked up a Stone and threw it at the Coloured boy when the Coloured boy then Caught the white boy and threw him down. I went into the House after the white boys mother to Stop them from fighting when my Brother John L Davis Came out and I do not Know whether he Knocked the Coloured boy down or not — Mr Richards then Came up.

Finding The Court after Carefully Considering the evidence fines John L Davis two 2, dollars for breaking the peace

Paul R Hambrick
Capt & Provost Judge

Alexander Douglas
Vs
George Mellon

Head Quarters Provost Court
Alexandria Va Feby 19th 1866

Alexander Douglas (Colored)
vs
John Millon

Complaint | Debt amount $ 10 ~ 00

Judgement rendered and amt paid

Paul R. Hambrick
Capt & Provost Judge

George Brown (Colored)
vs
John McCorum

Head Quarters Provost Court
Alexandria Va. Feby 20th 1866

George Brown (Colored)
vs
John McCorum

Dispute about a House built on land for which McCorum has to pay Ground rent

Settled by John McCorum paying George Brown (Colored) five (5) dollars for the Shanty

Paul R Hambrick
Capt & Provost Judge

Jeremiah Regan

to

Jerry Grey Colored,

Head Quarters Provost Court
Alexandria Va Febry 22nd 1866

Jeremiah Regan
vs
Jerry Grey (Colored)

Complaint

Forfeiture of Contract

It appears in this Case that Regan rented to Grey (Colored) a House and One (1) acre of ground at the rate of four (4) dollars per Month — that he Grey (Colored) was to pay Regan either in Money or in work and if in work that Regan was to allow Grey One (1) dollar per day for said work — that Grey went to work for Regan, but as soon as he Commenced he Grey would get sick and leave off work — that under the Circumstances Grey does not suit him and now wishes Grey to pay the rent in money or to leave the place

Ordered that if the said Jerry Grey does not fill his Contract as admitted that he must pay the rent in money or leave the premises.

Paul R Hambrick
Capt & Provost Judge

Peter Minor Cold,
vs
Francis Adams

Head Quarters Provost Court
Alexandria Va Feby 23rd 1865

Peter Minor Colored,
Vs
Francis Adams Sutler 6th U.S.V. Vols.

Complaint | Debt amount — $ 48 " 00

Judgement granted for the sum of forty three dollars and fifty cents ($ 43 50/100) Cash paid on said judgement five (5) dollars, The remainder to be paid to Provost Judge on the first payment of the Command after the judgement rendered

$ 38 " 50 Balance due

Paul R Hambrick
Captt Provost Judge

Report of Coloured Cases tried and disposed of by Capt Paul R Hambrick Provost Judge Alexandria Va. during the Week ending February 24th 1866

date	Name	Charge	Disposition
1866 Feby 19th	Alexander Douglas Cold, Vs John Millon	Debt $10.00	Judgement rendered and amt paid
Feby 19th	Provost Court Vs John L Davis	assault & Battery	Fined two (2) dollars
Feby 20th	George Brown Cold, Vs John McCoum	Dispute about a house on land of which Defdt pays rent	Settled by Defdt paying Plff five 5 dollars for the Shanty
Feby 22d	Jeremiah Regan Vs Jerry Gray Cold,	Forfeiture of Contract	Defdt Ordered to pay rent or leave the premises
Feby 23d	Peter Minor Cold, Vs Francis Adams	Debt $48.00	Judgement rendered for $43 50/100, Cash paid on judgement $5
Feby 23d	Provost Court Vs Fielding Bundy Cold,	theft	To be Confined for two (2) years at hard labor

1866 February 25	Provost Court vs Joseph Brown Col'd	Theft	To be Confined at hard labor for two (2) years

H 47 RB 31 ... (1866)
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Book - 18

Alexandria Va Feb 28th

Hambrick P. K.
Capt + Pro Judge

Requests certain men residents of Georgetown D.C. be summoned to appear as witnesses on the 6th of March 1866

Joseph Nicholson,
William Donaldson,
Grafton Harper,
Fenton D. Paxton.

H.

File Mch 1st 66.

E. B. Vol. 12 p. 132.

Resp: Refered to Provost Maj Russell Pro Mar D C who will cause the within named witnesses to be duly notified.

By command of
Maj General Augur
J. H. Taylor
A. A. G.

Head Qrs Dept Washington
Washington March 1st 1866.

Complied with Mch 2nd 1866.

Head Quarters Provost Court
Alexandria Va Feby 28th 1866

Col J H Taylor
A. A. Genl
Dept of Washington
Colonel
I have the honor to request that the following named residents of Georgetown D.C be summoned to appear as witnesses before this Court on Tuesday the 6th of March 1866. in the Case of Provost Court vs. Richard Wilson and Robert Johnson Colored, Charged with Stealing Cattle from Mr Willis Henderson a resident of Fairfax Co State of Va
By applying to Mr V Buckley J P Georgetown you will find out where the Witnesses live

Joseph Nicholson Georgetown D.C
William Donaldson " "
Grafton Harper " "
Fenton D Paxton " "

It is impossible to try these Cases without those witnesses

I am Colonel
Most Respectfully
your Obt Servt
Paul R Hambrick
Capt & Provost Judge

Hd. Qrs. 3d Div. 25th A.C.
18798
Brazos Santiago Texas
February 5th 1866

H. Hall R. M.

Col 38th U.S. C.T.

Comdg

Reports names of Civilians employees discharged from 3 Div 25th A.C.

234

Hd. Qrs. 3d. Div. 25 A.C.
Brazos Santiago, Tx.
February 5th 1866

Lieutenant,

In reply to your Communication of the 3d. inst. relative to the discharge of all Civilian Employees, except Clerks, I have the honor to report that the following named men have been discharged from the Quartermaster's Dept. of this Division

Joseph Kinsinger	Carpenter,	January 5th 1866
Wallace Butts	"	" 10" "
Frank Meyers	Foreman of Carpenters	" 27 "
August Meyers	Carpenter	" 27 "

These men were employed in the Quartermaster's Dept. at the Post of Brazos Santiago and did not properly belong to the Division, otherwise they would have been reported as "discharged" at the respective dates.

Very Respectfully
Your Obedient Servant

Lieut. Burton Drew
A.A.A.Q. 25 A.C.

R. M. Hall,
Col. 38th U.S.C.I.
Comdg.

Camp 18799 Ala
Feby 14th 1866

Cullen, James, Capt
7th Infy — Comdg

Forwards herewith, by
Corp. Durden, the genuine
Confed. Conner, and requests
that Albert Williams be
returned to this post

C 3

Recd Hdqrs D of A Feb 14/66

Gainesville, Fla
February 14th 1866.

Dear Sanno!

Corporal Clapp by receiving the prisoner Tona Cancer from the Jail forwarded to your Head Quarters on the 12th instant, got the wrong man. I forward herewith by L. Corporal Durden of my Company the genuine Tona Cancer.

Please be kind enough and see, that the other Prisoner, Albert William, is returned to this post by L. Corporal Durden and oblige

Yours truly
[illegible]
Captain 7th U.S. Inf.

R. 18800

Report

of

Confiscated property occupied by the U. S. Military authorities at Key West, Fla.

Feby. 28. 1866.

Cir.

Reported Confiscated Property occupied by U. S. Military Authorities at Key West Fla. Feby. 26th 1866.

Name of Owner	Location	Date of Confiscation	How occupied
~~Chs~~ Asa Tift	Lot near light-house	Unknown	By U. S. Barracks
" "	House & Lot on Whitehead St.	"	By Mr. Philbrick - Naval Agent - as residence
Wheedon: Said to belong to Mrs. Whitehurst	Lot on sq. No. 8. Cor of Duval & Green	May 1st 1864.	Qur. Mr. for Storage of coal
Believed to be:— ~~Chs~~ Asa Tift James Filor agent for claimants.	Wharf & Store houses of Q. M. & C. S. dept.	~~Unknown~~	By A. A. Q. M. & A. A. C. S. as offices, & for Store-houses. The history of this property is given in the papers herewith forwarded.

T. Seymour
Capt 5 Arty
Comdg

P 73 Va. 2 Va 1866 18801

Norfolk Va Feby 10 1866

Prison, Norfolk Hard Labor
By C. B. Coyswalt
Capt 26th NY [illegible]

Forwards list of Prisoners confined in Hard Labor Prison by order of the Freedmens Court

C. [illegible]

Filed

Norfolk, Va.
February 10/67.

List of prisoners confined in Hard Labor Prison, Norfolk, Va. by order of the Freedmen's Court.

File

List of prisoners confined at hard Labour Prison Norfolk Va By the Freedmans Court Feb 10th 1866

No.	Names	Designation	Crime	When confined	When term expires	Sentence or Disposition
1.	Brown Frank C.	Cold Citizen	Stealing	Jan 10th 1866	Feb 10th 1866	Thirty days hard labour
2.	Butt Charles	" "	Robbery	Jan 19-1866		Awaiting trial
3	McCoy William	" "	Robbery	Jan 19-1866		Awaiting trial
4	Gray Spencer	" "	'	Jan 20-1866	Feb 20th 1866	(30) Thirty days hard labour
5	Perkins Oliver	" "	Robbery	Jan 19-1866		Awaiting trial
6	Conover Charles	" "	Robbery	Jan 23-1866		Awaiting trial
7.	George Peter	" "	Theft	Jan 27-1866	Feb 28-1866	Thirty days hard Labour with Ball & Chain
8.	Forman Mark C.	" "		Jan 27-66		Awaiting trial
9	Wilson James	" "		Jan 27 1866		Awaiting trial
10	Braxton Jessie	" "		Jan 27-66		Awaiting trial
11	Brown Ellis	" "	I	Jan 29-66	March 1st 66	Thirty days hard labour
12	McCoy Daniel			Jan 29-66		Awaiting trial
13	Pope George			Jan 29-66		Awaiting trial
14	Wilson Thomas			Jan 29-66		Awaiting trial
15	Williams John	" "		Feb 5-66		Awaiting trial
16	Newton Charles	" "		Feb 5-66		Awaiting trial
17.	Statesman John	" "		Feb 5-66		Awaiting trial
18.	Howell Dempsey	" "		Feb 5-66		Awaiting trial
19	Elliott Zachary	" "		Feb 5-66		Awaiting trial
20	White William	" "		Feb 5-66		Awaiting trial
21	Smith Ebenezer	" "		Feb 6-66	Feb 16-1866	Ten days hard Labour
22.	Robertson Williams	" "		Feb 6-66	Feb 16-1866	Ten days hard labour
23.	Gordon Charles H.	" "		Feb 6-66	Feb 16-1866	Ten days hard labour
24	Bailey Williams	" "		Feb 6-66		Awaiting trial
25.	Johnston Henry	" "		Feb 8-66	Feb 18-66	Ten Days hard labour
26	Holloway Benjamin	" "		Feb 8-66	Feb 18-1866	Ten days hard labour
27	Smith Perry	" "		Feb 10-66	Feb 20-1866	Ten days hard labour
28	Vaughan James	" "		Feb 10-66	Feb 20-1866	Ten days hard labour
29	Gaines Maurice	" "		Jan 13-66	Feb 13-1866	Thirty days hard Labour

I certify on honor that this is a correct list of prisoners confined in the Hard Labor Prison at Norfolk, Va, by the Freedmen's Court of the City.

Station :- Norfolk, Va.
Date :- Feby 10th 1866.

N. B. [illegible]
Capt. 20th N.Y.S.M.

I. R. (W.) No. 16 T. F. 1866.
18802

Boggy Depot Indian Nation
February 26 1866

Wall, 1st Lieut. R.
comd. det. 3rd U.S. Cavalry

Forwards report rel-
ative to murder of Messrs.
Reed, Foster and Basham

Received March 7th 1866.

Richard Ewell
Lt. 3rd U. S. Cavalry
his Report from Boggy
Depot. also enclosing the
report of Dr. Burks &
Mr. Grey of the Horrible
murder committed 35 miles
from Boggy Depot. C. Nation

Head Quarters "Co" "B" 3d U. S. Cavalry
Boggy Depot. Chacktaw Nation Feb. 26/1866

Colonel Jno. N. Craig
Asst. Adjt. General

General,

I have the honor to acknowledge the receipt of your communication Dated H.d Q.rs Frontier District Ark. Feb. 12th/66. Also to enclose the reports of the Murder of Mr. Herd, Mr. Foster and Mr. Basham Thirty five Miles from here and one Hundred and fifteen from Fort Smith Arkansas on the Night of the 20th of February 1866 — Please find the enclosed. The Murders reported by C. T. Smith Indian Agent on or about the 4th of Feb. 1866. — Namely Jack Wright a Negro Killed. Witness none — Also Free Jack and Wife Negroes. Killed. Witness none. this is the Negro and wife that was murdered twelve Miles from Governor Harrises Chickasaw Nation. Chacktaw. Chickasaw. Creek. Cherokee Indians And White Men & Negroes that have returned to the Union, are armed now the same as when the were Bushwacking Federal Troops. I have seen several armed with two Colts & Remington Revolvers and a Rifle Disarm. The Indian of the above arms. And in place give them the Plough. Shovel and Hoe with Seed sufficient to each industrious Indian Family. —

A sufficient Force of Regular Troops to protect the Industrious Indian in his honest pursuits, and to bring to Justice the Murderer And Horse Thief. The within Named Indians that were nearly Civilized before the Joined The Rebels in the late Rebellion are thrown back to their Savage nature. And if not disarmed & each Tribe Made to reside in the Nation set apart by the Government for them. The will Massacre and exterminate one another far Quicker than The Camanche Navajo Kiowa Sioux or any of the wild Tribes in the Frontiers ——

The disloyal band of the Rebel Cherokee Chief Stanwaities is floating all over the Chacktaw Nation & Chickasaw the above Named Indians do not like to have the Cherokees in their Nation ~~—~~ Unless. The Government Troops — every Indian White Man & Negroe in the Indian Nations ought to be disarmed of every fire arm of the Government Calibre.

I am General
Very Respectfully Your obdt. Servt.
Richard Wall
Lieut 3d U. S. Cav.

To
Col Jno H. Craig
Asst. Adjt. General

The Murder of
Mr. Weed. Porter & Baske
35 Miles from here
and 115 from Fort
Smith arkansas
Reported by
Dr. W. T. Burks
a chickasaw by adoption

Boggy Depot. C. N
Feby 23d 1866

I saw Mr Herd Mr Foster & Mr Basham the day before I left Fort Smith. They left & was about one day ahead of me. There was two negro men left ~~in~~ with these gentleman for the purpose as I understood to go to Red River. on the Morning of the 21st Mr Gray who was Just ahead of me came up to their Camp about one hundred and fifteen Miles from Fort Smith & 35 Miles East of this place. and the bodies of these three men were found their clothing all burnt off & their bodies badly Mutilated & burned. as soon as it was Known the Neighbors Collected & Carried the bodies to Mr Wells where I saw them yesterday & immediately recognized them as the men above alluded to. Their wagon & four Mules & some other Valuables are Still at Mr Wells & will be taken Care of until the proper owners Can get them. From all the Circumstances Connected with this horrible Murder there is no doubt but what these 2 Negroes are the perpetrators. The day after the Murder was Committed these 2 negroes passed through this place in Mr Herd Buggy & driving Mr Herd Mules. I am informed

These Negroes Spent Some 30 or 40$ for Books &c & left immediately for Red River,

W. T. Burke

The Murder of
Mr Wird. Mc Foster
and Basham Reporter
35 Miles from here &
175 from Fort Smith
on the night of the 20th
of February. 1866
By
Mathew Grey
from Fort Arbuckle

Boggy Depot C.N.
February 22nd 1866

Lieut. Wall
3rd U.S. Cavalry
Commanding

Sir.

I have the honor to report that on yesterday the 21st inst about eleven o'clock A.M. as I was returning from Fort Smith, I discovered the bodies of three persons partialy consumed by fire (about thirty five miles distant from this place) near the road side and on informing Mr Walls and others in the neighborhood they stated that they had herd a light wagon passing this way in the middle of the night traveling very fast and upon consulting with them they advised to push forward and report the circumstances to you. I did so and on enquiring at Mr Heberts store I learned that two Negros had stopped at the store and made purchases of Boots and dry goods to the amount of thirty or thirty five dollars. They then started towards Texas saying that they would encamp at Nails mills that night. Messrs Hebert & Jones remarked that their mules

were very tired when they were here. Allowing for the time it would take to travel from the place where the bodies were found say they started at one or two O'clock in the morning they would have time to reach here about the time that those Negroes did. Another circumstance which is very suspicious the fact of their having made purchases at of goods at this place when if they had money at Fort Smith they could buy at nearly half the prices

I am Sir Respectfully
Your Obedient Servt
Mathew Grey

Oliver Hebert }
B M Jones } Attest

P. S. as soon as I received the above Report. made by Mathew Grey. a Trader from Fort arbuckle — Immediately sent Sergeant Gates and five Men in pursuit of the above suspected Negroes. Orders to take them back prisoners. The Sergeant took the Road to Neills Mill. The Negroes took a left hand Road thereby evading the Sergeants pursuit. The friends of the Murdered is after the Negroes.

[illegible]
Lt. 2d U. S. Cavalry

~~[illegible]~~ 18803

Hd. Qrs. Mil. Div. Tenn.
Nashville, Tenn. Feby 20th/66.
Respectfully Returned to
Bvt Brig Genl. R. W. Johnson
Actg. Judge Adv. M. D. T.
inviting attention to end-
orsement and action of
Major General Chls. R. Woods
Comd'g. Dept. Ala.

By Command of
Major General Thomas

Robt. H. Ramsey
Bvt. Col. A. A. G.

E. B.
34.
V. 1.

Please return [illegible] these papers [illegible]
be recorded in letters recd. —

[illegible]

B. 6. M.D.T. 1866

Hd. Qrs. Mil. Div. Tenn.
Nashville, Tenn. Jan. 24th/66.
Respectfully Referred to
Major General Chas R Woods
Comd'g Dept of Ala who
will take action in accord-
ance with the endorsement
of the Provost Marshal
General Mil. Div. Tenn.
By Command of
Major General Thomas.

Geo W Howard
A. A. G.

JAN
24
1866

B. 97. Dept Ala 1866

Head Quarters
Dept Alabama,
Mobile 9. Feby. 1866.

Respectfully re-turned to the Asst. Adjt. General Mil. Div. Tennessee, inviting attention to the enclosed Par. 2. O. No. 22. date Dept Ala 7. Feby.

Chas. R. Woods
Bt. Maj Genl
Commanding.

EBa
482

(2 enclosures)

Recd Dept Ala Jany 31. 1866

(? A. O. M. D. T. 1869)
(E. M. B. 383.)

Hdqrs. Mil. Div. Tenn.
A.Q.M.'s Office
Nashville Jan 9. 66.

It is respectfully recommended that the request be granted and that the Civil Court be directed to dismiss the case. I am familiar with the facts having ordered proceedings against the rebels in favor

John Burrows.

R. W. Johnson
Brig. Genl.

Hd. Qrs. Mil. Div. Tenn.
Nashville Tenn Jan 9th 1866
Respectfully Referred to Major General Geo. Stoneman, Comd Dept. of Tenn, who will take action in accordance with the endorsement of the Pro. Mar. General Mil. Div. Tenn.
By Command of
Major General Thomas
E.B. 2. ? } Wm. D. Whipple
Brig General A.A.G.

Headquarters Dep't of Tennessee,
MEMPHIS, TENN., January 16th 1866.

L. R.

Respectfully ~~forwarded~~ returned to the Assistant Adjutant General Military Division of the Tennessee. Florence Alabama not being within the Department of Tennessee.

A. J. Alexander
Brevt Colonel U.S.A.
~~Maj. Gen. Commanding~~
Insp. Assistant

B. M. D. T. 1866

Nashville Tenn.
Jan. 9th 1866

S. B. D. T. 1866

Burrow Jno. A. Citizen
* *

Reports that Wm Herman John Tapp, John Williams & William McClanahan, are unlawfully prosecuting John Burrow and enters into particulars

B. 97. Dept Ala 1866

Nashville Tenn. Jan. 9th 1866.

Brig. Gen., W. D. Whipple.

Dr Sir.

J. A. Burrow.
Clerk of Circuit Court
of Lewis County
Newburg Tenn.

I would beg leave to Report the following.

A Report of a Case in Which William Herman John Yapp John Williams & William McClanahan. Have sued John Burrow, for false accusation & imprisonment, In a Case tried & decided by the Military Commission in favor of said John Burrow, sometime in August or September 1865, and prosecuted by me in favor of the said John Burrow, without his Order direction or Knowledge.

The facts in the Case are these. Sometime in the latter part of 1863. The Parties above mentioned, Herman & Co, I will Style them, When Rebl Gen. Hood's Forces came on the north side of the Tennessee River, they the said Herman & Co, decided that the Rebels had then permanently taken possess-ion of the Country & that then was their most auspicious time for Confiscating & appropriating to their Personal benefit the Property of all Union Men and as my Father the said John Burrow, was one of the few they styled Union Men & Tories, they harnessed up their Teams in Wagons &c— took their Sons & others, (armed) drove up to the said John Burrow's premises and did then & there load into Wagons and take to their individual

Residences — Porkhoggs, Bacon, Corn, Oats, Wheat, Flour, and Molases &c &c, the Property of the Said John Burrow, by force and witht concent or Compensation. And I did so soon as I got information of the affair, and the Rebels were driven beyond Tennessee River, go down to Pulaski, Giles County Tenn, and Report the Case to the Judge Advocate and Military Commission then sitting at Pulaski, and the Judge of that Court did on my said Information issue an Order to the said Herman &Co. to settle or adjust this affair with John Burrow or his Agent, or they would be Summarially dealt with by said Court, but they treated the said Order with Contempt and refused to make any settlement whatever. I then Reported their action in the case to the said Court, the Judge Advocate then on receiving my Returns of the Case sent a Scout after them to bring them to Pulaski to be tried for said Offences &c, Some of the Parties Were caught and brought to Pulaski by said Scout and lodged in the Guardhouse, Others could not be found, fled from their homes, but afterward took warning & Compromised &c &c. Those that were put in the Guardhouse concluded they would rather pay up the charges than to stand a trial and I consented gave them the oppertunity and they did so settled with Judge Advocate of said Commission. And Now since the Federal Troops have been removed and the Rebel Courts have been Some

what put into Trial operation, the said Herman & Co have sued said John Burrow before one of these said Courts to be holden at Florence in North Alabama Lauderdale County sometime in Feby next. I would further state that there was nothing done or any action taken in the whole proceedings that I took in the Case but what I had an Order from the Military for doing, the Prosecution was entirely Military My Father the said John Burrow had nothing to do in the whole proceedings in the affair, I prosecuted the entire case individually under Military Order and Authority &c, and I and the Military must be Responsible and not the said John Burrow, who had nothing to do in the entire Case & its prosecution &c.

I would therefore most urgently, ask, pray, and beseech the Military Authorities Commanding this Department that they would immediately Order the Judge of said Court before which the said Herman & Co. have sued the said John Burrow, which is to be held at Florence Lauderdale County North Alabama, some time in Feby next, to be ~~imme~~ immediately dismissed and released the said John Burrow, from said Suit against him and all Courts be forbid interfearing or trying or haveing any jurisdiction in said case.

Your most Obedient Servt &c.
J. H. Burrow.

B. 97. Dept. Ala 1866.

HEADQUARTERS, DEPARTMENT OF ALABAMA,

MOBILE, ALA., *February 7th*, 1866.

SPECIAL ORDERS, No. 22. } *(Extract.)*

* * * *

II.—In compliance with directions received from Major General *Thomas*, Commanding Military Division of the Tennessee; *It is ordered*, that the civil courts for the county of Lauderdale, Alabama, dismiss the case of *John Burrow*, against whom suit has been brought by *William Herman* and others, for false accusation and imprisonment, which case was to have been tried at Florence, Ala., this month—February.

The Commanding Officer, District of Huntsville, is charged with the enforcement of this order.

* * * *

By order of Brevet Major General CHAS. R. WOODS,

FRED. H. WILSON, A. A. G.

Official:

Fred H. Wilson

Assistant Adjutant General.

N 33 Vol 2 Va/66 18804

Norfolk Va Feby 5 1866

Norfolk Post of
By B.R. Perkins Capt
Comdy Post

Transmits papers in the case
of Hathaway vs Clark and
Brown.—

12 Enclosures

Filed

Recd Rich'd Va Feby 7 1866

Head Quarters Military Post
Norfolk Va. Feby 5th 66

General

I have the honor to transmit herewith the proceedings in the case of Hathway & Brown & Clarke including Writ, Declaration & bond etc.

I am General
Very Respectfully
Your obdt. Servt.
B. R. Perkins
Captain 12th U.S. Infty
Commanding Post

Bvt Brig. Genl Ed. W. Smith
A. A. Genl
Dept of Va
Richmond Va.

John R. Hathaway 104

vs

Case

Brown & Clark

Aug Rules 1865

Declaration & Inventory

Butler
Ellis } p.q.

Dismissed by order of
Mitchell

N 33 Vol 2 Mell

In the Circuit Court of the City of Norfolk,
at August Rules 1866.
City of Norfolk, to wit:

John H. Hathaway the plaintiff in this case, complains of C. H. Brown and John Clark the defendants thereon of a plea of trespass on the case. And thereupon the said plaintiff saith that heretofore, to wit, on the first day of January Eighteen hundred and Sixty five at the City aforesaid, he the said ~~defendant~~ plaintiff was the true and lawful owner of a large and valuable quantity of printing materials, consisting of presses, engines, type, rollers, cases, frames and printing paper, and all and singular the tools and implements used in the business of publishing and printing newspapers, pamphlets, bills, posters and every variety of advertisements, which said business in all its branches he the said plaintiff was then and there carrying on and conducting at great profit to himself in the printing office of him the said plaintiff. And the said defendants afterwards, to wit, on the day and year last aforesaid well knowing all and singular the premises

but not regarding the rights of the said plaintiff, and contriving, and wrongfully and unjustly intending to injure the said plaintiff, entered upon the premises aforesaid, the printing office and place of business of the said plaintiff, at the City of Norfolk aforesaid, and with sundry other persons their agents and servants, unlawfully took and carried away against the will and consent of the said plaintiff all and singular the property aforesaid and converted the same to their own use and benefit, and have sold, worn-out and destroyed the same, so that all and singular the profits and value of the said property has been entirely lost to the said plaintiff, and the business of the said plaintiff utterly broken up and destroyed. And although the said defendants have been often requested to restore to the said plaintiff the property aforesaid and to remunerate him for the loss and damage sustained by reason of the unlawful conduct of the said defendants, yet they have hitherto refused, and still do refuse so to do. By reason of all which wrongful and unlawful acts of the said defendants, he the said plaintiff saith that he hath been greatly injured in

the loss of his said property, and of the profits of his said business, and hath sustained damage to the amount of Twenty thousand dollars; and therefore he brings suit

Preston & Ellis p.q.

Regt. Cert.	
Bek.	ƒ5.10
Pergt.	4.00
Tax	1.50
attys fee	2.50
	ƒ13.10

2

A 33 Vol 2 Va/66

Head Quarters Dept. of Va.,
Richmond, Va. Oct. 11th. 1865

General Orders }
No. 124. }

The provisions of General Orders No. 113, Current Series, from these Head Quarters, are hereby extended to all suits which have been or may be brought against civilians for acts done by them under military authority of the United States, or for damages done to, or for rents of such property held, occupied or used by such civilians under such military authority.

By Command of Maj. Genl. A. H. Terry
(Sgd.) Ed W. Smith
Asst. Adjt. Genl.

Official Copy
John L. Wonderup [?]
A. A. G.

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No 33 Vol 27a/66

Head Quarters Dept. of Virginia,

GENERAL ORDERS }
No. 113. }

RICHMOND, VA., *Sept. 21, 1865.*

Suits or proceedings in the civil courts of that portion of Virginia which is included in this Department, against military officers of the United States or against agents of the Freedmens' Bureau or of the Treasury Department of the United States, in which the causes of action are acts done by such officers or agents in their official capacity, are hereby prohibited. All such proceedings which have heretofore been commenced are declared to be null and void, and the person having in his possession the process issued therein, will surrender it to the Military Authorities of the place where the process was issued.

Hereafter, during the continuance of Martial Law, any person who may institute such suits or proceedings, any attorney who may act in the institution of such suits, any magistrate who may issue, and any officer who may serve such process, will be forthwith arrested and held until the case shall be disposed of at these Head Quarters.

By command of Major General A. H. TERRY;

ED W. SMITH,
Assistant Adjutant General.

OFFICIAL:

Assistant Adjutant General.

Hathaway
Case & attacht
vs 3
Brown & Clark

To July Rules 1865

Served by delivering
W. E. M. Brown and
John Clark Each a
copy of the within
Wm R Lewis
Sergt

June 23rd 1865

No 33 Vol 2 Va/66
12 ½ Oclock

1865

July Rules Cont, Aug Rules Decl filed Com Ord

The Commonwealth of Virginia,

To the Sergeant of the City of Norfolk, Greeting:

YOU ARE HEREBY COMMANDED TO SUMMON E. M. Brown and John Clark

to appear at the Clerk's Office of our Circuit Court of the City of Norfolk, at Rules to be holden for the said Court on the first Monday in July next to answer John R. Hathaway of a plea of Trespass on the case Damage $10.000

And have then and there this writ. Witness, ~~JOHN WILLIAMS~~ H. M. Bowden, Clerk of our said Court, at the Court-house, this 22d day of June 1865, in the 89th year of the Commonwealth.

Henry M Bowden C C

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Ch 33 Vol 2 Va/66

Hathaway

vs

Brown &c

Affidavit &c

To the Clerk of the Circuit Court of the City of Norfolk.

Issue to July rules next, Summons, John R. Hathaway vs E. M. Brown, and John Clark. Action of Trespass on the Case, Damage, Ten Thousand dollars ($10,000.)

Butler p.q.

City of Norfolk, to wit:

John R. Hathaway maketh oath before me Henry M. Bowden Clerk of the Circuit Court of the City aforesaid, that in a certain action of Trespass on the case now pending in said Court against E. M. Brown and John Clark, he the said John R. Hathaway, believes the claim which he has asserted in said action to be just: that he the said John R. Hathaway believes he is entitled to, and ought to recover in the said action, at the least, Ten thousand ($10,000) dollars; and that he also believes that the said E. M. Brown and John Clark intend to remove their own estate, or the proceeds of the sale of their property, or a material part of such estate, or proceeds, out of this State, so that process of execution on a judgment in said action when it is obtained, will be unavailing.

Sworn and subscribed before me this day of June 1865.

Jno. R. Hathaway

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N 33 Vol 2 Va 1866

Washington, D.C. Oct. 4. 65.

My Dear General,

Capt. John Clark, who will hand you this, established the New Regime newspaper by my order, to publish the General orders of the Dept, there being no paper published then therein. I took for that purpose the debris of two printing offices that had been suspended by order of Genl Dix, six months before I came into the Dept, and were then in use by the Qr Master for printing orders and blanks. This business I transferred, together with the presses & type, to Messrs. Clark & Brown.

The former owner of these presses is persecuting these gentlemen by a suit in the courts. It is persecution, because they did nothing at all in the premises except under my orders, & for the promotion of the public service. I think this case comes within your order preventing vexatious suits.

If then acting under military orders are to be used, you will hardly get obeyed.

Will you give a moment's attention to this & see if you can afford relief, and oblige

Yours truly

(Signed) Benj. F. Butler,

Maj. Genl. Terry
Comdg. &c.

J. L. [illegible]
John L. Worden Jr.
A.A.G. N.Y.

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Ch 33 Vol 2 Va/66

Head Quarters District of South-Eastern Virginia,

Norfolk, Va., October 30 1865.

SPECIAL ORDERS,
No. 36

(EXTRACT.)

XI. . . . In accordance with General Orders No 113 and 124 Current series from Hd. Qrs. Dept of Va. it is hereby Ordered that proceedings in the case of John R. Hathaway, vs. E. M. Brown and John Clark. now being tried before the Norfolk City Circuit Court. R. H. Baker Sr. Judge, be stopped

Further proceedings in this case are prohibited

By order of Brevet Maj. Gen. A. T. A. TORBERT:

John L. Wardwell

Asst Adj't General.

Judge Baker

9

Ch 33 Fol 2 Va/66

Hathaway
vs } Attachment.
Brown &c

Bond and security in the penalty of Twenty thousand dollars, conditioned according to law has been given by the plaintiff Henry M Bowdinge

Executed by leaving a Copy of this with W. G. Walker President of the [illegible] National Bank [illegible] and attaching twenty shares of the stock of said Bank in possession of said Bank and the property of Brown and also attached all money that was on deposit in said Bank belonging to the Defendant at 12 O'clock M. June 23. 18[illegible]
Also attached all property belonging to the Defendant in the old [illegible] Office and in which the Deft. Publish a paper called The [illegible] Consisting of the following articles. Three (3) [illegible]

and all the type and other printing materials and thirteen (13) bundles of Printing paper on the the [third] 3 Floor in said building -

On the 1st or lower floor ten (10) Reams of Job paper, (8000 Eight thousand and Two (200) hundred colored card boards - the unexpired lease to said building. Twenty Six (26) bundles of printing paper -

On the (3) third floor One (1) Printing Press Two (2) forms, All the Type and other printing materials, and other property a list of which is hereunto annexed marked "A".

And in addition to the above I have served copies of the within attachment on each of the defendants and also on Charles E. Rice who had effects of the defendants in his hands, and summoned him to appear at the next term of the Court

Wm R Jones
Shff

June 23rd 1863

The Commonwealth of Virginia
To the Sergeant of the City of Norfolk, Greeting:

Whereas John R. Hathaway plaintiff in a certain action of Trespass on the Case now pending in the Circuit Court of the City of Norfolk against E. M. Brown and John Clark hath this day made oath before Henry M. Bowden clerk of the said Court, that he the said John R. Hathaway believes the claim which he has asserted in said action to be just; that he the said John R. Hathaway believes he is entitled to, and ought to recover, in the said action at the least Ten thousand dollars, and that he also believes that the said E. M. Brown and John Clark intend to remove their own estate or the proceeds of the sale of their property, or a material part of such estate or proceeds out of this State, so that process of execution on a judgment in said action, when it is obtained, will be unavailing: There=fore we command you to attach the Estate of the said E. M. Brown and the Estate of the said John Clark for the amount of money above specified and the same so attached in your hands you to secure and provide that the same may be forthcoming and liable to further proceedings thereupon to be had before the said Circuit Court of said City, and that you then and there have this writ, at the clerk's office of our said Circuit Court at the Rules to be holden for the said Court on the first Monday in July next and make return to the said Court how you have executed the same. Witness Henry M. Bowden Clerk of our said Court this 22^d day of June in the 89th year of the Commonwealth.

Clerk.

10
Ch 33 Val 2 Va/66

Hathaway
vs } Bond
Brown &c

Hathaway
vs Bond.
Brown, &c

10
No 83 Vol 2 7a/66

Know all men by these presents that We John R. Hathaway William S. Butt, F. F. Ferguson and James E. Jones —— are held and firmly bound unto E. M. Brown and John Clark in the just and full sum of Twenty thousand dollars lawful money of the United States to the payment whereof, well and truly to be made to the said E. M. Brown and John Clark their executors or administrators, We bind our = selves, our heirs, executors, or administrators, jointly and severally, firmly by these presents. Sealed with our seals and dated this 23d day of June 1866.

The condition of the above obliga = tion is such, that whereas the above bound John R. Hathaway has instituted in the Circuit Court of the City of Norfolk against the said E. M. Brown and John Clark a certain action of Trespass on the Case, and having upon his affidavit made in due form of law before Henry M. Bowden, clerk of said Court, obtained from the said Clerk an attachment against the Estate of the said E. M. Brown and of the said John Clark, which said attachment is directed to the Sergeant of the City of Nor = folk, and is returnable to the Clerk's office of said Court at ~~the~~ July rules next ~~Term thereof~~, and the said John R. Hathaway desiring the officer executing such attachment to take into possession the property attached thereunder, executes this his bond, with the said William S. Butt, F. F. Ferguson and James E. Jones —— as his sureties in con = formity with the 8th section of Chapter 151 of the Code of Virginia: Now therefore if the above

bound John R. Hathaway shall well and truely pay all costs and damages awarded against him in the said action, or sustained by any person by reason of his suing out the said attachment, then the above obligation to be void, otherwise to remain in full force and virtue.

Signed sealed and acknowledged before me in my Office this 23 day of June 1865
Hy M Bowden C.C.

Jno. R. Hathaway (Seal)
Wm S Butt (Seal)
T. T. Ferguson (Seal)
Jas E. Jones (Seal)

Hathaway
vs
E Jones
Bond
Brown &c

10
No 83 Vol 2 1/66

M
A 33 Vol 2 Va/66

Norfolk Va Jany 31st 1866.

Henry M. Bowden Esq
Clerk of the Court

Sir:

I respectfully request, that in conformity with a recent order of the War Department, the suit of Jno R. Hathaway vs. E.M. Brown and John Clark be immediately withdrawn from the docket of said Court, that all papers pertaining thereto be surrendered to the military authorities, or otherwise disposed of in accordance with the spirit of said order, a copy of which is herewith Enclosed.

Very Respectfully
Your Obt Servt
E.M. Brown

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No 33 Vol 2 Va/66

Mr. Bowden,

Dear Sir:

The following is a copy of the paper I hold against Mr Hathaway. You will see that this of itself precludes the possibility of any Claim upon us for the use of the property.

"Norfolk Va Feby 13th 1865

In consideration of three hundred dollars this day loaned to me by E. M. Brown Superintendent of Printing at the New Regime and Govt. Job Printing office, I hereby give to said Brown as security a lien upon such printing Presses and types as were removed from the Day Book office and are now used in said New Regime office, which three hundred dollars I promise to return, unless applied by order of the Military authorities as payment in part for rent of said Presses and types.

(Signed) Jno R Hathaway"

GENERAL ORDERS—NO. 3.

WAR DEPARTMENT, ADJUTANT GENERAL'S OFFICE,
WASHINGTON, Jan. 12, 1866.

Military division and department commanders whose commands embrace or are composed of any of the late rebellious states, and who have not already done so, will at once issue and enforce orders protecting from prosecution or suits in the State or municipal courts of such states all officers and soldiers of the armies of the United States, and all persons thereto attached or in any wise thereto belonging, subject to military authority, charged with offences for acts done in their military capacity, or pursuant to orders from proper military authority, and to protect from suit or prosecution all loyal citizens or persons charged with offences done against the rebel forces, directly or indirectly, during the existence of the rebellion, and all persons, their agents or employes, charged with the occupancy of abandoned lands or plantations, or the possession or custody of any kind of property whatever, who occupied, used, possessed or controlled the same, pursuant to the order of the President or any of the civil or military departments of the government, and to protect them from any penalties or damages that may have been or may be pronounced or adjudged in said courts in any of such cases, and also protecting colored persons from prosecutions in any of said states charged with offences for which white persons are not prosecuted or punished in the same manner and degree.

By command of

Lieutenant General GRANT.

E. D. TOWNSEND, Assistant Adjutant General.

Heustut S. B. Lt. ~~A~~ County Post 18805

Weekly report of citizen prisoners

for the week ending

February 18th 1866

Ento

H. 47. V. 1. 1866

Fil

Report of Citizen-Prisoners, Confined within the Limits of Fort Macon N.C.

NO.	NAME.	CRIME.	TRIED.	SENTENCE.	ORDER PROMULGATING SENTENCE.	REMARKS.
1	Bradshaw (Col) Mahu	Larceny	Tried	to be confined at hard labor for the Period of 1½ years	Genl Order No 155 date Raleigh N.C. November 8th/1865	
2	Defure James	Larceny	"	for the Period of (3) years	Genl Order No 167 date Hdqrs Dept N.C. Raleigh N.C. Dec 4th/1865	
3	Shack Freedman (cold)	Rape	"	for the Period of (1) year	Genl Order No 178 date Hdqrs Dept N.C. Raleigh N.C. Dec 26th/1865	
4	Monroe Davis	Inciting and engaging in riot	"	for the Period of 4 Months	Genl Order No 180 date Hdqrs Dept N.C. Raleigh N.C. Dec 26th/1865	

Station Fort Macon N.C.
Date February 18th 1866

L. K. Huested
Capt. 37th U.S.C.T.
Comdg Post
pro. tem.

No 455 D 4. 1866

Little Rock Ark.
Feby 26 1866.

White C Co.
Atty at Law.

Encloses Letter of bill [illegible] as. which accompanied the petition of Mrs Smith in regard to her cotton &c.

[illegible] to Secy of Treasury Feby 28 1866.

[illegible] p. 34. - no. 74.
1866

A. H. GARLAND. C. C. WHITE. L. H. NASH.

GARLAND, WHITE & NASH, Lawyers.

Local Reference :—S. H. TUCKER, Banker.

Little Rock, Ark., July 26 1866.

General:

I enclose you herewith the letter of Col. Thomas which accompanied the petition of Mrs Smith in regard to her cotton—

As a personal favor to myself I request that you read it and if possible aid the petitioner if in your opinion she has merit— I ask this on personal grounds to myself because whatever may be the result we have no fee in prospect— My only desire in which I doubt not you fully join is to see these cotton thieves that are tarnishing the good name of the Government, brought to justice

Very respectfully Truly
Your obt. Servt
C C White

Maj. Genl. J. J. Reynolds

Washington Ark:
Feby 8th 1866

Hon A. H. Garland Little Rock
My dear Friend

A few days ago I sent you a petition of Mrs H. W. Smith (by the hands of Col White, Sec. of State) to be by you presented to Genl Reynolds.

At the time Col White was in great haste and I was not able therefor to write to you fully and satisfactorily in regard to the subject matter of the petition.

The Petition, however, pretty much in every particular explains itself. The facts are these — Without even a shadow of reason something more than one month ago the new Cotton Agent at this place seized from

(77)

Mrs H H Smith seventeen Bales of Cotton, ale indeed that was had hauled upon her place. He seized it professedly as Government Cotton. This Agent (Dr E. Bowen) would never reveal his evidence or authority for such seizure; -Through one of his Sub-Agents however it was ascertained to be upon the evidence of a man without Character or principle and who in making such affidavit was supposed to be actuated by malice or some former prejudice indeed that seems indisputable.

After learning that this man had (or was supposed to have) made such affidavit, he was interrogated in regard to the same and said that he had not given such affidavit

He told another writing that he knew nothing about the Cotton at all - that he never knew of it or any portion of it ever having been sold, subscribed or in any way disposed of to any one. He told yet another that he had given some kind of an affidavit to this agent, but that it was only after he had been locked up and carried into his office and requested by said agent to give an affidavit and intimated that he had done what he did through some former Judge.

After this seizure they made in this extraordinary manner, a petition was presented by Mrs Smith to Maj Pearl, Comdt. or at this place requesting of him an investigation and of

such investigation established the fact that the Cotton was her own & had never been disposed of requesting him to have the military guard removed and her Cotton restored to her.

The day suggested by the agent himself was appointed for the investigation. Upon the arrival of that day he (the agent) was not prepared to go to trial and procured another continuance promising then to be ready — upon the arrival of that day he procured still another and a longer continuance of about two weeks, declaring he would then very certainly be prepared to go to trial. He was

informed by Maj. Pearl that he could not dally in this way and could not obtain another continuance after this one.

Upon the arrival of this last appointed day the Cotton Agent failed to make his appearance and suffered the case to go by default - even after all the time & indulgence extended to him. Mrs Smith was present with her witnesses and had been upon every previous occasion ready and anxious to go to trial.

Upon the failure of the Cotton Agent to make his appearance upon this last occasion several affidavits in behalf of Mrs Smith's right to the Cotton were read to Maj. Pearl

whereupon he issued an Order directing the Guards to be withdrawn and permitting Mrs Smith to resume possession of her cotton, strictly her own, & which had been so wrongfully and unscrupulously taken and detained from her.

Against the affidavit of this one man (and it is only a supposition after all that this agent had any affidavit at all, as he never exhibited any upon trial) — who if he gave any affidavit can be proved to have acted from corrupt & sinister motives — and who gave several different and contradictory statements — against this I say — Mrs Smith had present at least one dozen witnesses of

the greatest probity and respectability who were able and ready to prove beyond any shadow of doubt that the cotton was private cotton (the property of Mrs Smith & her children) — and had never in any way been sold, subscribed or disposed of to any agent, person or party whatever. Among her material witnesses were Dr W P Hart, Judge A H Carrigan, Hon A B Williams, W D Green Esq, Jno R Gratiot, Wm B Edwards (near Fulton) Judge Wilton, Mrs Dan'l E. Williams & others. It is needless for me to tell you who these witnesses are or what their character.

Mrs Smith you know well —

you know that she is a widow lady with a large and dependent family of Children — that she has been left almost penniless by late circumstances (in fact after payment of all the debts of her Estate she will be penniless) — and she relies upon these few Bales of Cotton for food & clothing for herself & Children. Take this away & she will be destitute.

Two sets of Cotton Agents have been in this County before ^this present agent^ — they have exercised unceasing vigilance & research, yet never before set up any claim or shadow of pretended claim to this Cotton of Mrs Smith. They were fully satisfied that it was her own private property

Yet this present Agent (Dr. E. Bourne) without any evidence or authority whatever or if any upon the malicious & false representation of a malignant & unprincipled person who has stultified himself by several contradictory statements has seized and taken this cotton (The only resource of a widow lady with a large family) from her place and from her possession after repeated failure to appear at times appointed for investigation and after virtually surrendering all claim to the same by failing & neglecting to appear upon the last appointed day and after Maj: Pearl has issued an Order withdrawing the

Guards & permitting Mrs Smith again to resume possession of what was so justly and rightfully her own — now this Cotton Agent, this King or Czar, sends Mrs Smith a written notice warning her not to touch or in any way interfere with that Cotton and threatening her if she does so that it will be at her own great peril. This in the face of all that is stated above, in the face of all the time and opportunities that were given him for an investigation, in the face of Maj. Pearl's Order — in the face of justice and right and in the face withal of common honesty and common decency. Can such things be and not excite our

wonder?" . Will Genl Reynolds permit such atrocious conduct? We do not believe it. We believe Genl Reynolds' mission is and his desire likewise to protect and benefit the people & not see them thus wantonly & cruelly wronged.

To tell you the truth such conduct, such outrageous conduct as has been recently practiced upon our people in this portion of our State by these Cotton Agents (in many instances without commission, appointment or proper authority of any kind) is without any parallel. Such power as they wield is perfectly autocratic. And yet unless Genl. Reynolds will interfere for them our people are hopeless of any

change or redress — They have no where else to appeal.

Without any evidence or shadow of evidence, or upon the testimony of some unknown person (for their agent will not reveal the name of any witness he may have) — unprincipled, often, corrupt, malignant, & interested, the property of citizens, of widows & children, is taken from them by these Cotton agents and unless they bribe the same they never get back their private property thus seized & taken from them, without evidence or upon evidence of some party or person never known to them. ~~How can they~~ What are they to do in such case? They are completely in the dark. The civil authorities are forbidden to interfere. They say the Orders of the Military leave no control over

3

(the citizens)

them in their actions. They ^ do not know who it is that makes the false charges. They often do not know what witness the testimony is — and how are they to meet it, how refute it? And if they succeed in doing this fully & clearly before the Military Commander and obtain his order for its release — these same agents forbid their touching or taking it & tell them that the Military orders amount to nothing. They are then left helpless & hopeless — without any possibility of redress or power of appeal. Talk about the Star-Chamber proceedings; history records nothing to equal this.

God grant that something be done & that speedily — ere the country and its citizens are

completely & irretrievably ruined by such unjust, inquisitory, arbitrary & unheard of proceedings.

This case of Mrs Smith is a good one to bring to the notice of Genl Reynolds—as it shows up their conduct completely.

You are acquainted well with Mrs Smith & the other friends & family. As an act of justice not to say friendship to her & them please present this case in its proper light to Genl Reynolds & get his advice in the case if you can & transmit the same or a copy of it directly to Williamson & Thomas. Do this & it will add another to the many obligations & kindnesses that bind them all to you warmly as friends, as well as Most Truly

Yo friend
Wyatt C. Thomas

Reply early

State of Arkansas }
County of Hempstead }

To Major General J. J. Reynolds Commanding Department of Arkansas

Sir

Your Petitioner Nancy P. Smith would respectfully State that she is the widow of H. W. Smith deceased and that she with her children are the the heirs of the estate of said H W Smith decd and in her capacity as the natural guardian and protector of said children as well as in her own right would respectfully submit the following statement with reference to the action of the Assistant Special agent of the Treasury Department at Washington Arkansas in relation to a lot of Cotton of Seventeen (17) Bales which is the property of the Estate of said H W Smith deceased.

Your Petitioner would state that on or about the 10th day of January AD 1866. E Bourne Assistant special agent of the Treasury Department at Washington Arkansas did seize and take possession of said lot of Cotton of Seventeen Bales then on the plantation of the Estate of said H W Smith decd. and placed a guard over the same claiming said Cotton as Sequestrated property whereupon your Petitioner by her attorneys petitioned Major Lewis W Pearl Commanding the Post at Washington Ark asking him to investigate the claim of the government to said lot of Cotton; your Petitioner through her attorneys as well as E. Bourne Agent as aforesaid were notified that said investigation would be had before Major Pearl Commanding as aforesaid on thursday the 18th day of January AD 1866, at which time at the special request of E Bourne agent as aforesaid the investigation was postponed until saturday the 27th day of January AD 1866. At which time the investigation was a second time postponed at the special instance and request of said E Bourne agent as aforesaid until Saturday the 3rd day of Feb 1866

at which last said time said E Bowne agent as aforesaid failed either in person or by Attorney to appear whereupon the said Major Lewis W Pearl commanding as aforesaid received the testimony that was there adduced on the part of Your Petitioner and thereupon issued an order of which the following is a copy viz:

"Head Quarters Post of Washington and Dependencies
Department of Arkansas Third District
Washington Ark Feby 3rd 1866.

Corporal

You will exercise no further control or jurisdiction over the Smith Cotton now under your special guard and Control at Fulton.

By order of
Lewis W Pearl
Maj 12th Regt Mich Vet Infy
Comdg Post"

(Signed) H. Brown Lieut &
Post Adjt

To Corporal Raymond Brown
Company I. 12th Mich Vet Infty "

Your Petitioner would further represent and show that after Your Petitioner had asked that the claim of the government be investigated and before the publication of the foregoing order the said lot of Cotton being under guard was removed from the plantation of the estate of said H W Smith decd to the Town of Fulton on Red River being a distance of about five miles. Your Petitioner is advised and believes that said cotton was moved in pursuance of the orders of E. Bowne Agent as aforesaid. Your Petitioner would further represent and show that on the morning of the 5th of Feby AD 1866. She was served with a notice of which the following is a copy viz -

"Office Asst. Spl. Agt. Try Dept.
Washington Ark Feby 5th 1866.

Mrs H. W. Smith

You are hereby notified to not remove or in any way interfere with the (17) Seventeen Bales of Cotton recently removed from your plantation. The said Cotton being held by the United States Government as sequestrated property —

Respectfully
Signed E Bowne
Asst Spl Agt Try Dept "

Your Petitioner would further represent and show that the said lot of Cotton has been taken out of the possession and from under the control of your Petitioner and is five miles distant from the plantation where she could control and protect it and has been there placed in the possession of parties that your Petitioner believes are unwilling to allow her to exercise any of the rights of ownership over it.

Your Petitioner would further represent and show that she has been and still is willing and able at all times on reasonable notice to prove that said Cotton was grown by her late husband H W Smith on his plantation and that he never did in his lifetime nor anyone for him since his death, sell, give, or in any way part with his right to the said lot of cotton either to the so called Confederate States Government or any other person.

Your Petitioner would further represent that she has caused diligent search to be made, and the cotton lists of the so called Confederate States government to be examined, and she is advised and believes there is no evidence contained in them, that the said H W Smith in his lifetime or anyone for him since his death ever did subscribe a Bale of Cotton to the so called Confederate States Government in any way whatever.

Your Petitioner is advised and believes that it is not the intention or desire of the Government to take private Cotton and least of all where as in this case it is the only available means for the support and maintenance of a widow and a large number of dependent children. Wherefore Your Petitioner asks that she be again placed in possession of said cotton, and be allowed to control and dispose of the same in conformity with the laws of this State and the laws and Regulations of the Treasury Department and for such other relief as in your judgment may seem meet and proper.

M. P. Smith

State of Arkansas }
County of Hempstead }

Personally appeared before me Nancy P Smith who being duly sworn deposes and says that the matters and facts set forth in the foregoing Petition as of her own knowledge are true and such matters and facts as are set forth upon the information of others she believes to be true -

Nancy P Smith

Sworn to and subscribed before me Simon T. Sanders Clerk of the County Court for Hempstead County in the State of Arkansas the 16th day of February A.D. 1866.

Witness my hand and Official Seal

S. T. Sanders Clerk

No. 18807

Memphis Tenn

C 39 Feb 23 1866

Campbell & Co

~~#77~~

Civilians

Requests the papers in the case of Lewis & Johnson vs Campbell & Co. decision of Maj Genl. Smith against Campbell in favor of Johnson for 4800 and odd dollars, to be delivered to M. H. Swartenburg

Hd. Qrs. Mil. Div. Tenn.
Nashville, Tenn. Feby. 21st 1866.
Respectfully Referred to
Bvt Brig General R. W. Johnson Pro. Mar. General
Mil. Div. Tenn.

LR

By Command of
Major General Thomas.

Robert Ramsey.
Bvt. Col. A. A. G.

Hd Qrs Mil Div Tenn
Office Bur. R. F. & A.L.
Nashville, Feby 28/66

Respy returned - There is no record of the within case on file in this Office, and I have no recollection of the matter whatever.

E.B. 2 f 66

R. W. Johnson
Bt Brig Genl U.S.A.
Bur. R. & A. L.

F

Memphis Feby 13 1866

Agt Genl of Maj Genl Thomas
Nashville T.

Sir

Please deliver to Mr. M. H. Smartenberg the Papers in the Case of Lemy & Johnson v S. Campbell & Co. decision of Maj. Genl Smith against Campbell & Co. in favor Johnson for $450, and oblige

Obliged Truly
Campbell & Co

Papers left by Col Low
atty with you

18808

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~~HEADQUARTERS DISTRICT OF WILMINGTON,~~

WILMINGTON, N. C., February 11th 1866

~~Wilmington, District of~~

Goff. Jr. N. Bvt Brig Genl

Forwards communication of F. S. A. Brenner regarding a case between him and George F. French of this place

G. 51 V. I. D. N. C. 1866

Received..186

Head Quarters Dept of N.C.
Raleigh N.C. Feb 12th 1866
Reg. 22. V. 1. D.N.C. 1866

Respectfully referred to Capt D.B. Purinton Comndg Post Wilmington N.C. There was no authority for convening this Board nor for its action. The whole proceedings are null and void, and the money in whose possession it was before proceedings commenced. The civil Courts have full jurisdiction in this case and Mr French can appeal to these Courts.

These papers will be returned with report of action

By Command of
Bvt Maj Genl Ruger

E.B. 248. Vol. 1. 1866

Head Quarters Post of Wilmington
Wilmington N.C. Feb. 22nd 1866

Respectfully returned with the information that the money has been returned to Mr Keith in whose possession it was before proceedings were commenced

D. B. Prunton
Capt 28th Mich Vol Infy
Comdg Post

F C Le

Headquarters District of Wilmington,

Wilmington, N. C., February 10th, 1866

Col. J. A. Campbell
A. A. Gen. Dept. N.C.

Col.

I have the honor to forward the enclosed communication of Mr J. A. Bremner regarding a case between him and Messrs Geo. L. French, of this place. On taking command of this District I found that, in the absence of civil law, Gen. Crook had taken cognizance of cases when they were made to appear that parties intended to swindle or defraud, by appointing an an officer to investigate the cases and give a decision in the matter. Several cases of that nature have been referred to me, been investigated and settled in the same manner.

On the 29th ultimo, Mr Geo. L. French represented to me that one J. A. Bremner had contracted a bill of between nine and ten hundred dollars, at his Store about nine months ago, that he had once promised to pay a part of it, but had failed to do so, and for some time past has kept out of his sight, stopped trading at his Store, and had brought the produce of his farm into town and sold it, had also made arrangments to move away

from this vicinity, that he had reason to believe that he (Bremner) intended to swindle him out of the money due him, and requested that [illegible] sum of money amounting to five hundred and seventy five dollars, in the hands of Mr. Keith a Merchant of this place, and belonging to Bremner, should be stopped in his (Keith) hands until an investigation could be made.

An order was sent from these Headquarters for Mr Keith to hold this money until the case was investigated, also to Mr. Bremner ~~and French~~ to appear and answer the charge of Geo. L. French. Mr. Bremner and Mr. French met, but could not come to a settlement. A day was appointed for an investigation, and each party was directed to appoint a refferee, who in connection with Capt Rumbaugh Apt Insp. Gen, whom I appointed, were to decide the case. At the time appointed Mr. Bremner declined to appoint a refferee, and the case was investigated and decided by Capt. Rumbaugh, that the money in the hands of Mr. Keith, belonging to said Bremner should be paid over to Mr. French, he French giving bonds, of which the enclosed (marked A.) is a copy.

The statements of Mr Bremner, that the investigation, was made in his absence is false, Mr. Bremner was present in person when the investigation

and decision was made.

It is believed that this is a clear case of intention to swindle Mr. French out of the amount due him, or it would not have been noticed at their Head Quarters.

I trust my action in the premises will meet the approval of the Commanding General

Very Respectfully
Your. Obt. Servt.
S. Goff.
Bvt. Brig. Gen

Wilmington N.C. Feby 1st 1866

General

On the 29th Ulto I sold to Mr Keith a merchant of this place a lot of rice amounting to 575 00/100 dollars and delivered the rice to him on the following day.

On presenting my account for payment I was informed that he had received orders from Brigr General Goff not to pay me, and I was notified to appear before the General to answer a charge preferred against me by a Mr French, in obedience to this order I called upon the General forthwith and was informed that my rice was seized in consequence of a claim Mr French had against me, and the next day was appointed for a hearing of the case —

At the hour I understood to be appointed I again repaired to the Generals head quarters and was informed that the case had been decided, and the proceeds of my rice turned over to Mr French. — I protested against the decision being made in my absence and asked until the 20th Instant for the purpose of defending the suit properly. my request was agreed to but, on the following day I received orders to report again at 12 Oclock - I done so, and was

informed that Capt Rambough (appointed by the General) a Mr Topham (appointed by Mr French) and a man to be selected by myself would decide the matter.—

I objected to this arrangement on the following grounds which I most respectfully submit for your consideration—

1st It gave me no opportunity to obtain witnesses.

2nd That the Court (if it could be called such) had already come to a decision in the matter Capt Rambough (the Generals appointee) having been a party to the previous decision and Mr Topham (Mr Frenchs appointee) being connected in business with Mr French.—

3rd That I do not acknowledge the entire justice of Mr Frenchs claim (and he was not required to make oath upon it) and that an immediate and Summary decision would be unjust to my other creditors whose claims I do not dispute—

4th That there was no necessity of placing this matter in the hands of the Military authorities as I was prepared to prove that I had no intention to leave the State—and finally—

That the Executive had recognised the Civil Authorities of the State and that this, being purely a civil case—

in which the Government is in no way concerned the Millitary authorities have no jurisdiction in the matter —

I respectfully ask that the finding of the above mentioned court be recinded and that General Goff be directed to cause Mr French immediately to hand me the proceeds of the rice.

Your Obedient Servant

Jat Bremner

To

Major General Ruger
Commanding North Carolina

Copy of Bond

A.

Know all men by these presents that we George Z. French and James S. Topham are held and firmly bound unto James A. Bremer in the Sum of Twelve Hundred Dollars to the payment of which we bind ourselves and our personal representatives jointly and Severally firmly by these presents.

The Condition of the above obligation is such that whereas before Capt. A. C. Rembaugh acting as a refferee the said George Z. French recovered from the Said James A. Bremer a debt amounting to between nine Hundred and a Thousand Dollars and whereas about five Hundred and Sixty Dollars in the hands of E. A. Keith belonging to Said Bremer has been turned over by order of Said Capt. Rembaugh to said French - now if the said French Shall pay over the said Sum of five Hundred and Sixty Dollars whenever the same Shall be duly recovered by said Bremer in a Civil Court (together with all interest that may be due thereon) then the above obligation Shall be void: otherwise it shall remain in full force and virtue.

Witness our hands and Seals this 15th day of February A.D. 1866.

(Sgd) George Z. French (Seal)
" James S. Topham (Seal)

Witness
(Sgd) Congdore Beach

W. 38 Bu. R. F. & A. L. Asst. Com. N.C.

18809

Bureau Refugees, F. & A. L.
Hd. Qrs. Sub Dist. Goldsboro

Goldsboro N.C. Feby. 1 1866

Glavis Geo. O.
Asst. Supt.

Reports an account of the murder of Andrew Wilson and the measures taken to arrest the guilty parties.

G. 38. V. 1. A. F. & M. 6
Two or more Cts

Recd. Asst. Com. N.C. Feby 4 1866

Recd. Feb 2. 1866.

Bureau of Refugees Freedmen &c
Hd. Qrs. Central District
Raleigh Feb 3 1866

Respectfully forwarded to Col. E. Whittlesey Asst Commissioner State of N.C.

I would respectfully ask that the Maj. Genl. Commanding the Dept of N.C. be requested to take whatever further measures are practicable to secure the arrest and trial of the parties who murdered Wilson, and also that if in the opinion of the Asst. Commr., the circumstances of the case require it, that the shooting of Peacock may be investigated by a Military Commission.

Ogilvie [illegible]

Major 8th V.R.C. & Supt. Central Dist.

Bureau Refugees, Freedmen &c.
Hd. Qrs. Asst. Commissioner
Raleigh N.C. Feby. 5" 1866
Respectfully forwarded to Col.
J. A. Campbell A. A. Genl.
Dept. of N.C. The request of
Maj. Wiley is respectfully re-
commended.

Thos. P. Johnston
Capt. & Actg. Asst. Commissioner
in absence of Col. Whittlesey

E. B. p. 113.

Bureau Ref. Fr. & Abd. Lands
Sub Dist. Goldsboro N.C. Feby 1. 1866

Sir:—

I have the honor to report to you the following account of the murder of Andrew Wilson and the measures taken to arrest the guilty parties.

Constant complaint being made to me by law abiding citizens of my district of outrages committed by one Frank Cooley and others residing near Pikeville in this county,— I determined to use all the means in my power to protect the people and bring the outlaws to justice. Accordingly, there being only eight soldiers stationed here, I ~~entrusted~~ had two men detailed to make the arrest of Cooley. They needed a guide,—and one Andrew Wilson presenting himself to me as being perfectly acquainted with the country to be visited and the party to be arrested, I secured his services as a guide to the soldiers. On the evening of the 23d Jany. they pro-

ceeded on their errand. The same night I went to Wilson to hold my court the next day.

On returning on the evening of the 24th I learned the particulars of Wilson's death and found the people of the town in a state of great agitation. My servants reported to me of an attempt being made to break into my office and store room. During the next day my office was crowded most of the time by citizens, - mostly loyal whites, - with stories of plots to burn and plunder. To make sure that there was cause to fear I put some of these people on their oaths as to the truth of the stories.

From the evidence taken by me in the matter - Andrew Wilson came to his death in the following manner:- He and the two soldiers detailed, proceeded to Cooley's father's house and demanded an admittance. It was refused them by the lady occupants and they were told that

there was no male person in the house. The soldiers then forced their way in and on searching found a young man named Peacock. Wilson identified him as one of the party complained of. He was arrested and while walking along the road he turned on Wilson and tried to wrest his gun from him, but failing in this took and ran. He was ordered to halt, three times, but not obeying was shot at and slightly wounded. Wilson and the soldiers knew, from information received, that a party of the outlaws were in a neighboring swamp, and that it was impossible for them to contend with such numbers. Consequently they returned. When Wilson arrived just at the end of the town he was overtaken by a party of horsemen, thirty in number, and shot dead by some of their party. On killing him (Wilson) they gave a yell and returned to their haunts. The soldiers who accom

parried. Wilson swore that they were shot at several times from houses in Goldsboro.

I thought this killing of Wilson a piece of open defiance to the United States authority and if overlooked by me, as agent of the Bureau, it would give them reason to think that I was ~~invested~~ invested with no power to check them and they could continue to do as they pleased. Accordingly I telegraphed matters to Hd. Qrs. and asked for aid. The next morning two companies soldiers arrived here from Raleigh under the immediate command of Colonel Campbell A. A. Genl. It was eight o'clock before the soldiers arrived and being infantry it was necessary to mount them. Orders were given to seize all the horses they could find in the town. Enough horses were obtained to mount half of the party. It was well on to noon before they got started. It was evening before they returned and Col. Campbell reported to me that he with his men had visited the whole country where the accused party resided and committed their depredations, — and that they were unable to find but one man in the whole neighborhood. This one man was a Dr. Stone. He was turned over to me. There being no evidence against him I released him on his parole. Friends of the parties in this town had preceded the soldiers and given the alarm. I concluded it was impossible to arrest the parties just now and got Col. Campbell to detail a few more soldiers to this post. Since the above ~~occurred~~ took place matters have been comparatively quiet excepting the killing & robbing of Mr Nelham Perkins of this county.

Respectfully
Your Obdt. Servt.
Geo. O. Glavis Asst. Supdt.

Copy

Bu. Ref. Fr. & Abd. Lands
Sub. Dist. Goldsboro. N. C. Jany 15. 1866

Sir:-

I have the honor to report that the efficient discharge of the duties of this office as far, at least, as criminal offenders are concerned has been an impossibility, - owing to the total absence of military forces to bring such persons to justice. If the freedmen are to be protected in the enjoyment of their human rights and liberties, - it is absolutely necessary that persons who transgress and outrage these rights should be brought, at once, for trial, as otherwise they will be encouraged in the pursuit of their sinister purposes.

For the sake of humanity and justice the following cases ought to have been brought to a close long ago, but they are still pending. - the parties not appearing when summoned and no military being on hand to make the arrests:-

1st Frank Cooley - Wayne Co. - Accused of robberies on various occasions, - murder, rape & arson, An arrest has been attempted but failed. Is still at large robbing etc. as before.

Albert Bowers - Wayne - Shooting a freedman - Still at large.

Dr. Hicks - Sampson - Putting a freedman in his buggy driving him in harness eleven miles for leaving plantation. Still at large

Curtis Thompson - Sampson - Attempted to shoot several freedmen who were going to leave his plantation. - Still at large.

Powell Cogdill - Wayne -

Joe Heath - } Do. Lenoir Co
John Jackson }

Henry Coe }
H. Bridges (member Co. police) } Wayne Co
Ben Williams }

} Organized band of robbers infesting this and adjoining counties. Still at large

Jackson Grant - Wayne - Murder - Still at large

John Hadley - Wilson - Shooting three freedmen - Still at large.

Joseph Sutton } Accused of systematic robberies, stealing mules and
Benj. Sutton } everything they can get. Still at large.

As these parties are all mounted and live, in many cases, a great distance from these Hd. Qrs. I would respectfully suggest that either some Cavalry or mounted Infantry be sent here and retained to make these and other arrests as occasion may require. Without some military to secure protection, the ends of Justice will be defeated, continually, and the life of the officer of the Bureau kept in constant Jeopardy.

Respectfully
Your Obdt Svt.
Geo. O. Glavis
Asst. Supdt.

Maj. C. Wiley
Superintendent
Central District - Bu. Ref. Fr. & Abd. Lands
Raleigh, N. C.

Frankfort, Ky. 18810 February 2nd/66.

Roark, M. Jeff.

Prays that Ira Stewart, W. H. Bruce and Robert Johnson, sentenced to the penitentiary for 3 years be released from confinmt.

R. # 16. Vol. 1. D.K.

1866.

Filed in August

1866.

~~R. 18 ... ...~~ C. l.

C

File

S. O. 27. 2

Frankfort Ky
Feby 2d 1866

Maj Genl John M. Palmer

Genl Presuming on your magnanimity, and high sense of justice, I address you personally in behalf of three young men, citizens of my County (Muhlenburg) who were, on or about the 8th day of September 1865 sentenced by a military Commission, convened by your order, to three (3) years hard labor in the penitentiary of this State

Now Genl I do most respectfully, but earnestly ask you to order their release at this time; not because the evidence heard in their case was not sufficient to convict them; not because I would not have all misdemeanors properly punished; but upon the high grounds of consideration for men who have withstood the obloquy of rebel taunts, scoffs and rebel bullets, and yet stand firm and true to the Genl Government. These young men may have done wrong - no doubt did, yet their accusers are notorious rebels

and have been from the beginning. I know these young men and know them to be true as steel, having served with them in the service of my Country. Then in view of these facts and in consideration of the fact, that the dominant party in this State are moving heaven and earth — perhaps I should say h—ll instead of heaven — to place a premium on treason and a ban of infamy on patriotism; and are having released many of those who have guilty of treasonable practices; and honestly believing that the punishment of these boys, has already been commensurate with their crimes I do most respectfully make this appeal in their behalf, and in behalf of our common friends —

If you wish, Genl to know who and what I am, I respectfully refer you to the Messrs Weir or any other citizen of Muhlenburg County any of whom will be pleased to inform you of my standing; also to my votes and action in the present Legislature And if you will

excuse the seeming egotism I will state that in the fall of 1864 I took it upon myself to meet the obloquy of rebels and rebel sympathizers of my county, and canvass the same in favor of our late, and lamented president. Abraham Lincoln – On last August was elected on the proposition of Universal freedom, and every vote given by me in the present, abominable legislature is in perfect accordance with my canvass.

The names of the young men in whose behalf I presume to address you are as follows viz; Ira Stewart W. K. Bruce and Robt Johnson

Craving your forbearance, and hoping to soon be able to present your order for the release of persons named, to the Keeper of our penitentiary

I am Genl
Very Respectfully
Your Obt Servt
M. Jeff Roark

Office Supt. R. F. & A. L.
18811
for Boyle, Lincoln & Mercer Counties
Ky. Danville Ky. Feby 19th 1866

Goodloe, William
Superintendent

Makes statement in reference to a murder, committed on the person of one Peter Banford colord & at the time in the employ of W. B. Banford. Byrne Jones? Poor was when he committed the murder, in company with Jo. Curd & Daniel Sam Curd his brothers in law — Suggests that the evidence of Mr Martin Wallace
James Wallace
M. B. Banford
may be taken in the premises, as these men were near the spot, when the occurrence took place & heard the report of the pistol. — Forwards also affidavit of Alfred James colol. who together with deceased, was engaged in building a fence, when the murder took place

G. H. 8. Vol 1 D. K. 66
Filed in March 1866.

1 [illegible]
Two [illegible]
Colt [illegible]

Office Supt. R. F. and A. L.,
for Boyle Lincoln and Mercer Counties Ky
Danville Feby 19th 1866

Maj. Gen. Jno M. Palmer
Comdg Dept of Kentucky
Louisville Ky

Dear Sir

On Feby 1st 1866 a colored man hostler at a livery stable in Danville Boyle Co. reported to me that a man answering to the description of James Poor fired his revolver at him because his horse had not been livered to suit him - On the following day W. B. Rumford a citizen of Boyle Co reported to me that James Poor had shot and killed a colored man in his employ on his farm in Boyle Co. The deputy Sheriff of Mercer Co without a warrant arrested said Poor who is a citizen of Garrard Co, and took him to Harrodsburg Ky. By the solicitations of Mr Rumford and several other citizens I took charge of Poor and after a preliminary examination, forwarded him to Camp Nelson accompanied with charges and specifications. Said Poor at the time of the occurrence was in company with two of his brothers in law who doubtless connived at and instigated the murder viz: Jo. Carr and Daniel Harrod Carr. Besides the statement of alfred James (Col) herewith transmitted. There is circumstantial evidence of the killing by several persons who heard the report of the Pistol and went to the spot and saw the dead man a few minutes after the occurrence viz (- -)

McWalter Wallace
James Wallace
W. B. Ranford

Poor acknowledged to McCurd and —— James Deputy Sheriff of Mercer Co. that "he had killed a damn nigger just back here". I think all the men who were in company with Poor on the day of this Murder should be arrested and would arrest them if I thought I would be sustained.

McRanford who raised Alfred James (col.) states that his character is irreproachable and that the murdered man was always respectful and obedient, and that he did not believe that he had ever given a white man a saucy word in his life

I am Very Resp'y

Your Obdt Servant
(Signed) William Goodloe
Supt R. F. and A. L.,
for Boyle & Lincoln and Mercer Counties Ky.

Alfred James (col.) states that on Feby 1st 1866 he was building a fence on the farm of W. B. Ranford in Boyle Co. Ky. on the roadside and in the such com with Peter Ranford a colored man, when three men on horseback rode opposite to where they were at work one of them he recognised as James Poor who was riding in the middle, when said Poor checked his horse long enough for the man on his right to get out of his way

and fired his Pistol at Peter Rumford (Pvt) shooting him through the head and killing him instantly. No words were passed or spoken by any one, and no provocation given. The three men rode on together. I went to the house of Mr. Rumford 500 or 600 yards distant and reported what had occurred.

True Official Copy

W. B. Harlan

A. A. General

Rec'd Supt E Dist Feb 5 1866

18812

Bu. R. F. & A. L.
Hd Qr E Dist N C
New Berne Feb 5 1866

Respectfully forwarded to Col E. Whittlesey Asst Comr N.C. for his information — Capt Wilson justly urges that if his construction of Par VIII Circular 5 is correct he should be supported in its enforcement, or be relieved from its responsibility. In the present case the printed order from the Department Commander as well as the regulations of the Bureau appear to have been disregarded by the Mayor of Morehead City

F. A. Seely
Capt & Supt
E Dist N C

in B page 22

D. 24. Bu. R. F. & A. L. Regt. Com. No. 2
Bureau of R. F. & A. L.
Act. Asst. Sub. Dist. Beaufort
Beaufort N.C. Feby 2d 1866

Dillon Richard Capt. V.R.C.
Actg. Asst. Supt.

Reports that in the case of the Freedmen arrested in Morehead City N.C. that they were released by the Mayor Mr. Hugh [illegible] of that City in violation of the orders of the Dept. Comdr. and the orders approved by His Excellency the President and requests instructions.

2 Encl.

D. F. [illegible] E. [illegible] C. C.

Bureau of Refugees, Freedmen &c.
Hd. Qrs. Asst. Commissioner
Raleigh N.C. Feby. 7 1866.

Respectfully forwarded to J. A. Campbell A. A. Genl. Dept. of N.C. Capt. Dillon seems to have acted strictly in accordance with the orders of Genl. Howard Commissioner &c.

I would respectfully urge that the Dept. Comdr. take such measures as will tend to show the authority of the Bureau and serve as a guide to officers in like positions.

Thos. P. Johnston
Capt. & Actg. Asst. Commissioner
in absence of Col. Whittlesey

E. B. p. 114.

Thompson ... Col.

Bureau of Refugees Freedmen & Abandoned Lands
Hd. Qrs. Sub. Dist. Beaufort
Beaufort N.C. February 2nd 1866

Captain F. A. Seely
Supt. E. Dist N.C. Bu. R.F. & A.L.

Captain

I have the honor to forward a Copy of a letter which I received from Bvt Maj Geo. W Chandler C.S. Morehead City N.C. (which please find enclosed) relative to the Colored men arrested at Morehead City N.C. on the 20th Ultimo, and on which I had the honor to report on the 31st. I took no action in the Case, in obedience to the notice given to me by 1st Lieut Harlow E Macarey 28th Regt Mich. Vols. Comdg post at Morehead City, per enclosed Copy.

As Bvt Maj Chandler's note states that Lt. Macarey has received no instructions from Dept. Hd. Qrs for the Civil Authorities to adjudicate this matter, and as I understand par "7" Cir "5" War Dept. Bu. R.F. & A.L. Series 65 by order of his Excellency the President directs such Cases to be adjudicated by the Officers of the Bureau. If I am wrong in my interpretation of that Circular please instruct me. As from my understanding of it. I have notified

the Mayor of this City also not to try any Cases which the above Circular enumerates and served him with a Copy of it. If I am right in my understanding of the Circular The Mayor Mr Hugh Murdock of Morehead City has most flagrantly disregarded and violated both the orders of the Dept Commander and his Excellency the President. As this is a large and responsible district, perhaps the most so in the State it would aid me in the discharge of my duties if the jurisdiction of these Cases would be definately settled.

I respectfully suggest that this letter be forwarded to the authority Competent to decide on this matter as that decision will be a guidance for me and others similarly situated

I am Captain
Very respectfully
Your Obdt. Servt.
Richard Dillon
Capt. V.R.C. & Asst. Supt.

Recd Feb. 2/66 Hd Qrs Sub Dist Beaufort
N. C.
L. R. p. 7

Office Depot Commissary of Subsistence
Morehead City N.C. February 1st 1866

Captain,

I have the honor to submit the following facts as connected with the release from custody by the Civil Authorities of Henry Clay and Starkey Fillery, (Freedmen) arrested on or about the 20th day of January 1866.

The Commanding Officer of this Post received a telegraphic dispatch from Col. Campbell Asst. Adjt. Genl. Dept. N.C. directing him to let the said Clay and Fillery, remain in the hands of the Civil Authorities until a report should be made and forwarded by him to said Hd. Qrs. The Report was made and forwarded on the 24th day of Jan. 1866, this morning the 1st inst. the Mayor of this City without any authority from the Commandant of this Post re=leased said Clay and Fillery, upon their paying fines to the following amounts viz.

Henry Clay. Thirty dollars $30. Starkey Fillery Five dollars $5.

Very Respectfully
Your Obedient Servt.
Geo. W. Chandler
Bvt. Maj. & C.S. Vols.

Captain [illegible] V.R.C.
Supt. [illegible] Sub Dist [illegible]
Sub Dist. [illegible] Beaufort N.C.

A true copy Richard Dillon Capt. V.R.C. &c

Hd. Qrs. Post, Morehead City N.C.
January 24th 1866

Captain,

In obedience to telegram from Dept. Hd. Qrs. dated Raleigh N.C. Jany. 23d 1866 The "Freedmen" Henry Coley and Starkey Jones — arrested on the 20th Inst. by order of the Mayor of this City. Must remain in the hands of the civil Authorities until report of the case is made to Dept. Hd. Qrs. and instructions received therefrom on the matter.

Please find enclosed a copy of the telegram.

I am, Captain,
Very Respectfully
Your Obdt. Servt.
(Signed) Harlon E. Macarey
1st Lt. Co. "K" 28th Mich. Vols.
Comdg. Post

To
Capt. Richard Dillon V.R.C.
Capt. Supt. Sub Dist. Beaufort N.C.
Bu. of Refugees Freedmen &c.

A true copy
Richard Dillon Capt. V.R.C.

State of North Carolina,

EXECUTIVE DEPARTMENT,

Raleigh, Feb 8th, 1866.

Major Genl Ruger

Sir

I send inclosed the opinion of Atty Genl Rogers on the question of law submitted to me by you in your communication of the 6th inst — I concur fully in his opinion.

Jonathan Worth
Govr of N.C.

Hd Quarters Dept of N.C.
Raleigh N.C. Feb 6th 1866

Respectfully referred to his Excellency Johnathan Worth Gov of N.C. with request that he will inform the Comm'dg Genl what Status Freedmen occupy by the laws of North Carolina before the Mayor's Court, with reference to testimony and punishments in cases where they are accused of breaches of the peace or resisting the Municipal officers,

By Command of
Bt Maj Genl Ruger
[illegible]
A. A. G.

E.B. 9 of Vol. 1. 1866
D. 5. V. 1. Dec 1866

Office Depot Commissary of Sub.
Morehead City N.C.
January 20th 1866

Captain,

Henry Clay (colored) my overseer of laborers was arrested this evening by Mr. Murdock Mayor of this town for breaking the peace, and it is proposed by him to try Clay to morrow morning at nine oclock.

I have already protested against his having any jurisdiction in the case, and take this means of making known to you the fact so that you may take any steps in the matter you may see proper.

Very Respectfully
Your Obdt. Servt.
(Signed) Geo W Chandler
Brevet Major C.S.V.

Capt Richard Dillon
V.R.C. Asst Supt
Sub Dist of Beaufort

A true copy
Richard Dillon
Capt V.R.C. & Asst Supt.

D.23. Bu. R.F.&A.L. Asst. Com. N.C.

Bureau of Refugees, Freedmen &c.
Head Quarters Sub district Beaufort
Beaufort N.C. January 31st 1866

Dillon Richard Capt. V.R.C.
Asst. Asst. Supt.

Reports on the case of (2)
two "Freedmen" arrested
at Morehead City N.C.
by order of the Mayor
January 20th 1866.
(1) One Enclosure

Recd Hd. Qrs. E Dist N.C. Feb 2 1866

Recd Asst. Com. N.C. Feby 5" 1866.

Bu. R. F. & A. L.
Hd Qrs E. Dist N. C.
New Berne Feb 2' 1866

Respectfully forwarded to Col E Whittlesey Asst. Comr N. C. for his information. Capt Dillon has apparently done nothing but what the orders of the Bureau and common justice required.

R.B. p 21
G. A. Seely
Capt & A. Q. M.
Supt E Dist N C

Bureau of Refugees, Freedmen &c.
Hd. Qrs. Asst. Commissioner
Raleigh. N.C. Feby. 8. 1866.
Respectfully forwarded
to Col. J. A. Campbell Asst.
Adjt. Genl. Dept. of N.C.

Thos. P. Johnston
Capt. & Actg. Asst. Commissioner
in absence of Col. Whittlesey

E. B. p. 113.

Bureau of Refugees Freedmen & Abandoned Lands
Hd. Qrs Sub District Beaufort
Beaufort N.C. January 31st 1866

Captain F.A. Seely.
Supt. E Dist N.C. Bu. R.F.& A.L.

Captain

In obedience to orders from your Head Quarters I have the honor to report relative to the Case of the "Freedmen" arrested at Morehead City N.C. on the 20th Inst. by orders of Mr. Murdock Mayor of that City. On the 21st I received a letter from Bvt. Maj Geo. W Chandler C.S. (a Copy of which please find enclosed) informing me that a Colored man was arrested by the Mayor. I went to Morehead City to ascertain if the Case required the intervention of the Bureau. When I arrived there I went to the Station house, and found two "Freedmen" in Confinement Charged with rioting. I saw Mr. Murdock (Mayor) and inquired of him if he would accept Negro testimoney in his Court. he informed me he Could not. as according to the law of N.C. negro testimoney was not admissiable. I then informed him (mayor) that he Could not try these men. and furnished him with a Copy of Par. "7" Circular No. 5. dated War Dept. Bu. of R.F.& A.L. Washington D.C. May 30th 1865 which I understand

over

defines the jurisdiction of such Cases—

As far as I can understand the origin of the Case is as follows viz:
On Saturday evening 20th Inst one of the accused Henry Clay was with an other "Freedman" standing on the Rail Road at Morehead City when two Sailors and a Citizen went in the direction of where the "Freedmen" were standing, one of the Sailors struck Clay, both the Sailor and Clay being drunk. the Sailors went off, and Clay remained cursing, being excited by the unprovoked blow he received. The Mayor remonstrated with him, afterwards went to arrest him when he, Clay exhibited a revolver and then ran away, afterwards he was arrested by the Military near his quarters, there were some 12 or 15 "Freedmen" present but made no resistance. The other accused Freedman Stark Lilly was not in the affair as far as I can learn, He loaned his musket to a Colored man and was bringing it home when arrested

Bvt. Maj Chandler C.S. a few days after required all his men (Cold) to give up their pistols, and found but two or three amongst them.

~~When I went to investigate the affair I was informed~~ by 1st Lieut Harlow E. Macauey 28th Regt Mich Vols. Comdg post, that he received a telegram from Dept. Hd Qrs directing that the prisoners be permitted, to remain in the hands of the Civil Authorities, until he reports on the Case.

Very respectfully
Your Obdt. Servt.
Richard Dillon
Capt. V.R.C. & Asst. Supt.

Raleigh Feby 9th 1866.

To His Excellency

Gov Worth: Sir I have examined the papers referred to you by the order of Maj Genl Ruger respecting the Status of Freedmen by the laws of North Carolina before the Mayor's Court with reference to testimony and punishment when they are accused of breaches of the peace &c."

The Mayor's court can go no further than bind the offender over to the Courts either County or Superior, where he can have a Trial by jury.

I refer you to the Declaration of Rights Sec 8 which is as follows "No _freeman_ shall be put to answer any Criminal charge, but by indictment, presentment or impeachment."

You will find by looking through the Declaration of Rights, which is a part of the Constitution, and the Constitution itself that _all freemen_ are put upon the same footing in Courts of Justice so far as their rights of person and property are concerned.

No discrimination is made therein against the free negro except in clause 3. Sec 3. of the amended Constitution in reference to suffrage

After conviction, the Revised Code prescribes the punishment for free negroes and in some cases declares it different from that inflicted upon white men see Chap. 107 Sections 74-5-6 & 7.

Where a Freedman is the defendant, it makes no difference against whom the offence is alleged to have been committed, he is entitled to the evidence of persons of all colors, whether negro, Indian, or a person of mixed blood see Revised Code Chap. 107 Sec. 70.

I am with great respect

Louis H. Rogers
Atty Genl

Wake County Feb 13th 1866

18813

Hutchinson J. H.

State that the following named persons came to his house illtreated his family took away his horse &c

Viz

Presley Persons

R. A. Harris

Fletcher Parsons

Albert Booth

Benjamin Holden

H. A. 2 V. 1 DNC
1866

201 M. R. C. [illegible]
[illegible]

State of North Carolina
Wake County

I, J. H. Hutchinson of the aforesaid state & county do solemnly swear that Presley Person of Franklin County accompanied by R. Harris Fletcher Carson, Albert Cook and Benjamin Holden all armed and representing themselves as acting under Military Authority, came to my house and illtreated my family taking also from my possession my horse purchased from Mr. Andrew Jackson of Wake County, and which had been in the possession of different neighbors for the space of ten months - These men threatened my life and even presented their guns ~~at~~ ~~to~~ me, in the ~~evidence~~ to carry out the threat - ~~did~~ one of ~~them~~ (R. Harris) the most violent of the party, would have shot me but for the interference of Albert Cook.

J. H. Hutchinson

Sworn + subscribed before me
This 13th day of Feby 1866
W. S. Mason C.M.C.
per C.M. Busbee Depty

Feb 12 1862

I feel some delicacy in trying to give a statement of the conduct of these men for they were in the yard the first I knew of them hallooing repeatedly as though something was greatly the matter which frightened me & when I came out & saw it was a parcel of armed strangers I was so frightened that I dont recollect all the questions they asked ~~when~~ ~~that~~ I was alone only a little negro & told them I would send for my husband & left the yard making my way to where a negro was at work but three of them followed me & would not let me go said they could attend to things themselves so one staid with me & the others brought up the negro & forbid his going & accused me of trying to make arrangement for my husband & horse to be consealed which thought never pass my mind these three took the negro off then I did not see where

& left [illegible] one in the care of the two that guarded the house
untill my husband returned then they demanded the horse
& he refused to give him up so they took him & horse & left
after saying every hard word they could to confuse an unfeeling

Lucie Hutchinson

Wake county N C
Feb 13th 1866

I can safely say that I was with J H Hutchinson and was eye witness to his being arrested by Mr Presley Persons saying that he was an officer acting under Military authority; then came to Mr Hutchinson House and and would not allow his wife to send a negro for him but Mr Persons with two armed men went with the negro and left some at the House they came up with Mr Hutchinson and told that he was under arrest then came to the House and

Demanded The Horse of
Mr Hutchinson he ask
Them for their order Thay
had none Mr Parsons sad
he had his commission
[illegible] with him and
was acting under Orders
from the athurety Mr Hutchinson
Told Them that he wouldnot
give The Horse upp thay
Then took The Horse by
force with Guns presented
if he should resist
The Horse was taken in the
Road at J Yergan Esq

John H Cawthon

Newbern Feby 27th 1866

18814

Lehman R. F. Notary Public

Forwards statement of George A. Polk and J. J. Hough, relative to the wreck of the Gunboat Underwriter Purchased from the secretary of the Navy by O. H. Booth

2 [illegible] [illegible] [illegible]

[illegible]

Headquarters Department of North Carolina,

Raleigh, N. C., Feb 27th 1866.

Respectfully returned to Lt Col Shaffer Comdg Post of New Berne for a full statement of the parties claiming damages, no damages will be claimed for the use of the Dock until after its surrender by the Military Authorities.

By Command of
Bvt Maj Genl Ruger
Jas H Anderson
Lt A.D.C. & A.A.A.G.

S 337 C.I. 1866

L 12, V. 1 D.N.C. 1866

Hd Qrs. Post of New Berne
New Berne, N.C. Mar 27, 1866

Respectfully returned to the Asst. Adjt. Genl. Dept. of N.C. with report that all matters of difference between these parties have been arranged to the satisfaction of both parties

Geo. H. Shaffer
Lt. Col. 28th Mich.
Comdg.

L. C. C.

To Major General Ruger
Commanding Department of North Carolina

The petition of George T. Polk respectfully represents, that he is a citizen of the State of New-York,- came to the city of Newberne in November 1864 for the purpose of wrecking the Gunboat "Underwriter" sunk near Fort Anderson by the rebels in 1864: that the said Underwriter was purchased from the Secretary of the Navy by O. H. Booth, a citizen of the State of New-York, for the sum of five thousand dollars ($5000): that the said Secretary, after the sale aforesaid, delivered instructions to the Naval Commander of these waters to the effect that he should grant every facility, protection and assistance to the said O. H. Booth to effectuate the raising of said Gunboat- He further represents that the papers, etc. pertaining to the sale of said boat, are now in the possession of said O. H. Booth, who is absent in the State of New-York, and he is therefore unable to produce them:- and that the said O. H. Booth employed your petitioner to perform the work of wrecking the Gunboat

as aforesaid, and cause the same to be
conveyed to the State of New-York
as soon as possible: that he has been
thus engaged for sixteen months, and
that he is now ready to ship the boiler
tools, etc. of said boat but is prevented from
so doing by reason of an Attachment
levied on said boiler to recover the
sum of $5-81 for the use and occupation
of the Dock for the purposes aforesaid -
from the 3rd day of November A.D. 1865
to the date of the Attachment - it being
at the rate of $7 per day - that Alexander
Justine is acting as Attorney in fact and
in law for the said claimant, and who
has caused said attachment to be impos=
ed. Your petitioner therefore prays
the Colonel, in view of the protection and
assistance promised by the Authority of
the United States, to cause the restrictions
aforesaid to be removed, and if rent be adjud-
ged to be due to said claimant for the
use of said Dock, that said claimant
be required to accept a reasonable rent,
your said petitioner having tender=
ed him at the rate of ($50) per month
for the use of the same - which sum the
said claimant declines to accept -

George T. Polk

Craven County ss.

On this 17th day of February A.D. 1866 before me a Notary Public, personally came George T. Polk, who being duly sworn according to law says that the statements contained in the foregoing petition are true to the best of his knowledge and belief

George T. Polk

Sworn and subscribed. And in testimony whereof I have hereunto set my hand and seal of Office the day and year first above written

R. H. Lehman
Notary Public

United States of America
State of North Carolina
Craven County
City of New Berne } ss.

On this seventeenth day of February A. D. 1866 before me, a Notary Public personally appeared James T. Hough, who being duly sworn according to law, says, That he is of legal age, a resident and citizen of the City aforesaid, that he is personally acquainted with O. H. Booth of the State of New York. He further represents, that O. H. Booth purchased the Gun boat "Underwriter" as sunk near Fort Anderson by the rebels sometime in the year 1864, from the Secretary of War, for the sum of ($5000) that the said affiant read the order that emanated from the said Secretary, addressed to the Naval Authorities of these Waters and was in substance as follows - viz - "That O. H. Booth having purchased the Gunboat "Underwriter" for the sum of ($5000) the Navy, and all Officers of the Government, will render him every assistance and protection necessary for Wrecking the same - the said

Booth to have the privilege of transporting said "Wreck" through Hatteras Inlet, to any Northern Port, or to the Port of New York; that when affiant read said Order from the Secretary, he regarded it as a very strong one, and all that would be necessary to accomplish the wrecking of said Gunboat. He further states, that the boiler of said Gunboat now lying on the Dock controlled by Alexander Justice is ready for shipment, and that the said Dock is not used for the loading and discharging of vessels, and that the rate of one dollar per day is a sufficient remuneration for the use of said Wharf.

J. T. Hough

Sworn and subscribed this day and year first above written

In testimony I have hereunto set my hand and seal of Office the day and year above written

R. F. Lehman
Notary Public

Franklin Mo. Feb 14th 1866

18815

Parsons W. C.

Communication relative to a horse owned and raised from a colt by one Holden

P. S. D. 1. 19 Feb 1866

[illegible]

Franklinton N.C.

Maj. Genl. Ruger February 14th 1866.

Sir

Your communication of 13th inst came to hand today & I hasten to reply Mr Benjamin Holden lives in this county and raised the horse from a colt as he proved by three as respectable witnesses as there are in Franklin or Wake counties, men of undoubted veracity who swore that he was raised by him and owned up to May last at which time he was stolen. Mr Holden says moreover he can prove it by one hundred witnesses. You wished to know upon what authority I acted, I will answer as Magistrate appointed by Gov. Holden, and as Lt of Local Police of Franklin Co
Mr Hutchinson bases his claim of the horse on the very doubtful ownership of purchasing him from a Bummer. As to his family being insulted I know it to be false as I was present during the whole proceeding, & would not have allowed any such a thing.

Very Respectfully

P. H. Person

Conc 18816 Feb 3rd 186[illegible]

Ludwick C. Justice of Peace

Requests that George H. Pitts J. W. Davis and Others, Convicted of participating in Riot be released and their Sentence Suspended

2 or more names citizen

L. 10 V. 1. 10. R.C. 1866

North Carolina } Concord
Cabarrus County } Feby 3rd 1866

The undersigned Justices of the Peace for said County, this day assembled in Public Meeting, do hereby unanimously agree to recommend to the favorable consideration of the Commanding officer of this State, the case of George A. Pitts, J. M. Davis & others, lately convicted by a Military Commission at Salisbury of participation in the Riot in Concord on the 21st of Sept last. While we do most earnestly condemn the outrage on that day, we are fully persuaded it was the result rather of intoxication & thoughtlessness than any settled purpose of violence & wrong & in view of the fact that the parties have already suffered severely, we trust they may be now released & the sentences suspended over them as a guaranty of future good conduct. Some of them have families who are likely to suffer on account of their long confinement.

J. Ludwick JP
L. C. Kirkpatrick JP
Henry Platt JP
Solomon Fisher J.P.
J. L. Shinn J.P
R. C. Cooke JP
H. M. Isenhour JP

A. J. Yorke Chm
J. Misenheimer J.P.
H. S. Pharr JP
S. Winecoff J.P.
Wm. T. Blume JP
Kirby Pope J.P.
Wm. A. Demarcus JP
Wm. H. Orchard JP
J. M. Black JP

Concord No. Ca.

February 13th 1865

This is to certify, that we have carefully examined Mrs George A Pitts and find her health very seriously impaired — She is suffering from General Debility and "Chlorosis" with "functional disease" of the Heart, which in our opinion is increased and aggravated by the imprisonment of her husband. The impairment of her health is sufficient ~~sufficiently~~ to preclude her attendance upon her daily household duties —

J. M. Henderson M.D.
E. R. Gibson M.D.

Raleigh N.C. Feb 16th 1866

I endorse the foregoing certificate of Drs Henderson & Gibson in all respects, and further state that Mrs Pitts has an infant child some two or three months old. [illegible]

North Carolina }
Cabarrus }

George A Pitts maketh oath that on the 21st day of September last (The day on which occured the riot in Concord) he was not at the house in the yard or on the Street on which Ellen Scott lives.
He further maketh oath that at the time he struck the negro there was a crowd around the Federal Soldier Smith, and that he honestly believed the Negroes were about to make a dangerous if not deadly assault upon said Smith; that he Pitts was a member of the police guard, and that what he did, was honestly done for the purpose of preventing a deadly assault upon said Smith.
This affiant further states that he was unwell on said day and had nothing to do with any other disorder which may have transpired.
Sworn to and subscribed this 14th day of Feb 1866. before

G. A. Pitts

R. C. Carter J.P.

18817

Stanley Co N.C.
February 11th 1866

Morton J. W.
Magistrate

Forwards list of
Citizens of Stanley Co
who have taken the oath

N. C. V. 1. F. R.
1866

Cit.

[illegible] 1866

We Citizens of Stanly County ~~do~~ State of North Carolina do solemnly swere or affirm in presents of Almighty God that we will henceforth faithfully suppourt protect and defend the Constitution of the United States and the Union of the States thereunder and that we will in like manner abide by and faithfully support all laws and proclamations which have been made during the existing rebellion with refference to the emancipation of Slaves. We do further swear that we will preserve the peace prevent crimes and arrest criminals as far as practicable within the County of Stanly & and that we will obey all lawful orders of the United States Military authorities so help me God

Lost Fire Almond Capt

Amos. Vanthrops 1 nd Lieut

Hiram. Eudy 2 nd Do

Davidson, Huff 3 nd, Do

Wily Thomas

J. A. Creston

J. Cox Eudy

William Lambert

William C. Furr

[illegible]

J. A. Mason

L. H. Clarson

G. M. Page

Davidson whitley

Lorenton Eudy

[illegible] B. [illegible]

[illegible] Eudy

J. J. Herrin

J. B. Herrin

G. A. Almond

[illegible] Harkell

A. Dick

L. T. X Tucker
A. W. X Rawlans
Ira Lips
Wm C Allman
Calvin X Vanhoy
Wm X Dick
L. P. X Burns
John H. Hatley
R Eaely
~~Adam Hoffinger~~ Zer
C. H X Ijnonger
J. F. X Vanhoy
Ranson Fuzz
A. Hartley
C. M. Smoke
John Hatley
Ly Perry
Wm Sides
Eli Hunyatt
Wm Whitley
D Bowers
Ephraim his X mark Hunyautt

A Burleson
Elias his X mark Burlyson
David Hanover
Isac Burlyson
Daniel Souder
Wm Hatly

State of North Carolina Stanly County I J. W. Morton one of the acting Justices of the peace in and for said County do hereby (certify) certify that Lurkein Almanel Capt Amos Vankoy 1st Lieut Hiram Eudy 2nd and Danielson Furr 3rd Lieut was duly Elected in Dist No 5th I further certify that the proper Oath was Administer and Each member in said Dist inserted his name in my presents this 22nd day of Feby A.D. 1866.

J. W. Morton JP

R. 1881 8 Raleigh Feb 16th 1866

North Carolina State of

Worth, Jonathan. Gov of N.C.

Forwards Copy of Communication from Ex Gov Bragg in regard to a suit commenced in which W. H. Cunningim is Plaintiff and Randall and Bowen are Defendants

(211. A. V. 1866)

Ate

File

Executive Office, N. C.
Raleigh, February 16th 1866.

Maj. Genl. T. H. Ruger
Com'd'g Dept. of No. Carolina
General :-

I herewith transmit a copy of a communication from Ex-Gov. Bragg, atto. of W. H. Cunninggim of this city, in regard to a suit commenced in which said Cunninggim is plaintiff and Randall & Bowen defendants.

I respectfully request that you reconsider the grounds the grounds on which you rest your mandate to the Sheriff. I infer from the terms of your order that it rests on the apertion, not verified by affidavit, made by the Deft. Randall, that he is not in any way indebted to the plaintiff except so far as the case is covered by a suit now pending in the Civil Courts and the fact that there is no judge now here before whom Mr. Cunninggim can be summoned to show cause why the writ was issued. Any of the other judges of the Superior or Supreme Courts has power to issue a writ of Injunction in Mr. Randall's behalf as well as the judge resident in this city. Three others reside at no great distance from the city

I regard the principle involved to be a very grave one - but make no comment on it, being confident that, upon reconsideration, you will revoke your order.

Yours Very Respectfully,
Jonathan Worth

(Copy)

Raleigh, February 15th 1866

To
His Excellency,
Jonathan Worth,
Governor of No. Carolina —
Sir: —

On the 13th instant, as the attorney of Wm. H. Cunninggim of Raleigh, I caused to be issued to the Superior Court of Law of Wake County, two writs: one against Wesley W. Bowen & Leverett G. Randall, two northern men, upon a sealed note executed by them to Mr. Cunninggim, upon which a balance is claimed of One thousand dollars — the other against said Randall alone, for damages for the non return of furniture leased together with the Exchange Hotel by plaintiff to said Randall & Bowen until the end of the year 1865 — The note referred to, was given for the rent of the said Hotel & furniture.

It is proper for me to say that, I believe both claims to be justly due, or I would not have instituted the suits. Mr. Bowen, my client was informed, had left the State, and he was also informed that Mr. Randall was packing up the goods which he & Bowen had in a store in Raleigh with a view of leaving this place, and perhaps the State. On the next day the Sheriff informed me that, under the writs, he had arrested Mr. Randall and required bail of him, in accordance with the laws of this State, when a written order from Genl Ruger was served upon him, a copy of which is herewith enclosed, and that he had in obedience thereto discharged Mr. Randall.

As to the suit which the order says was pending, I desire to say, in the first place, that it does not set up any claim for the failure to return the furniture

for which the action was lately brought, nor had either of the parties been held to bail for or on account of the said furniture. It is a claim independent of the rent, and is not covered in any way by the other proceeding. - As to the rent for which the Hotel was given, it is proper for me to say, that a bill was filed by the plaintiff against both defendants, under the Ordinance of the State Convention conferring partial power upon the provisional judges for the protection of property, and in that proceeding the defendants were required by Judge Fowle to give bail simply - but he did not think that he had power under the ordinance to make any decree for the alleged debt or to decide whether there was anything due or not. - According to the well settled law of this State, under a decision of the Supreme Court, I am entirely satisfied that there is nothing to forbid Mr. Cunninggim from prosecuting a suit at law for the same demand -

Genl. Ruger too is mistaken, as I gather from the order, in supposing that, the judge residing here, and who is temporarily absent, is the only one who can take cognizance of the matter and discharge a person from illegal arrest - Any Judge in the State can grant relief in such cases on application, and I cannot see therefore the propriety of an interference by the military authority, especially upon an ex parte statement of one of the parties.

It is proper for me to say also, that in November last, when Bowen and Randall had refused to either pay the rent alleged to be due, or to surrender the Hotel to Cunninggim, as provided in the lease, I applied to Genl. Ruger for relief, as we had no civil law or Courts to administer it, and was told by him

that he declined to interfere in any cases of contract; having nothing to do with such matters.

The President having withdrawn the Provisional Government and, in the language of his order, restored "the constitutional authorities of the State" to their proper functions, I had supposed that all questions of the kind for the future, would be left to the decision of the judicial authorities.

I have deemed it proper under the circumstances to lay these matters before your Excellency, with the hope that you will call Genl. Ruger's attention to them, and that upon further consideration, he will cause his order of the 13th to be revoked and have Mr. Randall remanded to the custody of the Sheriff, when he will be able fully to assert his rights, whatever they may be, before the Judicial tribunals of the State, which are open to him as well as to all other citizens of the State.

I have the honor to be,
Your Excellency's Obt. Svt.,
Thos. Bragg.

18819

Mc Chesney Ab

Tennessee

Cpl

Head-Quarters, District of New Berne,

New Berne, N. C., February 9th 1866.

SPECIAL ORDERS,
No. 27

(EXTRACT.)

I In accordance with General Order No. 3, Current Series, War Department Adjutant Generals Office, and General Order No 5th dated Head Quarters Department of N.C. Raleigh. N.C. January 17th 1866. The following named persons. W. W. McChesny and Wm P. Wade, comprising the firm of McChesny & Co, are hereby protected from suit or prosecution in the courts of this State. The suit commenced by David S. Bell Plaintiff, against the firm of McChesny & Co, will be withdrawn. And the Sheriff of Craven County N.C. will at once restore to the said firm of McChesny & Co. The property levied upon and attached by him.

BY COMMAND OF COL. W. W. WHEELER.

[signature]

Acting Assistant Adjutant General.

A.G. 19 Vol 2 Va (?) 1866
Fredericksburg
1.18820
February 22/66

Rec'd Off. Mil. Com. Cty

Ames J. W.
Captain 33 N.Y. Inf
Comdg Post.

Transmits papers in the case of certain citizens of Prince William Co confined on a civil prosecution and released by telegraphic orders. Also reports that the arrest of Bramell for murder of a freedman has not been accomp[lished]

Filed

Post of Fredericksburg
Head-Quarters, ~~Dist. of N. E. Virginia~~.

Fredericksburg, Va., Feb. 12 1866,

General

I have the honor to transmit herewith the papers in the case of citizens Davis, Sumnot, and Cornwell of Pr. Wm. County, confined on a civil prosecution and released in accordance with telegraphic instructions from the Maj. Genl. commanding the Dept.

I desire also to report that the arrest subsequently ordered to be made of John Cornwell for murder of a freedman, has not yet been accomplished, but that a party of men —two mounted ~~men~~,— from this command are still in Pr. Wm. County under orders to report to Lieut. Hopkins for this service.

I am General respectfully
Yr Obt Servt.
J. W. Ames
Capt. 11th Infy. Bvt. Lt. Col.
Comdg Post.

Bvt Brig Genl E. W. Smith
Asst Adjt Genl.
Dept of Va.

A 219 Vat 2 Va 1866

Brentsville Jail Jany 17/66.
Statement of Thomas Cornwell

Brentsville Jail Jan 17th 1866

This is to Certify that ~~wh~~ while I was a Refugee in Alexandria Va I Purchase A mare of Thomas Smoot for which I Paid $100 Dollars and then moved back to my home and in a few Days ^Mr Rixey Wm Kincheloe^ Mr A B Smith Came to my house and said he would have the mare but he finally went off without the mare and then he came Back home and at nine oclock ^in the night he^ ~~he~~ Smith and his son James came to my house again and said they would have the mare or my ~~[illegible]~~ Life that night and I followed them to the stable and there Smith tried to strike me with a Rail and then I went away to get assistance and as soon as I started he broke my Door open and took my mare away and then I went to see the Provost Marshall in Alexandria Va and Capt Winship told me in the presence of Thomas Smoot to go and take ~~the~~ my mare Back [illegible] and then I went to the Provost Marshall at Fairfax station and he sent a guard of two men with me with orders to go and get the mare and bring her to him and in taking her Smith attempted to knock one of the soldiers off his horse when he [illegible] that the soldier drew his Revolver and shot him at the same time the other soldier fired his pistol when his son James had there [illegible] [illegible] [illegible] and are both the [illegible] of the [illegible] [illegible] [illegible] [illegible]

~~to Chat~~ to gen Wells at Allexandria where She was Recognize as of government mare and She was turned into the government &
this happened in june 1865 ~~the~~ george Pierson is of witness to the Breaking the door open
List of the witnesse Reuben Reed says Smith has told him that the Solders shot him and
Thomas Lynn says that g Did not shoot
you Can find out from Col Wells and Capt Winship the names of the Provost Marshall and Soldiers at the Station in june 1865 it was the 13th of Ny Cavalry the Col Can tell you that we was sent to take the mare by Military Authority Smith had time to have hollered before this Suit he waited until the Soldiers were mustered out So as he Could Swear to what he pleased Lieut the Soldiers Can be Looked up by going to the Right man
I donnot hear the Soldiers say that he shot Smith & g have written nothing but what g Can Prove and Swear to my Self
yours & T. H. Cornwell
P S I have heard that Smith has said that he would have it all in his own way that I would have no witnesses that was his idea for putting it of untill now So as the Soldiers would be out of the Way Lieut g have been in the government Employ During the war

Lieut you will Please tell Mr Teasdale to Come over that I want to see him and Ablyge yours &c

Minor F Davis

D 21 Feb 12 Va 1866

Huntsville Jail Janry 14/66.
Statement of Thomas Connell

RM 2 - 28 - 10th Dist - 1866

Bureau R F & A L
Office Supt 10th District
Fredericksburg Va Jan 31st 1866

Respectfully forwarded
to Act Asst Col J. W. Ames
Comdg Post for his
information.

James Johnson
Maj V.R.C. Supt &c.

Tgm 1101 inclosure
of 219 Vol 2 Va 1867

Brentsville Va.

January 29. 1866.

Hopkins Lieut M.J.

Asst Supt Freedm Bureau

Prince William Co Va.

Encloses proceedings of the civil authorities in the cases of Davis, Smoot and Cornwell.

Rec'd 10 Dist Jan 31/66

Bureau of Refugees Freedmen &c.
Office Pro. Mar. & Asst. Supt. N.W. Co. Va.
Brentsville Va. January 29th 1866.

Maj. James Johnson
Supt. 10th Va. District

Sir

Not knowing who is now Pro. Marshal of this District, I respectfully report the recent cases of arrest of Union Citizens of this County, and my action therein, to you.

Enclosed please find the proceedings of the civil authorities in the cases of Davis, Smoot, and Cornwell, and a copy of my order releasing them from confinement and stopping proceedings against them. These cases were the precursors of many more that were threatened, embracing, in my opinion, all the real union men in the county against whom charges could be trumped up, and promising a rich harvest to such lawyers as Mosby, Gen. Hunton, and the Prosecuting Attorney of this county. These arrests were made immediately after the troops left here, and the plan of whole-sale operations on this line became notorious. But for the prompt interference of the Government

it would undoubtedly have resulted in crushing what little of loyalty there is here. Seeing this, I commenced investigating these cases, and hearing of G. O. No. 3. W. Dpt. Jany. 12/66. I went to Washington, and finding that they were plainly covered by it, I telegraphed to Gen. Terry, who ordered me to release the prisoners, and stop proceedings against them. The circumstances of their alleged offenses, as told me by Gen. Wells, and Capt. Windship, who were on duty at Alexandria at the time ~~they~~ occurred, are as follows.

Nearly a year ago a scouting party was sent from Alexandria by Gen. Wells, which was guided to this County by Smoot and Davis, and succeeded in capturing fifteen of Kinslow's guerillas. At the same time some horses were taken and among others one from Wm. A. B. Smith which had been captured from our army, and somehow fallen into his hands. Smith was also taken and sent to the old Capitol on a charge of smuggling. His horse was sold, by permission of the Lieut. in Command of our scouts, to Cornwell, and the money given to Smoot and Davis to pay them for their services. This coming to the knowledge of Gen. Wells was disapproved, ~~by him~~, and Smoot was compelled to turn his part of the money in to ~~the~~ Government. Davis enlisted and did not turn over his

part. In the mean time Cornwell took the horse to his home in this county, and some time in June last, it was taken from him by Smith and his friends by force. He complained to Gen. Wells and Capt. Windship in Alexandria, and failing to get assistance to retake his horse, he went to the commanding Officer at Fairfax who sent two soldiers with him to Smiths to take the horse. Resistance was made by Smith, and one of the soldiers fired upon him, wounding him in the leg. The horse was then taken to the Officer at Fairfax, and then to Gen. Wells who had him turned over to the Government. This shooting by the soldier was notorious at the time, and was told to me here before Cornwell was arrested for it as an instance of "Yankee" diabolism. Notwithstanding Smith swore it on to Cornwell.

A warrant was issued by the Co. Authorities I was informed by the Sheriff, for the arrest of Mr. Styles the U. S. tax collector for this district, but was prevented from being executed by the threatened interference of the Government.

Enclosed is a letter from the U. S. Marshal at Alexandria in regard to a case that I do not know that I am authorized to interfere with and I refer the matter for instruction.

Very Respectfully Your Obt. Servt — M. S. Hopkins
1st Lt. V.R.C. & A. Supt. R. W. Co. Va.

Bureau of Ref. Freedmen &c.
Office A. Supt. & P. M. Pr. Wm. Co. Va.
Brentsville Jany. 24th/66.

Special order No. 1.

Stopping prosecution of Louis Smoot & Cornwell in Co. Court of Pr. Wm. Co. Va.

3

A 219 Vol 2 Va 1866

Bureau Refugees Freedmen &c.
Office Pro. Marshal & A. Supt. Pr. Wm. Co. Va.
Brentsville Va. January 24th 1866.

Special Order
No. 1.

In compliance with orders from the Maj. General Commanding Dept. of Va. the prosecution of Minor F. Davis, Thomas Smoot, and Thomas Cornwell in the County Court of Prince Wm. County, for offences for which they are now committed, will cease; and the Jailer of the County will release from his custody Minor F. Davis, and Thomas Cornwell without delay

Marcus S. Hopkins
1st Lt. V.R.C. Pro. Mar. & A. Supt. Pr. Wm. Co. Va.

Smoot
vs
Commonwealth

1

A 219 Vol 2 Va 1866

Prince William County to wit
Be it remembered that on the 3rd day of
January 1866 Thomas Smoot and Marthawill
Cansdell of the said county came before
me L Cole a Justice of the said County and
severally and respectfully acknowledged them
selves to be indebted to the Commonwealth of
Virginia in manner and form following
That is to say the said Thomas Smoot in the sum
of five hundred dollars and the said Marthawill
Cannwell in the sum of five hundred dollars
To be respe[illegible] made and levied of their several
goods and chattels lands and tenements to the
use of the Commonwealth of Virginia if the said
Thomas Smoot shall make default in performance of
the condition underwritten &c
The condition of the above recognizance is such
that if the above bound Thomas Smoot do and shall
personally appear before the county court of Prince
William County on the first day of the next term
thereafter then and there to answer the Commonwealth
for and concerning a certain felony by him committed
on the 18th day of Febuary 1865 in feloniously taking
stealing and carrying away one gray mare of
the value of one hundred and twenty five dollars
and one saddle of the value of twelve dollars and
one bridle of the value of two dollars and fifty
cents and one blanket of the value of two

dollars and one halter of the value of two
Dollars and fifty cents and one horse cover
of the value of two dollars of the goods and
Chattles of the said William H B Smith where
With the said Thomas Smoot stands Charged
And shall not depart thence without the leave
of the said Court then the above recognizance
Shall be void else to remain in full force
And virtue

Taken and acknowledged before
Me in the said County the day
And year first above
Written

L Cole J P

Smoot
To
Commonwealth

No 219 Vol 2 Va 1856

Commonwealth

vs

Summons

Davis &c

Executed on Davis
January 2th 1866
M. Cornwell
C.P.C.

Executed on Nancy
Bennett and delivered
[illegible] Stephen S. Cole
a Justice for said County
2nd Day 1846 M. Cornwell

Witness for common Wealth

W. A. B. Smith + +

Prince William County, to wit:

William A. B. Smith upon oath complains that on the 18th day of February 1865, in the County of Prince William, Minor F. Davis and Thomas Smoot, did feloniously take, steal and carry away one gray mare of the value of one hundred and twenty five dollars [illegible]dle of the value of twelve dollars and one bridle of the value of two dollars and fifty cents and one blanket of the value of two dollars, and one halter of the value of two dollars and fifty cents, and one Horse cover of the value of two dollars, of the goods and chattels of the said William A. B. Smith and he the said William A. B. Smith therefore prays that the said Minor F. Davis and Thomas Smoot may be apprehended and held to answer the said complaint, and dealt with in relation thereto as the law may require. Dated this 19th day of December 1865

W. A. B. Smith

Prince William County, to wit:

19th day of December 1865, the said William A. B. Smith made oath to the truth of the foregoing complaint before me.

L. Cole J P

Prince William County, to wit:

To all or any one of the Constables of the said County

Whereas William A. B. Smith of the said County has this day made complaint and information, on oath before me Lawrence Cole, a Justice of the said County

that Minor Y. Davis and Thomas Smoot of the said County, on the 18th day of February 1865, in the said County, did feloniously take, steal and carry away one grey mare of the value of one hundred and twenty five dollars, one saddle of the value of twelve dollars, one bridle of the value of two dollars and fifty cents, one blanket of the value of two dollars, one halter of the value of two dollars and fifty cents, and one horse cover of the value of two dollars, of the goods and chattels of the said William A. B. Smith. These are therefore in the name of the Commonwealth, to command you forthwith to apprehend and bring before me or some other Justice of the said County, the bodies of the said Minor Y. Davis and Thomas Smoot, to answer the said complaint, and to be further dealt with according to law. Given under my hand and seal, this 19th day of December 1865.

L. Cole J.P. (Seal)

3rd day of January 1866
Thomas Smoot give recognizance
For his appearance before the next
County Court for examination
L. Cole J.P.

Commonwealth
vs } Warrant
Davis &c

Executed on Davis
January 2nd 1866
M. Cornwell
C.P.C.

Executed on Thomas
Smoot and delivered
him before L. Cole
a Justice for said County
3rd day 1866 M. Cornwell
Witness for Commonwealth
W. A. B. Smith

Commonwealth

To Warrant

Conner

Executed on the within named and the parties at Wm A [illegible] ordered [illegible] examined this 30 day of Decr 1865

Cont 2/9 [illegible] M R [illegible] Const

For the Commonwealth
J W Smith +

Prince William County, to wit:

William A. B. Smith, upon oath complains that on the day of June 1865, in the County of Prince William, Thomas M. Cornwell, did feloniously and maliciously shoot him the said William A. B. Smith, with the intent him the said William A. B. Smith, to [redacted] the said William A. B. Smith therefore prays that the said Thomas M. Cornwell may be apprehended and held to answer the said complaint, and dealt with in relation thereto as the law may require. Dated this 29 day of December 1865.

W. A. B. Smith

Prince William County to wit.

19" day of December 1865, the said William A. B. Smith made oath to the truth of the foregoing complaint before me.

L Cole J P

Prince William County, to Wit:

[redacted] of the said County,

Whereas William A. B. Smith, of the said County, has this day made complaint and information on oath before me Lawrence Cole a Justice of the said County, that Thomas M. Cornwell of the said County, on the day of June 1865, in the said County, did feloniously and maliciously shoot him the said William A. B. Smith, with the intent him the said William

A. B. Smith, to kill and murder. These are therefore in the name of the Commonwealth, to command you forthwith to apprehend and bring before me or some other Justice of the said County, the body of the said Thomas W. Cornwell, to answer the said complaint, and to be further dealt with according to law. Given under my hand, this 29th day of December in the year 1865

L. Cole J.P. (Seal)

Commonwealth

vs

Cornwell

Warrant

Executed on the within named Thomas W. Cornwell [illegible] this 30 day Dec 1865 [illegible]

Fee The Commonwealth [illegible]

Prince William County December 30 1865

The accused Thos. W. Cornwell having been brought before me this day, the witnesses were examined and there appeared to be sufficient cause to charge the accused with the offence complained of, it is ordered that he be committed for examination before an examining Court.

L. Cole J.P.

Brulevette Jail July 1866

Statement of Minor Felons

A 219 $\frac{6}{\text{Vol 2}}$ Va 1866

Brentsville Jail Prince Wm Co Va

Jan 11th 1866

This is to Certify that I was Enlisted in the 8th Volunteer united States service About the first of February 1865 and was after that Detailed as A guide for for the Eighth Illinois Cavalry to scout through the County of Prince Wm Va under Lieut Bucher We Started with orders to take all government Property and on that night they Did take A gray mare from Wm A B Smith Which was A government mare The said Wm A B Smith has got A warrant an Caused me to Be imprisoned in the jail for said mare Being taken By the Soldiers of said Regiment and Thomas Smoot A government Detective was with us at the Same time and I have A honourable Discharge from the united States government The mare was turned into the government and sold By the Same my Discharge will Show that I was in the service at the time the mare was taken on the same night we caught fifteen of Kyrchelays guerrillas and they are under great Prejudice

[illegible]

we took Wm A B Smith the same night for smugling contraband goods through the line an he had taken the oath sevrel times ~~[illegible]~~ Previous to this arest he Remained A Prisoner until after the surrender of general Lees Army and was then Released in absence of Proof

Miner F. Davis

N 219 Vol 6/2 Va / 1866

Bentonville Jail [illegible]
Statement of Miner F. Davis

We acknowledge Service of the within

executed on the within parties 2nd day of January 1866

Wm E Anderson Dy

Commw
vs
Cornwell

Spec. 2 [illegible]

James Lynn x
Thomas Lynn
John L Cornwell x
J M Smith x
R W Johnson x
~~[illegible] Smith~~

A 21 [illegible]

John L Cornwell
claims also
in Case
Commo
vs
Cornwell
James Atto Lynn

The Commonwealth of Virginia.

To the Sheriff of Prince William County—Greeting:

You are hereby commanded to summon James Lynn Thomas Lynn John L Cornwell James W Smith & Dr E W Latimer

to appear before the Justices of our County Court of Prince William, at the Court House of the said County, on the 2d day of January 1860, to testify and the truth to speak on behalf of the Commw in a certain matter of controversy depending and undetermined in said Court, between Commonwealth plaintiff, and Thomas Cornwell defendant,

and this they shall in no wise omit under penalty of $100: and have then there this writ.

Witness, MORDECAI B. SINCLAIR, *Clerk of our said Court, at the Court House aforesaid, this* 1st *day of* January 1860, *and in the* 84 *year of this Commonwealth.*

M B Sinclair

8

A 29 Vol 2 Pa 1866

Prince William County to wit

To The Clerk of the said County

I L Cole a Justice of the said County do Hereby certify that I have this day committed Thomas H Cannon to the Jail of said County that he may be examined before the County Court of the said County for A felony by him committed in this that he Did on the [illegible] day of June 1865 in the said County did felloniously and maliciously shoot ~~him the said~~ Wd A B Smith with the intent him the said Wd A B Smith to kill and murder

Given under my hand this 30th day of December 1865

L Cole J P

9

A 2 ig Tal 2 Vds 1866

To the clerk of Prince Wm

County Court

Prince William County to wit

To the clerk of the ~~County~~ Court of said county I L Cale a Justice of the said County do hereby Certify that Thomas S Smoot has this day been Admitted to bail by me with surities, for his appearance before the County Court of the said county on the first day of the next term thereof that he May be examined for a felony by him Committed in this that he did on the 18th day of February 1865 Feloniously take steal and carry away one gray Mare of the value of one hundred and thirty Five dollars and one saddle of the value of fifteen dollars and one bridle of the Value of two dollars and fifty cents and one Halter of the value of two dollars and fifty cents and one blanket of the value of two dollars and [illegible] ~~[illegible]~~ hair cover of the value of two dollars of the goods and chattels of William A B Smith

Given under my hand this 3rd day of January 1866

L Cale J P

Protest to Military Order No. 3 of Lieut. Hopkins by the Clerk of the County Court of Prince William, Virginia

10

A 219 Vol 2 Va 1866

"Bureau of Refugees Freedmen &c
Office Asst Supt & Pro Mar Pr Wm Co Va
January 29th 1866

Special Order }
No 3 }

In compliance with orders from the Maj General Commanding the Dept of Va the County Clerk of Prince Wm County Va will deliver at this Office all of the proceedings in the cases of the Commonwealth vs Thomas Cornwell, Thomas Smoot, and Minor F Davis on file in his office without delay.

Marcus S Hopkins
1 Lieut V R C Pro Mar. & Asst Supt
Pr Wm Co Va"

The record of the proceedings in the cases of the Commonwealth against Thomas Cornwell, Thomas Smoot, and Minor F Davis mentioned in the above military order, and required to be delivered at the office of Marcus S Hopkins 1st Lieut &c to be forwarded to the Genl commanding the Department of Virginia are delivered to said Hopkins, as required, <u>under protest</u>, by the military order aforesaid, because the Head Quarters of the Genl commanding the Department aforesaid, is beyond the limits of the County of Prince Wm in the State of Virginia.

<u>Because</u>, <u>chapter 163</u> <u>sections</u> <u>10</u>, <u>11</u>, and <u>12</u> of the Code of Virginia are as follows, to wit:

Sec: 10. All papers lawfully returned to, or filed in the clerk's office shall be preserved therein until legally delivered out.

Sec. 11.

None of the records or papers of a Court shall be removed by the clerk, nor allowed by the court to be removed, out of the county or corporation wherein the clerks office is kept, except on an occasion of invasion or insurrection, when in the opinion of the court, or in a very sudden case, of the clerk, the same will be endangered, after which they are to be returned so soon as the danger ceases; ... ... and except in such other cases as are specially provided for by law. Any clerk violating this section shall forfeit six hundred dollars.

Sec. 12.

The records and papers of every Court shall be open to the inspection of any person, and the clerk shall, when required, furnish copies thereof, except in cases where it is otherwise specially provided.

And the Clerk having sworn to discharge the duties of his office to the best of his skill and judgement and the consent to the removal of these papers beyond the limits of the County of Prince and State aforesaid, is clearly against the statues above recited and in violation of his oath aforesaid, this **Protest** is respectfully entered.

M. B. Sinclair, Clerk
County Court of Prince
William State of Va.

B 116 Vol 2 Va 1866
1882½

Cristol Va Feby 16 1866

Bristol Post of
By H. L. Chipman
Bt. Lt. Col. Cmdg

Requests instructions as to his action on a request of the military commander at Salisbury N.C. for the recovery of a horse said to have been stolen from a citizen of N.C. and now in possession of a citizen of Lee Co Va

See L. B. Feby 16 1866 ✓
Two or more

Citizen

File ✓

Recd Feb 15 1866 Dept Va

Head Qrs Post
Bristol Va February 13/65

Bvt Brig Genl E. W. Smith
A. A. G. Dept Va
General

I have the honor to request instructions as to what action (if any) I should take in the following case. I was called on today by William Hagin a citizen of Alleghany County N.C. who brought me some documents showing that in February 1862 a horse was stolen from him by Gabriel Jackson & George Spangler residents of Lee County Va. He also brought a request from Bvt Brig Genl Packard Com'd at Salisbury N.C. requesting the "Military authorities of Lee County" to assist this man in recovering his property. He is desirous to obtain a force to go with him to Lee County and recover the animal or in the event of its having been disposed of, then some other property to the value thereof. As this affair occurred so long ago (2 Years) and on acct of the distance to Lee County I did not think I was justified in taking any action in the matter. In my opinion it

in a Case for the disposal of the Civil Authorities.

Jam General
Very Respectfully Your Obdt Servant
H. L. Chipman
Captain 11th U.S. Infantry Bvt. Colonel
Commanding Post.

2 R. v.13 [illegible] 31 [illegible] R.
C 829

Head Quarters, Fort Ripley Minn
Feby 24th 1866.

Captain Geo. H. Crosman
Captain 10th Infantry
Commanding

Relative to the hiring
of Civilian Employés

Citizens
Cormack

Recd Hd. Qrs. Dist. of Minn March 3d 1866

Head Quarters Fort Ripley Minn.
February 24th 1866.

Lieutenant David J. Scott.
Actg. Asst. Adjutant General
Head Quarters District of Minn.
Saint Paul Minn.

Sir

In compliance with Circular No. 2 dated Head Quarters District of Minnesota, January 31. 1866. just received, I have the honor to submit the following names of civilian employes whom I desire to retain and appoint in the Government employ at this Post.

For Qr. Mr. and Commissary Clerk. – Chrysostom Grandelmyer.
Post Carpenter – Chester M. Martin.
For Chief Scout – Henry Belland.

and three Scouts whose names I am unable to give, at present, as I rely on Mr. Belland for the selection of proper persons.

I am, Sir, Very Respectfully
Your obedient Servant
Geo. H. Crowman
Captain 10th Infantry.
Commanding.

H. 78 D.W. 1866

Head Qrs 18823 Court

Alexandria Va

Feby 18th 1866

Hambrecht Paul. H

Capt & Pro Judge

Forwards reports of Colored Cases tried and disposed by ~~him~~ during the week ending Feb 17th 1866

Filed

Head Quarters Provost Court
Alexandria Va Feby 18th 1866

Col J H Taylor
A. A. Genl
Dept of Washington

Colonel

I have the honor to forward to you a report of Colored Cases tried and disposed of by me during the week ending February the 17th 1866

I am Colonel
Most Respectfully
your Obt Servt
Paul R Hambrick
Capt & Provost Judge

Whitfield Hancock Cold,
vs
Martin Maddox

Gen. [illegible]
I have read this case.
If Maddox is guilty the fine of 20 is not commensurate with the offence committed.
The evidence for the prosecution amounts to little, excepting that given by H. A. Tyler.

J.H.T.

Approved. File.
W.T.

1

Head Quarters Provost Court
Alexandria Va. Feby 15th 1866

Whitfield Hancock
vs
Martin Maddox

Charge — Assault and Battery
in Defendants Kitchen on the Morning of
the 15th Feby 1866

Whitfield Hancock (Colored) being duly Sworn
Says — Mr Martin Maddox Sent for me this
Morning (the 15th Feby 1866) to Come to the office
and Said that he Could do without me and would
give me a discharge — I Said Mr Maddox pay me
what you owe me and I will leave Saying that
the Amount was fifty three dollars and fifty Cents
($53.50) — He then told me to go out — I told him
I would as Soon as he paid me. He stepped back
and Came the Second time with a Knife Saying
damn you go out — he Struck me through the
Shoulder — I did not know that I was Cut at that
time I went out down in the Kitchen. he Came
after me and Said that if I did not leave that he

2 would kill me — I took up a Stick to defend myself with when he struck me over the head with the knife cutting me badly — I then ran out in the yard he followed me but could not catch me

Cross examined

Ques Am I not a partner in the Mansion house

Ans Yes

Ques have I not treated you kindly

Ans yes

Ques have you not always come to me for favors

Ans you have treated me as the rest of the parties in the house

John Bailey Colored, being duly sworn — says I was in the Kitchen of the Mansion House this morning the 15th July 1866 getting water to wash the Silver when Whitfield Hancock Colored came in Mr. Martin Maddox was following him Mr. Baker was with Mr. Maddox Hancock came in the Kitchen picked up a Stick and went towards the door when Mr. Maddox was standing saying something but what I did not understand — He Hancock made a lick at Mr Maddox Mr. Maddox fended it off Hancock retreated back into the Kitchen and

3 Stumbled and fell when Mr Maddox Cut him on the head with a large Knife Several times Hancock then got up and ran through the Kitchen Hall out in the back yard Mr Maddox following after him — I did not see any thing further

Charles Cook (Colored) being duly Sworn — Says I was in the dining room door of the Mansion House this morning the 15th Febry 1866 — I Saw Mr Maddox have hold of Hancock — when I heard Hancock Cursing and Said he would not allow any Man to put his hand on him — Mr Maddox left and Soon returned with a large knife in his hand with a Sheath over it — I did not See Mr Maddox Strike him — Hancock left the office I did not See any thing further.

Cross Examined

Ques have not I Maddox always treated you with Kindness —

Ans you have

Ques Do not the Servants Come to me for any little favors

Ans I Can only Speak for myself you have always treated me Kindly

4 Defence

J R Baker being duly Sworn Says — I am assistant Clerk in the Mansion House Alexandria Va. Kept by Saunders and Maddox I was Sitting in the Office this Morning when Mr Martin Maddox Came in and remarked to his head Clerk that he intended to discharge one of his Colored Men named Whitfield Hancock telling the Clerk to Send for him and have a Settlement with him the Colored Man Came up Mr Chamblin the head Clerk got the book and as the Same was Opened I was Called in to an adjoining room — when I returned Hancock the Colored Man was Standing behind the Counter in the Office talking in a Very excited Manner — Saying that he did not intend to be Cheated out of his rights that Mr Maddox nor any other Man Should Cheat him that he intended to have what was due him before he went out — Mr Maddox then Caught hold of Hancocks arm and lead him out of the office and to a door leading to the passage — both going into the passage — In a few moments Hancock returned into the office and Sitting room. Commenced talking in a Very excited Manner — Saying he be

5 damned if he would not have his account Settled right before he left — He Continued talking in a violent Manner — and while talking Mr Maddox

talking in a very violent manner — saying he be

5 damned if he would not have his account Settled right before he left — He Continued talking in a violent manner and while talking Mr Maddox Came in and told Hancock that he must go out, that he would not allow any Man to talk So in his House, that the account Should be Settled right and that he Should have justice — Hancock then remarked that he did not intend to leave until he Maddox paid him — I was Sitting at the desk writing — they both went towards the front door judging from the Sound of their feet — but I Cannot Say whether or not Mr Maddox at that time Struck Hancock or whether Hancock Struck him I did not See any blows pass as I was Sitting in the Office I Could not See — After they went out Mr Maddox returned to the Sitting room and requested me to go down to the Kitchen with him as we went down we found Hancock in the Kitchen — Mr Maddox made a Step in the door, Hancock was Standing about two yards from the door — Mr Maddox remarked to Hancock that he wished him to get his Clothes and leave that he did not wish any further disturbance with him — Hancock Stepped back and picked up a large pin — rolling

6 pin of Some Kind – and Said to Mr. Maddox damn you if you put your hands on me – I will Kill you – I Stepped in between the parties and told Hancock – that I wished to Speak to him – He Said that he would listen to me – I told him to put the pin of wood down and behave himself – He then Made a Rush for Mr. Maddox with the pin raised and Struck at him – Mr Maddox parried the blow and then Struck Hancock – I ran in between them again and tried to Seperate them fearing Something Serious might occur and received a Cut on the finger I let them alone – Hancock then ran out in the yard Mr. Maddox after him – I Caught hold of Mr. Maddox and Hancock then went up Stairs.

Cross examined

Ques Did you See Mr. Maddox Strike Hancock with a Knife

Ans I did in the Kitchen

Ques how many times did he Strike Hancock –

Ans about three times

Ques Did you See Mr Maddox when he got the Knife

7 Ans I did not

Ques was Hancock intoxicated

Ans I Cannot Say he was much excited but

knife

7 Ans I did not
Ques was Hancock intoxicated
Ans I Cannot Say he was much excited but whether from liquor or because he thought his account was not right I Cannot Say
Ques was there any dispute about the account
Ans I Cannot Say but would judge from what I heard that there was a difference of a few dollars or Cents.

Direct examination

Ques Did I not in a peaceable and quiet manner Send for Hancock
Ans yes — but when he Came and as the book was opened for Settlement I was Called out —
Ques When you returned and Hancock was So much excited and Swearing did I not Speak Kindly to him
Ans yes More So it appears to me than if he had been a white Man
Ques what was the Size of the pin which he Hancock had in his hands
Ans about two feet long and three inches in diameter
Ques When he made the attack on me was

8 I not in your Opinion acting in Self defence when I used the Weapon

Ans Certainly as the man Hancock made the attack in the Kitchen

H A Tyler being duly Sworn - Says - I was present in the Office of the Mansion House this morning when the difficulty Commenced between Mr Martin Maddox and Whitfield Hancock (Colored) I heard Mr Maddox order Hancock to leave the House - He Hancock refused to do so until he was paid making use of a great many words saying among other things that tho raised a Slave he was a Gentleman and would not leave until paid - He was Cursing and Swearing and using insolent language - Mr Maddox told him that he Should leave and took him to a side door and made him go out following after Hancock - In a Short time the man Hancock Came back again - and Mr Maddox Came in and ordered him to leave again - Hancock refused to do so using the Same language as at first - Mr Maddox drew a large Knife and Struck him a lick with the flat part of the blade as I thought

9 Hancock then went out of the front door Mr Maddox Came in and the Colored man made an effort to Come back again Mr Maddox opened the

lect with the [illegible]

9 Hancock then went out of the front door Mr Maddox Came in and the Coloured Man made an effort to Come back again Mr Maddox Opened the door and Hancock retreated again I then left the office I thought the Mans Conduct was reprehensible and I believe Mr Maddox was not acting in a Vindictive Manner — wishing as I thought to keep peace in his House

Cross Examined

Ques Do you know whether or not Mr Maddox Struck the Man Hancock withe the edge of the Knife

Ans I thought he Struck him with the flat of the blade

Ques How long was the Man out when first ordered to leave by Mr Maddox

Ans He Come back immediatily

The Case was here Closed

After Carefully reviewing the testimony in this Case the Court the following decision That Maddox pays or Cause to be paid to the Complainant The Sum of twenty 20, dollars The Court is lenial in this Case from the fact that Maddox told the Coloured Man frequently

10 to leave the premises of the Hotel, that the same is a public place in which good order is essential for the Comfort of its guests and as the Coloured man was behaving badly, the fine imposed has been made light.

Paul R Hambreck
Capt & Pr. Judge

Whitfield Hancock Cold.
vs
Private Maddox

Cert. I have reviewed this case.
Maddox is guilty. The fine of 20.00 not commensurate with offence committed.
The evidence for the prosecution amounts to little, excepting that given by H. A. Tyler.

H.T.

Approved. File.
M.T.

Henry Butcher (Colored)
vs
Thomas Carey

Head Quarters Provost Court
Alexandria Va Feby 13th 1866

Henry Dutcher Colored,
Vs
Thomas Darcy

Complaint

Debt Amount $ 9 " 00
For Plastering a House

Judgement rendered
Paid on a/c 3 " 60

Paul R Hambrick
Capt & Provost Judge

Edward Jones Colone

vs

Edward Sullivan

Head Quarters Provost Court
Alexandria Va. Feby 15th 1866

Edward Jones (Colored)
vs
Edward Sullivan

Complaint | Debt Amount $1.50

Judgement rendered & Paid

Paul R. Hambrick
Capt & Provost Judge

Washington Thomas Colored,
Robert Thomas "

vs

William Grimes

Head Quarters Provost Court
Alexandria Va Feby 15th 1866

Washington Thomas and Robert Thomas Colored
vs
William Grimes

Complaint

Debt Balance due on purchase of House on Franklin Street between Washington and Columbus Street Alexandria Va.

Amount allowed by Court $ 4 " 00
Judgement rendered and amount paid

Saml R Hamtrick
Capt & Provost Judge

Maltilda Magee, Colored

Lizzy Webb "

Lucy James "

Head Quarters Provost Court
Alexandria Va. Feby 13th 1866

Matilda Magee Colord.
vs
Lizzy Webb and Lucy James Colord,

Charge	Assault and Battery
	Drawing a Razor and threatening the life of Matilda Magee and firing a pistol in her Premises
Sentence	Three (3) days in Slave pen

Paul R Hambrick
Capt & Provost Judge

Report of Colored Cases tried and disposed of by Capt Paul R Hambrick Provost Judge of Alexandria Va, during the Week ending February 17th 1866

Date	Name	Charge	Disposition
1866 Feby 13th	Henry Dutcher Cold, Vs Thomas Casey	Debt $9.00	Judgement rendered paid on a/c $3.50
Feby 13	Matilda Magee Cold, Vs Lizzy Webb Cold, Lucy James "	Assault & Battery	Sent to Slave pen for three days
Feby 15th	Washington Thomas Cold, Robert Thomas " Vs William Grimes	Debt balance due on purchase of a house	Judgement rendered for four dollars the amt paid by defendant
Feby 15th	Edward Jones Cold, Vs Edward Sullivan "	Debt $1.50	Judgement rendered
Feby 15th	Whitfield Hancock Cold, Vs Martin Maddox	Assault and Battery	Defendant to pay a fine of Twenty 20, dollars

H. 41. (B) 1866. Ost

Hd Qrs Pro Court

Alexandria Va Feby 11/66

Hambrick P. K.

Capt and P. Judge

Forwards reports of Colored cases tried and disposed by him during the week ending Febr 10/66

Filed

Head Quarters Provost Court
Alexandria Va. Feby 10th 1866

Col J H Taylor
A. A. Genl
Dept of Washington

Colonel

I have the honor to forward to you a report of Colored Cases tried and disposed of by me during the week ending Feby 10th 1866

I am Colonel
Most Respectfully
Your Obt Servt
Paul R. Hambrick
Capt & Provost Judge

Report of Coloured Cases tried and disposed of by Capt Paul R Hambrick Provost Judge of Alexandria Va during the week ending Feby 10th 1866

Date	Name	Charge	disposition
1866 Feby 1st	Louisa Bruce Cold vs Jacob Muddeman	unlawful detaining of property to wit $100.00	Judgement rendered Defdt to pay $100.00 at $10. per Month
Feby 3rd	Fannie Ballard Cold vs John Hackley	unlawful detaining of property to wit on pistol	Judgement rendered Defdt to pay $8.75
[illegible]y 3	Mary Bouldin Cold vs George Mason Lune	Debt $2.50	Judgement rendered for One dollar
Feby 5th	Polly Jackson Cold vs Antonio Hardt	Debt $1.00	Judgement rendered and paid
Feby 5th	S J McQuinn vs Samuel Travis Cold	unlawful occupation of a tenement house on Plaintiffs land	Settled by Compromise Pltf paying $150.00
Feby 5th	Frederick Studds vs Joshua Hunt Cold	property destroyed to wit one Cow value $100.00	Compromised for payment of $90.00

1866 Feby 6th	William Williams Col'd, Philip Slaughter & Richard Slaughter vs William D Luckey	Debt $107.00	Judgement rendered for — $9.95 for Richard Slaughter
Feby 8th	Loyd Walker vs Loyd Washington Col'd	Shooting a horse value $50.00	Compromised for — $25.00
Feby 10	Leona Remough Col'd vs Joseph Green	Debt $1.75	Judgement rendered for one dollar paid
Feby 10th	Samuel Jackson Col'd vs John Lawson	Unlawful detainer of property to wit one horse	Judgement rendered the horse to be turned over to Complainant

Samuel Jackson Coly
vs
John Lawson

1

Head Quarters Provost Court
Alexandria Va. Febry 10th 1866

Samuel Jackson (Colored)
vs
John Lawson

Charge — Unlawful detainer of property to wit one Horse

Plea — That defence purchased the Horse from a Colored Man by the Name of Harry Anderson for which defence paid the Sum of Twenty five dollars ($25.00)

Edward Wilson (Colored, being duly Sworn Says I have Seen the mare now in the possession of Mr John Lawson and know her to be the Same one that I have Seen at the Stable of Samuel Jackson Colored, - I Saw her last in Washington City the day before She was Stolen which has been four weeks back as near as I Can Come to it - Her two hind feet are white and She has a Scar under her left eye and a Sore on her back. I know a Colored Man Named Harry Anderson

2 He lives in Washington on eleventh Street between Q & R Streets - I saw him on yesterday Morning. Mr Jackson lives next door to me. I have never seen an advertisement of the Mare in any Paper - I heard the Morning after she was Stolen that she was gone - Mr Jackson Suspected Anderson because Anderson was absent at the same time He never Mentioned the Matter to my Knowledge to Anderson Mr Jackson Came last and told me he had found his horse I ame positive that this is the same horse lost by Mr Jackson.

Samuel Griffin Colored being duly sworn Says - I have seen the horse now in possession of Mr Lawson and ame Satisfied that it is the same horse which Mr Jackson has had in his possession and which was Stolen from his Stable a Short time after New years - There is a black Stripe on her back and a Scar under her eye and both hind feet white I do not know Harry Anderson Cold, I saw him or a Man they said was him on yesterday in Washington

3

I ame positive that it is the same horse that was Stolen from Mr Jackson.

Hampshire Fractious Cold, being duly Sworn Says - I saw Mr Samuel [illegible] on the [illegible]

or a Man the Said was him on yesterday in Washington

3 I ame positive that it is the Same horse that was Stolen from Mr Jackson.

Hampshire Fractious Cold, being duly Sworn Says — I Saw Mr Samuel Jackson on the 8th day of Febry 1866 and told him at the time that Henry Anderson had Sold to Mr John Lawson, a horse Some time Since. Mr Jackson Come to My house after Cart gear which Anderson had left at My house and which belonged to Mr Jackson when I told him about the horse I did not know that he had lost one — I told Mr Jackson that Anderson Said that he got twenty five dollars ($25.00) for the horse

Finding No further evidence being adduced the Court After Maturely Considering the testimony renders the following decision.

That the horse in question must be turned over to the Complainant Samuel Jackson. which was done

Paul R Hambrick
Capt & Provost Judge

Loyd - Walker
vs
Loyd Washington Col,

Head Quarters Provost Court
Alexandria Va Febry 8th 1866

Loyd Walker
vs
Loyd Washington Colored

Charge

Trespass
Shooting a Horse Value $50.00

Compromised by payment of $25.00
both parties to pay their own Costs
Amount paid $25.00

Paul R. Hambrick
Capt & Provost Judge

Lemon Burroughs, Col'd
vs
Joseph Green

Head Quarters Provost Court
Alexandria Va. Febry 10th 1866

Lenox Burroughs Colored,
Vs.
Joseph Green

Complaint Debt amount $1.75

allowed one (1) dollar and that amount paid

Paul R Hambrick
Capt & Provost Judge

William Williams, Cold,
Philip Slaughter "
Richard Slaughter "
by
William W Luckey

Head Quarters Provost Court
Alexandria Va Feby 16th 1866

William Williams Philip Slaughter
and Richard Slaughter
vs
William D Luckey

Complaint | Debt | Amount | $ 107 " 00

this amount is Claimed as a balance due to the Complainants by the defendant for wood Cut on his premises in 1863 and for which they have received no Compensation

Plea | In offset to the bill payment rendered as per Books of the date mentioned the books of the defendant was then Submitted and trial Commenced

William Williams Colored, being duly Sworn Says — I met Mr Luckey at the Orange and Alexandria Rail Road Depot and made arrangements to go to Edsells Hill to Cut Wood Philip Slaughter was with me at the time — It was in the month of November 1863 — Mr Luckey was to pay us every two weeks one dollar per Cord for Chopping the Wood Philip Slaughter Richard Slaughter and Myselfs were in Copartnership in Chopping wood — I mean by

that, that our wood was to be turned in together and measured and the amounts to be divided equally between us — We were to be paid in money. There was no understanding that we were to take pay out in Commissary Stores. We cut one hundred and six and one half (106 1/2) Cords of the articles as charged to me in the books of Mr Luckey I did not receive anything except one axe. I received no borrowed money from his Store — I bought my provisions from Mr Nolan near the tunnel on Wilkes and Fairfax Streets Alexandria. Mr Halleck's father would pass us out on Monday mornings on the train and we would walk in on Saturday evenings — I bought cabbage but once and then I paid for them. I do not know the date when I went to Mr Luckey's farm for Settlement But on arriving I learned that he was in town. Philip Slaughter and William Lenson was with me. We came back to town and found Mr Luckey. Mr Luckey paid me twenty (20) dollars at that time. Mr Halleck was not with him. He paid me after that time five (5) dollars. He has not paid me any more — I met him since he paid me the last five (5) dollars — he has not paid me any more, and asked him for money he said that Mr Brayden had not finished paying him but as soon as he did he would pay me all — I never went to his place after any money — nor have I ever asked him for the money since the time last mentioned.

Cross Examined

He paid me the five 5, dollars before I asked him the last time mentioned this was in the same year the wood was cut. Commenced in November and finished in December 1863. I saw a book like the one exhibited in Court by Mr Luckey but cannot say that it is the identical book kept at Mr Luckey's place — the book was used to keep accounts in the accounts were kept by Mr Halleck. the wood was sometimes taken up each week by Mr Luckey Mr Halleck and Mr Howal — the wood was all taken up together — I have not seen Mr Luckey since to ask him for the money — I have been in Alexandria all the time since — and Mr Luckey on his farm —

Philip Slaughter Cold, being duly sworn says William Williams Richard Slaughter and myself was chopping wood together for Mr Luckey in the fall of 1863. I was present when the agreement was made which was one 1, dollar per cord for chopping and a settlement every two 2, weeks — we cut one hundred and six and one half cords 106½ — we was to have eight 8, cents for cutting Rail Road ties and twenty 20, cents for spilings. I have forgotten how many of these we cut — I might have purchased some of the articles charged against me but do not remember buying all of them — I might have purchased things besides these I paid for — I carried a good many of my provisions with me

4 I Never Received one Cent of Money from Mr Luckey or from his Clerk at any time for the wood Cut at the time and place mentioned, (Edsells Hill 1863)

I have Never Seen Mr Luckey and his Clerk together Since I Chopped for him. I went to Edsells Hill Since we finished Chopping for Mr Luckey – I went for my pay William Williams William Madden and Several others were with me this was in december 1863. I found Mr Luckey at home he gave us Some Cakes but No Money – I went Several times after but Could Not See Mr Luckey – William Williams William Madden and Several others were with me but twice – We Came to alexandria to look for him I did Not find him I think I Met Mr Luckey in the Next year on Duke Street in alexandria and asked him for my Money he replied that he would give it to me as Soon as he was paid – I Met Mr Halleck at City Point Va in the fall of 1864 and I asked him about the Money which was due us for Cutting wood for Mr Luckey – he replied that he had Nothing to do with it and that he did Not get his own Money from Mr Luckey.

Cross Examined

It was in the fall of 1864 – I was at City point about one Month and this Conversation was just before I left the place. I lived in alexandria Va Since I Came back from City point. I Never asked him for the Money Since I tried to get the Same after I Stopped Chopping in December 1863. I Never Received

5 a Cent of Money from any one as pay for Cutting the wood in question.
Question by the Court Why did you let this matter rest So long without asking for your Money
Ans — Because I did not know that I Could get it

Richard Slaughter Colored, being duly Sworn Says
I Cut wood for Mr Luckey in the fall of 1863. I was Cutting with William Williams and Phelip Slaughter. I Cut about one week but do not know how many Cords I Cut. My week was added with the rest. I never received any pay for Cutting the Said Wood I never asked Mr Luckey for pay as I expected to have the same Collected by my partners I was never in Copartnership with any other person. I never had a Store account with Mr Luckey.

Cross examined
I Chopped one week when we all quit Chopping I never made any bargain with Mr Luckey — I went up to Mr Luckeys Store and he took my name down went to work and worked for one Week — I remember of no book at all that Mr Luckey had.

Defence
Charles Hallick being duly Sworn Says — My residence is in Long Island New York I was in Va in the fall of 1863. I was employed by the defendant in this Case in November 1863. as Clerk. I kept

6 Mr Luckeys books he was engaged in Cutting wood
I Remember the Plaintiffs in this Case they were
employed by Mr Luckey to Cut wood by the Cord
at one dollar $1.00 per Cord. Mr Luckey was to
supply them with food and to pay Cash for
all balances — I think the parties worked about
one Month the wood was taken up by Mr
Hayes an agent for the Government and by him
Measured and what his Measurement was to be
the amount Credited to the Complainants all the
wood was so Measured by Mr Luckey and the
parties Credited with the amounts Cut and paid
for by Mr Luckey. The book in Court is in my
hand writing and kept by myself Marked
W. D. Luckey — In the Case of William Williams I know
he was paid I delivered the articles Charged to him
the Money there marked as paid was so paid to him
at the Military Rail Road Depot the amount
of articles and Money as Charged to the said
Williams forty three dollars and seventy five Cents ($43 75/00)
was in full of his account — I saw it paid. —
In the Case of Philip Slaughter he was at work
at the same time & the amount as Charged to him
~~the Money~~ was done by myself as Clerk the groceries
I delivered and the balance in Money thirty dollars
and forty six Cents ($30 46/00) was paid to him at the
Military Rail Road Depot in Alexandria the same
day the Settlement was made with Williams December
12th 1863. In the Case of Richard Slaughter he

7 was in Copartnership with another party but with whom I have forgotten - I think he was Settled with - in fact I Know he was - but I Cannot think of his Name - In the Case of William Madden he was Settled with in fact he was in Copartnership with Solomon Miles that is they Cut wood together and received their pay and the full amount of wood Cut by them was Settled for - I was present when the amount of Money was paid Seventeen dollars fifty nine Cents $17.59/100 the amount of Money paid was One hundred and ten dollars $110. The remainder was paid in goods

Cross examined

I was Not present when any agreement was made except that they were to Submit the Measurement of Wood to the United States Measurer I Cannot tell who else was present if any body was it is More than I Know the parties were to be paid when Mr Luckey was paid for the wood from the United States - The Contract was Made Nov 9th 1863 The parties got their Supplies from the Store, they brought a part of their Supplies with them I delivered the articles as Charged in the book to Wm Williams I delivered them to him I made the entries on a piece of Paper and Coppied them in the book at Night - I Cannot State which of the articles was Charged at the Moment of purchase Some of them was Charged direct

8 but I Cannot State which they were all Coppied in the book the same day of Sale none of the articles as Charged in the book was paid for at the time of purchase — I think Williams would Sometimes pay the Cash for articles but there was no account kept of such articles I did not Count the money but saw Mr Luckey hand it to him at the alexandria Depot. I Sold and delivered the articles as Charged to Philip Slaughter in the same way and manner as spoken of in William Williams account — the Cash lent as Charged was two 2 dollars I loaned it out of the drawer Philip Slaughter fought some articles which he purchased but those were not Charged to him I have not any of the paper Memorandums in which the Casual entries were made — It was not my usual Custom to enter on such Memorandums only when in a hurry he was fully paid. I Cannot tell who was in Copartnership with Richard Slaughter nor Can I tell that he was settled with in full I did not pay it. I saw Philip Slaughter at City Point since the transactions spoken of and he never mentioned this affair to me I never said that Luckey had got the money and that I had not got mine nothing was said to or by me about the accounts at that time The parties finished Chopping in the latter part of December 1863 I ame not Confident as to the time I think the parties was together when paid

9 I saw the money paid as charged in the book I am not positive as to its being the same day I am positive that it was at the Depot neither of the parties called for their pay or settlement after they were settled with at the Depot

Findings After a careful review of the testimony in this case and after weighing the arguments made by the attorneys for Complainants and Defendants the Court finds as follows.

In the Case of William Williams that he has been paid in full.

In the Case of Philip Slaughter that he has been paid in full.

In the Case of Richard Slaughter that there is due him by the said William W Luckey the sum of eight dollars seventy five cents ($8 75/100) with interest from 1st day of January 1864 amounting to one dollar and ten cents $1 10/100 making due to the said Richard Slaughter the sum of nine dollars and eighty five cents ($9 85/100).

The Court must necessarily come to this conclusion for the following reasons—

Mr Luckey introduces his books in Court and the books are sworn to have been kept correctly by Mr Luckeys Clerk a Mr Halleck and the charges made at the time— If a merchants account is disputed he has no other method of proving the same except by his books and Clerks

10 and it would be a dangerous precedent to set aside such evidence especially on the evidence of the purchaser — true at the time the settlement was made Luckey should have taken receipts in full for all settlements made to the parties — But then we must remember that the parties were Colored and such things at that time was not thought of in this locality — Then again we must remember that the wood was cut in Dec 1863 and the parties had not asked Mr Luckey for the money from that date until January 1866 a space of two years, adding these things together, with the books before the Court and the evidence given on the part of defence by Mr Halleck the Court gives the verdict above

Pagel R Hambrick
Capt & Provost Judge

S. J. McQuinn
vs
U.S.
Samuel Travis Colored

Head Quarters Provost Court
Alexandria Va. Feby 5th 1866

L. J. Mc Quinn
vs.
Samuel Travis Cold,

Complaint — Unlawful occupation of Tenament on the land of the said Mc Quinn—

From Statements of both parties it appears that in 1864 Samuel Travis, Cold, built a house on the land of Mc Quinn with an understanding that when Mc Quinn wished to occupy his land he Mc Quinn was to pay to the said Travis the cost for building said house.

Mc Quinn now sues Travis for the house and proved that he had offered Travis the cost of the building one year ago and the said Travis refused to leave.

Settled by Compromise Mc Quinns paying to Samuel Travis one hundred & fifty 150, dollars and Travis to give possession to Mc Quinn in ten 10, days

Paul R Hambrick
Capt & Provost Judge

Frederick Studds
vs
Joshua Hunt (Cold)

Head Quarters Provost Court
Alexandria Va Feby 5th 1866

Frederick Studds
vs
Joshua Hunt Colored,

Charge | Property destroyed to wit
one Cow Valued $100.00

Compromised by payment of $90.00

Paul R Hambrick
Capt & Provost Judge

Polly Jackson Cold

vs

Antonio Hardt

Head Quarters Provost Court
Alexandria Va. Febry 5th 1866

Polly Jackson Cold,
Vs.
Antonia Haidt

Complt Debt - Amount $1.00

Confessed Judgment and paid

Paul R. Hambrick
Capt & Provost Judge

H. 40. J. ...

Hd Qrs Pos Comdt

18825 Alexandria Va

Febr 4th 1866

Hamlock Paul B

Capt. & Pro Judge

Forwards reports of Colored Cases tried and disposed of by him during the week ending Feby 3/66

Fee. d

Head Quarters Provost Court
Alexandria Va Feby 4th 1866

Colonel J H Taylor
A. A. Genl
Dept of Washington

Colonel

I have the honor to forward you a report of Colored Cases tried and disposed of by me during the week ending Feby 3rd 1866

I am Colonel
Most Respectfully
your obt Servt
Paul R Hambrick
Capt & Provost Judge

Report of Colored Cases tried and disposed of by Capt Paul R Hambrick Provost Judge of Alexandria Va. for the week ending Feby 3rd 1866

Date	Name	Charge	disposition
1866 Jany 29th	United States Vs. Henry Red. Colored, Joseph Jackson " George Anderson " James R Nichols "	Theft	one years Confinement at hard labor — proceedings forwarded on Feby 2nd 1866
Jany 29	Wesley Baker Colored Vs. Augustus Lumkins	Debt $9.00	Judgement rendered for nine 9, dollars and paid
Jany 31	Mrs Anne O'Brien Vs. George Straight Cold	Debt $5.00	Judgement rendered for five 5, dollars and paid
Jany 31st	Fannie Mills Cold Vs. William Mills "	Desertion	the Deft to pay Complainant eight 8, dollars per month

United States
vs
Henry Reed Colored
Joseph Jackson "
George Anderson "
James W Nichols "

File
J W T

1

Head Quarters Provost Court
Alexandria Va Jany 24th 1866

United States
vs.
Henry Red (Colored)
Joseph Jackson "
George Anderson "
James R Nichols "

Charge — Theft

Specification — In this that the said Henry Red Joseph Jackson George Anderson and James R Nichols Colored residents of the County of Alexandria State of Va did without Authority take from the premises of Augur General Hospital a Military post in Charge of an officer in the U.S. Service Certain Tops of Bramhall ranges used in Said General Hospital for Cooking purposes to the damage of the united States in the Sum of one Thousand (1000) dollars or thereabouts and for which Bvt Lt Col J G C Lee A.Q.M. was responsible.

This at Camp distribution near Alexandria Va on or about the 11th day of January 1866.

On being arraigned for trial the prisoners plead as follows.

2 To the Specification of the Charge Not Guilty
To the Charge Not Guilty

at the same time of pleading James R Nicholls Colored, made known that he wished to tell all he knew in the Case Consequently the Specification and Charge was withdrawn from against the said James R Nicolls and he was then held as Witness.

Leopold Levy being duly sworn, says I bought about eight hundred 800, pounds of Cast iron from Henry Red Colored, on a about the 13th January 1866. George Anderson Colored, was present. The iron was brought by them to my place Corner of St Asaph and Princess Streets — I paid 3/4 Cents per pound the iron was broken up — I did not know that the iron was stolen — I ame a dealer in iron rags &c and often sell the same again after purchasing in this City — I ame positive that the prisoners present are the men I bought the iron of — I bought the iron in the day time between the hours of 9 & 10 a.m. I have bought iron twice from Henry Red. It was brought to me in an open wood Waggon.

James R Nicholls Colored, being duly

3 Sworn says — I live with George Anderson Colored, on or about the 12th Jany 1866 he George Anderson and Henry Red Colored, brought [illegible]

James H Nicholls. Colored, being duly

3 Sworn Says - I live with George Anderson Colored, on or about the 12th Jany 1866 he George Anderson and Henry Red Colored, brought from towards Augur Genl Hospital or Camp distribution as it was Called - the iron was brought to George Andersons House and was taken from there to Alexandria or some other place and Sold - I have never known Joseph Jackson to take any iron but his waggon was used to Carry it to Alexandria -

George W Lee being duly Sworn Says I ame in the Service of the united States and am employed in the Q. M. Department in Alexandria Va - my duties are to attend to public buildings and outside property and whatever duties I ame Called upon to perform - Augur Genl Hospital at Camp distribution near Alexandria Va was turned over to Bvt Lt Col Lee A. Q. M. - I went up and took an inventory of the property at the time it was turned over - Col Lee was informed by the Officer in Command of the Guard at Camp distribution that parties were Stealing a part of the property Col Lee went out to See about it and was informed that the articles which had been Stolen was Sold in Alexandria - the property Stolen Consisted of Covers for

for Ranges which had been used for Cooking purposes in said Genl Hospital and which Caused a loss to the united States of about one thousand [illegible] dollars – on questioning a Colored man Col Lee discovered that the property had been sold in alexandria to a man in that part of alexandria known as Petersburgh

The Colored man was ordered to report to me which he did and I traced the iron to Leopold Levy, and I then discovered that he had resold the iron to Mr J H Adams of alexandria – I went to Mr Adams place and succeeded in finding about five hundred (500) pounds of the tops of the said ranges – I Could identify the pieces although the tops was broken up, as no other person in the Community had ranges of the pattern used by the U.S. Government being the Bramhall Range – I questioned Mr Adams regarding the purchase, but he Could not or would not say at first – but after awhile said that he had purchased them from a man named Reese as it appeared on his books

No further evidence being adduced the Case was Closed.

Findings. After Carefully reviewing the evidence

the Court renders the following decission in the Case of Henry Reed and Joseph Jackson (Colored)

Findings | After Carefully reviewing the evidence

the Court renders the following decission in the Case of Henry Red and Joseph Jackson (Colored)

To the Specification of the Charge Guilty
To the Charge Guilty

And the Court does therefore Sentence the said Henry Red and George Anderson Colored to be Confined at hard labor in the Slave pen at Alexandria Va or such other place as the Major Genl Commanding the Department may designate for the period of One 1, year.

In the Case of Joseph Jackson Colored, the Court finds as follows.
Of the Specification of the Charge Not Guilty
Of the Charge Not Guilty

And the Court does therefore acquit the said Joseph Jackson Colored,

Paul R Hambrick
Capt & Provost Judge

Mrs Anne O'Brien
vs
George Straight Colored

Head Quarters Provost Court
Alexandria Va. Jany 31st 1866

Mrs Annie O'Brien
vs.
George Straight (Colored)

Complaint Debt - amount $ 5 " 00

Judgement Rendered and amt paid

Paul R. Hambrick
Capt & Provost Judge

Wesley Baker, Colored,
vs.
Augustus Lumpkins

1

Head Quarters Provost Court
Alexandria Va. Jany 29th 1866

Wesley Baker, Colored,
vs.
Augustus Lumkins

Complaint

Debt Amount $9.00

Wesley Baker Colored, being duly sworn says — I agreed about two weeks before Christmas last to furnish Augustus Lumkins with three (3) Loads of Wood for a pair of boots to be worth nine (9) dollars — I brought the Wood to him — He was to have my boots ready for me by the 22nd Dec 1865 which was the Friday before Christmas — I Called for the boots on Christmas eve — he told me that his journeyman had gone off to take Christmas but he would Commence them himself on Tuesday — I Called Several times for the boots but Could not get them — I then went to the Freedmens Bureau and made a Complaint Lumkins was sent for and was told that he must pay the nine (9) dollars down — He replied that he did not have it, but would get it by Saturday — He was then told by the Superintendent that if he did not furnish me with a pair of boots by Monday the

2 present day, with which I Should be Satisfied – he would make him pay the nine (9) dollars or Confine him until paid – I Came down to day and Lumkins gave me the boots I now Show which does not please me for the following reasons. First the Bottoms are made of old Leather. Second the work is poorly executed. Thus they are not worth over five 5 dollars. The wood I Supplied him with was oak hickory and locust – I had hauled him three 3, Loads of the Same wood before and with which he did not Complain but paid me three 3, dollars per load – I brought part of a load last Tuesday Morning and gave it to him just to get him to make me a good job – I am not Satisfied with the boots –

Defendant admits that he was to make a good pair of boots, but Concluded that the wood furnished him was Rotten Consequently not worth three 3, dollars per Load

Findings

The Court after maturely Considering the evidence adduced finds as follows.

That Augustus Lumkins pay to Wesley Baker Colored, the Sum of nine, 9,

3 dollars and that Wesley Baker return to Augustus Lumkins the boots furnished him this day by the Said Lumkins, as they have never been worn or injured.

That Augustus Lumkins pay to Wesley Baker Colored; the Sum of Nine, 9,

3 dollars and that Wesley Baker return to Augustus Lumkins the boots furnished him this day by the said Lumkins, as they have never been worn or injured.

paid $9.00

Paul R. Hambrick
Capt & Provost Judge

Head Quarters Provost Court
Alexandria Va. Feby 2nd 1866

Col J H Taylor
A. A. Genl
Dept of Washington

Colonel

I have the honor to forward for your disposition my action in the Case of the United States vs. Henry Reed George Anderson Joseph Jackson and James R Nichols Colored, Residents of the County of Alexandria State of Va. — The first named I found Guilty of the Specifications & Charge — The others were acquitted.

I am Colonel
Most Respectfully
Your Obt Servt
Paul R Hambrick
Capt & Provost Judge

Head Quarters Provost Court
Alexandria Va Feby 3rd 1866

Col J H Taylor
A. A. Genl
Dept of Washington

Colonel

I have information which leads me to believe that Charles Carson and others of the Christmas Rioters are boarding at one Capt Beards two miles up the Piscataway Creek from the mouth of the Potomac on the Maryland Side

From the evidence before this Court Carson was one of the instigators and I do not doubt but that William Edds and William Wheatley are also at the above mentioned place the Piscataway empties in to the Potomac near Fort Washington

I am Colonel
Most Respectfully
Your Obt Servt
Paul R. Hambrick
Capt & Provost Judge

Louisa Bruce (Colored)
vs.
Jacob F. S. Muddeman

1

Head Quarters Provost Court
Alexandria Va Feby 1st 1866

Louisa Bruce Cold,
vs.
Jacob Mudderman

Complt Unlawful detaining of property to wit one hundred $100, dollars which had been paid to the Said Jacob Mudderman on Contract to build a house on Alfred Street between Duke and Wolf Streets, Alexandria Va.—

The Contract between the parties was as follows— Jacob Mudderman was to build a house for Complainant Louisa Bruce Colored, for the Sum of Two hundred and Seventy (270,) dollars that on the 16th day of July 1865— the Said Louisa Bruce Colored, paid to the Said Jacob Mudderman the Sum of one hundred (100,) dollars

This was before the house was Commenced, on Completion of the house Louisa Bruce Colored, was unable to fill her part of the Contract and the Said Jacob Mudderman retained the one hundred (100,) dollars, and also refused to let the Complainant live in said house—

Complainant now sues to recover the one hundred (100,) dollars paid on house or possession of the house.

2
Defence Admits that Complainant paid him one hundred (100) dollars on Contract for building the house in question and admits that he has received four (4) months rent on the house amounting to forty (40) dollars - less ground rent of (one dollar fifty cents for land on which said house was built - but Claims that as Complainant did not fulfill her part of the Contract he is not liable for the one hundred (100) dollars paid and that the house in question is his.

Findings Under the Circumstances after carefully considering the Statements of both parties - it is the decision of the Court that Jacob Mudderman pay or cause to be paid unto the Complainant Louisa Bruce Colored, one hundred (100) dollars the payment to be made in monthly installments of ten (10) dollars Commencing this day Feby 1st 1866 - and to ensure the said payment the said Jacob Mudderman to give to the said Louisa Bruce Colored, a Mortgage on the house in question the Mortgage to be binding until the last payment is made - then to be null and void.

In giving this decision the Court is guided in accordance with the Statements of both parties - The Contract was a Verbal one without any penalty on either part if the other

3 failed to fulfill same - It appears that Jacob Mudderman after finishing the house and Louisa Bruce failing for want of funds to fulfill her part of Contract occupied the house as his

without any penalty on either part if the other

3 failed to fulfill same – It appears that Jacob Muddeman after finishing the house and Louisa Bruce failing for want of funds to fulfill her part of Contract occupied the house as his property and has received the benefit of said house as his property from date of finishing same until the present moment – If on the contrary after the said Muddeman had finished and Louisa Bruce had failed to come up to contract he had caused the same to have been sold at Public auction, and the said sale had been only sufficient to pay remainder on said Contract, then Louisa Bruce would have lost her part of the Contract money –

Paul R Hambrick
Capt & Provost Judge

Mary Bouldin Colored,
vs.
George Mason Sims,

Head Quarters Provost Court
Alexandria Va. Feby 3rd 1866

Mary Bouldin (Colored)
Vs.
George Mason Senr

Complaint — Debt — Amount $2.50

Plea — That the Claim has been Settled—

Mary Bouldin (Colored) being duly Sworn Says- I went to live with Mrs Mason at four dollars & fifty Cents ($4.50) per Month - I worked for her one Month and only received one pair of Shoes for which I understood that I was to pay two (2) dollars — After my Month was out She told me if I would Scour her house She would pay me one (1) dollar which She Said was all that was due me — I declined to do this as I had worked my full month and did not intend to do any extra work - I Claim that Mr Mason owes me two dollars and fifty Cents ($2.50) That is he was to give me four dollars & fifty Cents ($4.50) per Month and I got from him one pair of Shoes at two (2) dollars which leaves a balance of two dollars & fifty Cents due me — I told Mrs Mason that I had worked for Q. H. N. Harrison a Colored Man and he

paid me four dollars & fifty cents ($4 50/100) she then hired me.

George Mason Junior being duly sworn - Says Mary Bouldin was hired by my mother at four (4) dollars per month she worked nearly one month say 29 days - during the month she had received from my mother one pair of shoes which she Mary was much in need of and which my mother told her she could have for what they cost her that was three (3) dollars Mary agreed to give that amount for the shoes the day Mary left mother told her that if she would clean up the filth which she Mary had made - that she would pay Mary the balance of her wages which would be one (1) dollar Mary declined to do so and my mother did not pay her the dollar - Mary left and we did not see or hear from her for six months and not until my father had Marys husband arrested for stealing his wood - Mary told mother when she came for mother to employ her that she had formerly received four (4) dollars per month and that she was a neat clean servant - Mary proved during the months stay with mother to be a nasty filthy woman.

The Court renders judgment for One (1) dollar
Paid

Paul R Hambrick
Capt & Pro Judge

Fannie Bullard Cold,
vs.
John Hackley Cold

Head Quarters Provost Court
Alexandria Va. Feby 3rd 1866

Fannie Ballard Cold,
Vs.
John Hockley Cold,

Complaint Unlawful detainer of Property to wit one pistol taken on the 25th day of December 1865---

The defence plead that the pistol had been Stolen from him and offered to pay for same to the amount of $8.75

Plea accepted and judgement rendered for the amount Specified

Paul R Hambrick
Capt & Provost Judge

Office Prov. Mar. Gen.
Memphis Tenn. Feb 9. 66
18826

Burns Elizabeth

Oct 17

Affidavit relative to murder of colored man named Sam.
Official Copy
F. L. 1866

F.

"J."

Statement of Elizabeth Purvis (col'd)

On the 26th of December 1865 I went in company with a colored man named Sam, to a plantation rented by Archey Fuller about four and a half miles from Lafayette Tenn. After being there some three or four days, Mr Fuller came into the quarters where I was and said to Sam that he had a pistol and that he would not allow him to carry it. Sam replied that he was a discharged soldier and had a permit to carry it, showing the same, Mr Fuller said he cared nothing for the permit, that the rules of the country did not allow him to have a pistol, and destroyed the permit. Sam then said to Mr Fuller, pay me and I will go elsewhere to work. Mr Fuller objected, saying that he had hired him and must remain. When Mr Fuller came into the quarters, he was accompanied by Mr Joe Grant Mr. Scott Warr & brother & Doct Warr all having pistols in their hands. Sam further said that if Mr Fuller objected to his having a pistol on the place he would go somewhere else to work, Mr Fuller and the other men then left the quarters and started ~~towards the house of the Depot, saying he was~~. Sam then left the quarters and started in the direction of the Depot, saying he was going to get another place to work. In less than fifteen minutes I heard

the report of three pistols fired in succession. In a few minutes thereafter I started in company with another ~~girl~~ man (Cold) named Dick Richards (who went with me for the purpose of carrying my child) in the direction of the depot. we had gone but a short distance when we met Mr Fuller and party returning. Mr Fuller had Sams pistol in one hand and his own in the other. Mr Fuller asked me where I was going. I said to the depot. After I passed the party a few steps I saw blood upon the ground and following the trail I found the body of Sam covered up with brush but not sufficient to conceal the body. I came to Memphis next day on the Cars. Mr Fuller came on the next train. I went to the residence of a colored woman named Amanda Fuller who lived near the brick Medical College on Beale Street, with whom I lived before going to the farm of Mr Fuller. Manda is kept by Mr Fuller. Fuller came to Manda's house on the same night & staid with her. The next morning I found a pack of cards which belonged to Sam, in the window & stained with blood. Mr Fuller gave to Manda a money bill which I knew belonged to Sam. About two days after I came to Manda's. Sams wife came to enquire about her husband saying that she had heard that Manda had said her husband was killed. I told her where I saw him and she went to the place to find him.

In conversation with her when she first came to enquire about her husband Manda was present. She had told me not to tell her (Sams wife) about it, but after I did tell her she (Manda) got mad & said that Mr Fuller did kill Sam & would kill more.

confs) about it, but after I did tell them she (Amanda) got mad & said that Mr Fuller did kill Sam & would kill more.

I remarked to her that the affair might yet be reported she (Amanda) then commenced crying saying that she could not help it that Mr Fuller brought it on himself. Amanda told me that Mr Fuller said that he had killed Sam.

I went yesterday morning to Mr Fullers to get some clothing I had left there. he refused to let me have them saying that he would advise me as a friend not to come there again, if I did I would not get away.

(Sgd) Elizabeth her + mark Barrus

Sworn and subscribed to before me this 9th day of Feby 1866.

(Sgd) S. S. Garrett
Prov Mar Freedmen

Official

S. S. Garrett
1st Lt 3d N. J. Ca. (Hy) A
Prov Mar Freedmen

4

Statement of Wm Jones by Hunting

S

J. F. W. T. 1866

Memphis, February 16th 66

"F"

Sir

We have the honor of acknowledging your communication of this date and would most respectfully make the following statement to your enquiry.

We were called professionally to attend James McNarr on Monday the 14 inst. for a comminuted fracture of the right leg - middle third received by the kick, so said, of a horse. Both bones were very badly broken, and the leg much swollen. After placing said Narr under the influence of chloroform we set the bones and applied the necessary splints. We are of the opinion that his chances for recovery without amputation are doubtful.

The following day he was removed by his Brother to their home on a cot - since which time we have heard nothing from him.

Respy

Your Obt. Svts.

Drs Jones and Sterling

To

Capt. E. Persons

Judge Advocate, Dept. Tenn

Fort Pickering Tenn Feb 16" 1866

2d Lieut James C Harrison
3d US C arty Hy
Comdg Mounted Detachment

Reports as to the execution of S.O. No 6 Office Pro Mshl Freedmen Dated Feb 11" 1866

P 2

J. 7. [illegible] 1866

"B"

Fort Pickering Tenn
Feb 16th 1866

Lieut S. G. Garrett
Pro Marshall Freedmen

Lieutenant

I have the honor to report as follows in regard to Special Order no 6 entrusted to me for Execution I succeeded in arresting three of the parties whose Names were contained in said order The other Two came to Memphis on the morning train and so escaped arrest—
The Names of those arrested are

Archy Fuller

Scott Warr

J Ed Warr

The latter while coming to Memphis was accidentally kicked by one of the Horses and was examined by his Bro & Archy Fuller immediately they pronounced his leg slightly bruised after riding three Miles he complained that his leg pained him and a Carriage was procured in which he was brought to Memphis

He uttered no complaint after getting in the Carriage and no one knew until we arrived in the city that he had recieved any serious injury

Very Respectfully &c

James B Harrison

2d Lieut 3d U.S.C. Hvy Arty

Comdg Mounted Detachment

Fort Pickering Memphis Tenn
Feb. 16" 1866

2d Lieut James O. Harrison
3d U.S.C. Arty Hy
Comdg Mounted Detachment

Reports in the case of
Mr. James W. Warr Citizen
Fayette County Tennessee

"C" 3

J. 7. W.D. 1866

"C"

Fort Pickering Tenn
Feb 16th 1866

Capt Elwin Parsons
A A G Dept Tenn

Captain

I have the honor to report as follows in the case of James Mc Warr arrested by me on the 11th Inst in obedience to orders Hd Qrs Post of Memphis The arrest was made without difficulty and the Prisoners choosing to ride their own Horses were allowed ample time to get whatever they considered necessary for their Comfort during the Journey The first cruel treatment offered to Mr Warr was the offer of my Oil Cloth Coat as the morning was damp and he appeared to have a scant supply of Clothing. At Lafayette Depot I halted for Mr Warr to write a note to some of his friends. When near Collierville his Bro Saml Warr told me that he (Mc Warr) had a Bottle of Whiskey and that he wished I would take it from him. which I caused to be done Shortly afterward I was informed that he had been Kicked by one of the Horses I immediately halted the command and James Mc Warr was Examined by his own Bro and Archy Fuller the other Prisoner and they informed me that his leg was slightly bruised but that he was too drunk to know whether he was hurt or not He made no complaint of his leg being painful until we had traveled three Miles A Carraige was then procured and no farther complaint was heard

He only rode Three Miles on his horse after being kicked and no one in the Detachment Soldier or Prisoner knew his leg was broken until we reached Memphis. I was thanked by the Prisoners themselves in the presence of the Clerk of the Freedmans Court for my kindness to them on the trip. The men of my command behaved in a proper and soldierly manner.

Very Respectfully
Your Obdt Servt
James D. Harrison
2d Lieut 3d USCHA Comdg Escort & Detachment

Chf Prov Mar Freedmen
Memphis Tenn Feb 17 '66

Garrett J. J.
1st Lt 3 U.S.C.A. (Hvy)
& Prov Mar Freedmen
4
G 7 (102) 1866

Giving statement as to the arrest of James M. Warr & others on the charge of murder and to the treatment of the prisoners.

---

1 Enclosure 1

D

Office Provost Marshal Freedmen,

Memphis, Tenn., February 17th 1866.

Capt Seaver Persons
A. A. A. G. D. T.
Memphis

"Q"

Captain

In compliance with your request I enclose herewith a copy of the report of 2d Lieut Jas C. Harrison relative to arrest of J. M. Warr and others, pursuant to orders from this office.

I also enclose copy of affidavit upon which the order of arrest was issued –

The prisoners were brought to my office about 6½ O'clk P.M. Monday the 12th inst –

James M Warr was carried from the buggy into my office and placed upon my lounge – I sent to a restaurant and procured a warm supper for him at my own expense – dispatched orderlies to three different places to get the assistance of Mr Warr's friends but failed – I finally sent for Doct Ward (of Ward & Seguine Druggist Main St) who came & with my assistance procured a carriage & took Mr Warr to the Commercial House – The lateness of the hour prevented a hearing of the case, and after

getting the other two persons (Archey Fuller & Scott Warr) suppers at the restaurant, I confined them in the Station house to await examination next day.

The next morning Doct A. N. Warr and Joseph W. Grant who were in the City having learned that an order was issued for their arrest. Came to my office and voluntarily surrendered themselves to me.

A preliminary trial was had which resulted in holding the principal party Archey Fuller to bond in the sum of five thousand dollars for his appearance at this office on Wednesday the 21st Inst.

The other parties were held in sums of two thousand dollars each for their appearance at the same time. The ~~[illegible]~~ bonds were given with approved security and the parties released. J. M. Warr not being able to attend trial, his brother gave bond for him. The persons all testified to the gentlemanly treatment they rec^d from L. Harrison. and the accident to Mr Warr so far as I know was unavoidable.

I am Captain
Very Respectfully Your Obt Servt
S. Barrett
1st Lt 3rd U S Col'd Inf &
Prov Mar Freedmen

P.S. In consequence of the many sensational reports that have been circulated by the press of this city, I feel called upon to state in defence of myself that both J. M. Ware & Archy Fuller were intoxicated when brought to my office

Respectfully
S. J. Garrett

Office Pro Mar Freedm
Memphis Tenn Feb 11. 66

Special Order
No. 6. S
Jany 10 1866

Ordering the arrest
of J. M. Warr &
others, charged with
murder —
Official Copy
S

E
m

Office Provost Marshal Freedmen,

Memphis, Tenn., Feby 11th 1866.

Special Orders
No 6

"E"

Lieut James E Harrison 3d U.S. C.A. (Hy) having reported at this office pursuant to S.O. No dated Fort Pickering Feby 10th 1866, will proceed in charge of guard to plantation of Doct Warr four and a half miles beyond Lafayette Tenn on the Macon road, arrest the following named persons charged with murder & report them to this office without delay.

Archy Fuller — Doct Warr — Scott Warr
Doctor Warrs brother & Joseph Grant

By order of Capt Jno A Staley
(sigd) S. S. Garrett
Lt & Prov Mar Freedmen

Official
S. S. Garrett
1st Lt & Adj U.S. C. (Hy) &
Prov Mar Freedmen

J. 7. 101. 1866.

Memphis, Tenn.
Feb. 19. 1866.

Judge Advocates Dept.
Capt Elvero Persons,
J. A. Dept of Tenn.

Submits report of his investigation in the case of J. Monroe Warr, arrested by order of the Freedmens Bureau, & said to have been inhumanly treated by the officer in charge of the detcht sent to arrest him. Encloses the statement of attending physicians, Drs Jones & Sterling copy of the official & personal report of Lt. J. C. Harrison & statement from Lt. S. S. Garrett, P. M. of Freedmen with copies of orders upon which the arrest was based. — States nothing can be found in the submitted reports or from his personal inquiries to support the exaggerated truth

version as given in the Newspapers &c.,

Seven enclosures/

Head Quarters Dept. of Tenn,
Office of Judge Advocate
Memphis Tenn Febry 19" 1866

Major H. L. Porter
Asst. Adjt. General
Dept. of Tenn.

Major

In compliance with directions received from The Major General Commanding, through your office of the 15th inst, I have the honor to submit the following reports in the case of J. Monroe Warr, ascribed to order o the Freedmans Bureau, and alleged to have been inhumanly treated by the officer in charge of the detachment.

I have been unable to obtain a statement from Mr Fuller and Mr. Scott Warr as the parties are at large under bond to appear on the 21 inst, but respectfully submit the statement of the attending physicians — Marked "A" — a copy of the

official report of the Lieutenant in command — marked "B." — also a personal report from same — marked "C." — and a statement from Provost Marshal of Freedmen — marked "D." — including copies of affidavits and orders on which the arrest was based.

I can find nothing in the submitted reports, or from the personal inquiries I have made to support the exaggerated and pathetic version given in the inclosed clipping, further than that, after thanking the officer in command, for his efforts to make him comfortable. Mr. W. complained to personal acquaintances and physicians of harshness received at his hands.

It appears that the extent of the injuries was not known to any of the parties till they reached this city, but no evidence of want of compliance, on the part of the Lieutenant with the wishes of Mr Warr so far as consistent with his orders, is shown. The published account evidently sprung from one of that numerous class of artistic individuals whose passion for coloring incidents frequently overcomes their intuitive perceptions of truth, —

Very Respectfully Your Obdt Servt
Elmer Persons
Capt. and Judge Advocate
Dept. of Tenn

Warr, Jas M

Clipping (Copies in) from the Memphis Appeal of Feb 5, 1862 of

J. T. W. [illegible] 1866

...ment of Tennessee,

..., 1865.

[illegible] ...night [illegible] occurred [illegible] not, but [illegible] orders from the [illegible] detachment of negro soldiers, [illegible] white lieutenant, was sent out to [illegible] man named James M. Warr, who lives near [illegible] by depot, on the Memphis and Ohio Railroad, on the charge of being a party to the killing of some negro, a short time since, which was alleged to have taken place in that neighborhood. This party, sent to arrest Mr. Warr, found him getting out some timber near his home, and proceeded to take charge of him. They mounted him on a horse, started for Memphis, and after having proceeded several miles, one of the negro soldiers, riding a vicious and [illegible] animal, rode up, quarteringly, towards the prisoner, and by a sudden spurring, caused the beast to kick Mr. Warr upon the right leg, shattering the bones terribly. The whole party then set off at a gallop, making Mr. W., with his crushed and painful limb dangling down, keep up. He complained to the officer in command, of the terrible agony he was undergoing from such treatment, but received the reply that "they were ordered to bring him to Memphis, and had nothing to do with his broken leg." This cruelty was continued for a distance of eight miles, when the broken limb became so swollen and intensely painful that the unfortunate man told his guards they might kill him, but he could ride no further on horseback. After some parley, a wagon was procured, and in this conveyance Mr. W., was brought into the city, and taken to the Provost Marshal, of the Freedmen's Bureau. An officer of the Bureau informed Dr. Ward, who had, in the meantime, been called to see the wounded man, that there was nothing against him, regarding the alleged murder, sufficient to detain him under arrest. The sufferer was then carried to the Commercial Hotel and his friends had all the medical attention possible to be given bestowed upon him. He has now been taken back home, but we are informed that Dr. Jones, who last visited him, says the leg will certainly be lost, and very likely the man's life. We have given these facts as they have been told us, and if they are true, no comment is necessary. Mr. Warr, we learn, is about twenty-three years of age, and an unobtrusive, industrious young man, whose character for worth and integrity is excelled by no one in his neighborhood. He had been a soldier in the late Confederate army.

18827

Charleston S.C. Feb 17/66

South Carolina
Dept of

By Bt Lt Col. Burger. a.a.g.

Citizens

Transmits memorials of Messrs Chichester Zeger Keller and others and instruct relative thereto.

Head Quarters Dept. of So. Ca
Charleston S.C. Feb. 1st 1866

General

The enclosed memorial of Messrs Chichester Greger, Keller and others regarding their recent visit to Johns Island and the accompanying paper showing the authority under which the memorialist were acting are respectfully referred to the Commanding Officer of the Military Dist of Charleston for investigation. These Citizens on receiving passes from District Head-Quarters should have been directed to land and to report their arrival to the Comdg Officer of the Post or the Agent of the Freedmens Bureau on the Islands respectively. The foremost among the disorderly persons complained of will be at once arrested and brought to trial and if upon investigation it shall appear that the demoralization and lawlessness set forth in this communication is as is represented, general among the population and dangerous to the security of persons visiting the Island, the most effective measures should immediately be taken by the Commanding Officer of the Military District of Charleston to establish order -

and

Enforce respect for his Authority in a locality where both appear to be violated with impunity. These Citizens desire to return to Johns Island for the objects set forth in the enclosed Copy of their Authorization from Maj Genl. O.O. Howard Commissioner of the Freed-Men Bureau They will be allowed to do so and all Convenient facilities and sufficient protection afforded them

By Command of
Maj. Genl. D. E. Sickles

(Signed) W. L. M. Burger
A. A. G

To
Bvt Maj Genl. Devens
Comdg Mil. Dist.
of Charleston

Charleston Feb 16 1866
18823

Perry A. J.
Civilian

M.B.P. 44 M.D.S.C.

Requests permission to visit Mr. A. J. Johnston confined in Charleston Jail & to make arrangements to remove his family —

HEADQUARTERS Dept. of South Carolina,
Charleston S.C. Feb 17 1866

Respectfully referred to Bvt Maj. Gen. Chas Devens Comdg Mil. District of Charleston, who is hereby authorized to grant the permission requested within.

By Command of
Maj. Gen. D. E. Sickles
W. L. M. Burger
Asst Adjt Gen

REC'D HD. QRS
FEB
16
1866
DEPT. SOUTH CAROLINA

Charleston S.C. Febry 16th 1866

Genl. D. E. Sickles.

Genl.

I respectfully ask permission to visit my Uncle Mr A. J. Johnston who is now Confined in Charleston Jail, for the purpose of making some arrangements in regard to his family who are desirous of returning to the city.

I pledge my honor, to violate in no way this priviledge if granted.

I have the honor, to be
Your Obedient Servant
A. J. I. Perry

I take much pleasure in stating to the General Commanding that Mr Perry is a nephew of Mr Johnson and perfect reliance can be put in what he has stated above

William Aiken

Col[illegible]

188[illegible] War Department
Bureau of Military Justice
February 8th 1866.

Respectfully returned
To the Secretary of War.

Capt. L. B. Mesnard
Asst. Pro. Mar. Dist. W. So. Ca. transmits
the affidavits of John Tracy, Jas. Tracy
and Henry Tracy, representing the
cruelties inflicted upon them by Citizens
of Richland Co. S. C. in the year 1861,
and asking investigation & redress.

Maj. Genl. Sickles, endorses that the parties
concerned are all civilians & that it is
not improbable that the trial of this
case will be followed by numerous sim-
ilar accusations, hence its importance
as a precedent. Maj. Genl. Meade
endorses, that these occurrences took
place in April 1861, under the rule
of the so-called Confederate Govt.
& it is to be decided whether this &
similar cases shall be investigated
now by military Commission or left
for the return of the civil authorities
at such time as civil authority shall
be reestablished in the State. The pre-
cedent in this case would open a
large field of recrimination

M. 326 (O-1215)

and litigation & the latter course would seem to be the more advisable. JW24 WD(W)1866

In this view of the case this Bureau concurs and respectfully recommends that the complainants be referred to the civil tribunals for redress.

J. Holt.
Judge Advocate General

R 20. 401

Referred to Lt General Grant for report.
By order of the Secretary of War:
Thos T Eckert
Actg Asst Secy of War.
War Dept
26th Feb. 1866

[illegible]
[illegible]

H 8 Atlantic Mil Div. 1866

Referred to the Adjutant General, for transmission of papers and approval to Major General Meade.

By order of
the Secretary of War
Thos. T. Eckert
Actg Asst Secy of War.

War Dept
3d March 1866

[illegible]

Respectfully transmitted to Major General Meade.
E D Townsend
Asst Adjt General

A G Office [illegible] B. 2. (AGO) 1.
Mch 7. 1866
Recd. back A.G.O. Ma[illegible] 6. 66

M24 MDA 1866

Head Quarters
Mily Div of The Atlantic
Phila. March 9. 1866
Respectfully returned to The Comdg General Department of South Carolina, for his information & guidance.

By command of
Major General Meade
S. F. Barstow
Asst Adjt Genl

E.B.
118.

File

HdQrs
Dept of South Carolina
MAR 13
1866

File

HEADQUARTERS Dept. of South Carolina
W. 392 M. G. O. 13. 1866 Recd
Charleston S.C. Jan. 11th 1866

Respectfully forwarded to the Asst. Adjt. Genl. Headquarters Mil. Div. of the Atlantic for instructions. The arrest and trial of the parties accused seems to involve a question of Administration policy – the transaction having occurred in April '61, and the parties concerned all civilians, although this is the only case reported, it is not improbable that the trial of this will be followed by numerous similar accusations, hence the importance of this case

As a precedent.

[illegible signature]
Maj. Genl.
[illegible] 1866

Head Quarters
Mil'y Div'n of The Atlantic
Phila. Jany 24, 1866

Respectfully forwarded to The Adjutant General for The instructions of The War department.

These occurrences took place in April 1861, under The rule of The so called Confederate Government, and it is to be decided whether This and similar cases shall be investigated and by Military Commission or left for The action of The civil authorities as such

148. Atlantic Mil Divn 1866

Thority shall be re-established in the State. A precedent in this case would open a large field of recrimination and litigation, and the latter course would seem to be the more advisable.

Geo. G. Meade
Major General
Comdg

E.B.

3el ______ Forwards with recommendations thereon communication from L. B. Mansard Capt. 25th Ohio Vols: & asst. Prov: Mar: — who transmits affidavits concerning cruelties inflicted upon Mr. Jas. Tracy and family in 1861 by citizens of Richland Co. South Carolina. ______

H Endleavy

Received. A. G. O. January 18th. 1866

A.G. 34. E.R.15 Jany 20/66

Respectfully submitted to the Secretary of War.

B.A. [illegible]
Act. Adjt. General

A.G. Office
Jany 20, 66

J. [illegible]

[illegible] Feb 5/66

W(13). 143. A.G.O. 1866

A1.34.BR13

Office A.P.M.
Columbia So. Ca.
Jan 5. 1866.

M 24 Mar 1866

Trenholm J. B.

W. (13) 143. ABS 1866.

Capt. 25th Ohio Vols
& Asst Pro. Mar.

Transmits affidavits concerning cruelties inflicted on Mr. James Kinsey and family in 1861. by certain citizens of Richland Dist. State of So. Ca.

Three (3) enclosures
They wish the matter investigated and perpetrators brought to justice

1

48 A. Ch. Reb
149. M.S.A. March 9/66
147 M.S.A. Jan 7/66

Recd H.Q. Asst Dept Mil. [illegible] 6 1866

Columbia S.C.
A.M.B. 455
Jan. 6 1868

Respectfully forwarded
to the Dept. Comdr.
for instructions

R. Ames (?)
Bvt. Maj. Genl.

Office Asst Pro Mar.
Columbia So Ca
Jan. 5th 1866

Capt. J. A. Clark
A. A. A. G. Dist. W. So. Ca.

Capt

I have the honor to transmit herewith Depositions made under oath by Messrs. James Tracy, Henry Tracy, and John Tracy concerning cruelties inflicted on them by certain citizens of this Dist. in 1861.

The Deponents are members of the 6th Regt of Tenn. Cav. and have received furloughs and transportation to this place for the purpose of having the matter investigated, and their former persecutors brought to justice

I am Capt.
Very Respy
Your obt Svt
L. B. Musnard
Capt & Asst Pro. M.
Dist W. So. Ca.

Affidavit of James
Spicy concerning cruelties inflicted on him in 1861. Ala.

S.C.

M 24 N.S.D. 1866

2

48 A Ag Neb

W (B) 143 Aus 1866

Pro. Marshals Office
Columbia So Ca
Jan. 5th 1866

Personally appeared before me James Tracy who being duly sworn deposes and says on oath that he is a Private in Co. A 4th Tennessee Cavalry and that in April 1861 and for many years prior to that time he was a Citizen of Lexington District State of South Carolina and that on account of his entertaining Strong Union Sentiments a vigilance Committee of said District and of the District of Richland in April 1861 gave him written notice to leave the State within ten days and that upon his refusal to leave that they would make him go to the [illegible] that he refused to go and warned all persons [illegible] on his premises and that in five days after said notice they arrested this deponent in the City of Columbia S.C. incarcerated him in the Guard House until the next day when they took him out at an early hour in the morning to the Potters Field where they tied him hand and foot and fastened him down to the ground and inflicted on his body a cruel and unmerciful beating amounting to upwards of six hundred lashes and leaving him nearly insensible in which condition they placed him him on the Cars and sent him to Charleston South Ca, in which City he was incarcerated in a dungeon Eighteen days after which he was released and of his own accord took passage for New York City and soon after his arrival at that place he enlisted in the United States Service with which he has ever since been connected that the names of the parties who sent him the written

"notice aforesaid were Noah Huffman, Capt. Wade Brick and Sidney Mennamaker the first of whom was present when he was whipped. Parties who arrested him in April 1861 as aforesaid are as follows John Burdell and W. Grimstead and that the party who whipped him the next day were as follows John Burdell Thu. clend a Marshall said Grimstead Thos Lee, W. D. Peck and others of the vigilance Committee whose names he does not now recollect

Sworn ~~to~~ and Subscribed to before me this 5th day of January 1866.

L. B. Messmord
Capt. 25th Ohio Vol
& Asst. Pro Mar.

} James Tracy

~~Capt. 25th Ohio & and Asst. P. Mar~~

Rel. 34 B 1815

Affidavit of Pvt. Henry Truby concerning Bruises inflicted on him in 1861 at Columbia Co. Pa.

PM 2d MSA 1866

3

48 A. Ag. 1866

W. (B.) 143. Acts. 1866

Office Asst. Pro Mar.
Columbia So Ca
June 5th 1865

Personally appeared before me Henry Tracy who being duly sworn according to Law, deposes and says upon oath that he is a private in Company "K" 6th Regt. Tennessee Cavalry and that he was in April 1861 and for several years prior to that time a citizen of Lexington District State of South Carolina, and that for entertaining and uttering strong Union sentiments he was arrested on the 6th day of April 1861 at Columbia South Carolina and incarcerated in the Guard House until the next day, when at an early hour he was taken to the Potter's Field and tied hands and feet to a fence, and cruelly and unmercifully beaten, the punishment inflicted amounting to upwards of two hundred lashes, after which he was placed in the Cars and taken to Charleston where he was incarcerated in a dungeon for eighteen days, when he ~~then~~ was released, and of his own accord, secured passage to the north where he immediately enlisted

in the service of the United States with which he has been connected until the present time: — that the parties who made the arrest aforesaid were John Burdell and another man whose name he does not now recollect, both citizens of the District of Richland and State of South Carolina: — that the parties who inflicted the punishment aforesaid on this deponent were as follows, to wit: Thomas Lee, Noah Huffman, Ely Huffman, Sydney Summamaker, Strickland & marshal ~~and~~ Michael Linnisted and Thomas Harrison all citizens of Richland District State of South Carolina

Sworn to and subscribed before me at Columbia South Carolina this fifth day of January 1866. } Harry Tracy

L. B. Mesnard
Capt 25th Ohio Vols
& asst. Bo. Mar.
Dist. West. So. Ca.

Affidavit of John Tracy, Concerning Cruelties inflicted on him in 1861, at Columbus Ga.

March 2d 1866

B

48 U (Ga) 1866

W(B) 143. Aus. 1866

Office of Asst Pro. Mar.
Columbia S.Ca.
Jan 5th 1866

Personally appeared before me John Tracy who being duly sworn deposes and says on oath that he is a private in Company C. 6th Reg. Tennessee Cavalry and that in April 1861. and for several years prior to that time he was a Citizen of Lexington District State of South Carolina. and that on the 6th day of the month aforesaid. a Vigilance Committee. Composed of Citizens of Lexington and Richland Districts entered the premises of his father James Tracy who was absent from home at the time. and they there did seize: and carry away from the premises. aforesaid all the household. furniture stock and poultry. pertaining and belonging thereto. the rightful property of the aforesaid James Tracy. and also did on the date aforesaid exercise extreme cruelty toward his mother Mrs. James Tracy and his sister Miss. Mary J Tracy. and did arrest this deponent and all the members of the family then at home and conduct them to Columbia S.C. and incarcerate them in the Guard House until the next day. when the deponent was taken to the Potters Field to witness the punishment inflicted on

his father James Tracy and his brother Henry Tracy after which he was taken to the Cars and the whole family sent to Charleston S.C. and again imprisoned for eighteen (18) days after which they were released and obtained passage to the City of New York. soon after which the deponent enlisted in the service of the United States. with which he has been connected since that time:— and that the names of the parties who entered the premises of his father and arrested him and other members of the family as aforesaid are as follows to wit: John Burdell. Ely Huffman. Noah Huffman S. Youngues. Daniel Nates. Henry Hunnemaker. Sydney Hunnemaker Daniel Green. Wm Burdell & one Leaphart. and that this treatment was occasioned by the Union Sentiments entertained by his father James Tracy and himself and brothers.

Sworn to and Subscribed before me this 5th day of January 1866

John Tracy

L. B. Menard
Capt 25th ... & Asst. Pro. Mar.

18830

Monthly Report
of
Cases tried before
Asst Provost Court
S.C. Ga. & F.R. during
the month of February
1866

Two & Twenty
Cases

Monthly Return of Cases Tried before Capt Henry Sharp Asst Provost Judge Southern Sub District, District of Port Royal S.C. during the month of February 1866.

No	Name	Colored White	Occupation	Charges: Nature of	Charges: When Preferred	Charges: By whom Preferred	Pleading	Finding	Fine: Dolls	Fine: Cts	Disposition
1	Corley & Livingston	White	Saloon Keeper	Violation of Circular dated Sept 15/65	Feb 6th 1866	Lt Grabner	Not Guilty	Guilty	100	00	Fine Paid & Released
2	Steph Hanly	"	Civilian	Drunkenness	" 18th "	Lt Edgerley	Not Guilty	Not Guilty			Released with reprimand
3	James Harrison	Col	"	Stealing	" 23rd "	Dunbar & Franz	"	Guilty			Confined for two months at hard Labor
4	John Brown	"	"	"	" 24th "	J. S. Thistle	"	"			Confined for one month at hard Labor
									100	00	

Henry Sharp
Capt 21st U.S. C. Troops
Asst Pro Judge S.S. Dis. P.R.

1883

Hilton Head S.C.
Oct 6th 1866.

~~Agent Gen. M. ...~~

Communication in reference to Civil Jus... at Port Royal S.C.

HEADQUARTERS Dept. of South Carolina
Charleston S.C. Oct 17th

Respectfully referred to Col. Greten ... Civil ... of Port Royal S.C. for the communication.

By command of
Brvt. Maj. Genl. ...

W. ... Asst. Adjt. Genl.

REC'D ... DEPT SOUTH CA...

Headqrs Dist of [illegible]
Dec 22 1866.

Respectfully returned with the remark that the citizens residents of this place followed the Army to its Head Quarters here for the purpose of trading with it. They located and remained here by the sufferance of the Military Authorities, paying from time to time such taxes as these Authorities very properly and in accordance with universal military usage imposed. These taxes were expended not only for the benefit of this Post and the traders residents thereat but also for the public good of the Department thereby contributing to the safety and protection of the Complainants themselves all of whom had it not been for the "Military Despotism" referred to /

(over)

would Confidence have met "ruin" at the hands of our enemy and have experienced the rigor of the Southern prison.

With the removal of Dept. Head Quarters most of these military taxes have been discontinued and there remains here simple "ground tax" paid to the Govt. for the use of the land and applied to the purposes of the Post. Even this tax (being sufficient tho it be) has lately been reduced fifty percent. There then is ground for complaint. The formidable would there have been cause for an insinuation in regard to the appropriation of the peoples monies had it not been for the erratic conduct of an officer temporarily in command and who answered for his actions before a military Tribunal.

By Special order No 138 Hd. Qs. Dept. of the South May 29 1866 it is directed that the military authorities (over)

Answer these people, including substance —
continue to hold this place
as a Military reservation and
it is now held and governed
as such and taxation (of
traders) without representa-
tion is a fundamental prin-
ciple of such places.
Heretofore these gentlemen
made few complaints, then
their business was profitable
and the results enormous
so much so ~~that~~ that sev-
eral have retired beyond the
reach of this "oppressive and
tyrannical" taxation with
ample fortunes and those
remaining are by no means
poor. But with "the present
state of affairs" "the glory
of this Post is, to the complain-
ants, departing and for the
excitements of trade with
an army they desire those
of the municipal election
which, unless existing orders
are countermanded, cannot
be enjoyed by them unless they
[illegible] their establishments
outside the lines.

J. B. Fry[?]
Col & Asst Genl

REC'D ... DEPT. SOUTH ... 1865

of Col. Greene's endorsement which is approved by Genl S—

Port Royal S.C. 6th Feb 1866

General,

At a meeting of ~~the~~ Citizens of Hilton Head S.C. held on the 3rd inst, the undersigned were appointed a Committee to represent to you.

That the Citizens at this place, have long felt aggrieved and oppressed by burdensome taxes, which have been imposed upon ~~them~~ by the Military Authorities —, ~~and accordingly at times~~ without stint or measure, according to the whim or Caprice of each succeeding Commander of the Post, District, or Department, and the least complaint or demur at the hardship or injustice of these impositions, has subjected the demurrer in many instances to the most tyrannical and unjust Military persecution, and annoyance, and in some instances to the utter ruin of the luckless victim of Military displeasure on this account.

That there exists a very prevalent belief among the Tax paying citizens of Hilton Head, that large amounts of monies have been levied upon us and collected from time to time by the Military authorities, that have not been expended for the benefit of this Post, and that it has been used for purposes from which the public good has not been subserved.

That these monies so collected from the citizens of this place, has more than once fallen into the Custody of irresponsible parties, and the changeful character of Military organization and orders, precludes a proper cheque upon the safety of the receipts and disbursements of the peoples monies,

That "taxation without representation" is contrary to a fundamental principle of our Government, and cannot be justified in the present existing state of our Country,

We therefore in view of these circumstances, and in behalf of our Fellow Citizens, most respectfully request, that you will so far as is consistent with the present state of affairs, vouchsafe to ~~the~~ the Citizens of Hilton Head S.C. the Authority and right to establish among themselves, a Municipal organization, and to collect and disburse all needful taxes for the good and benefit of this community, and with the right to appeal to the Provost Courts for the enforcement of all proper laws and regulations, until such time as civil law shall be re established throughout the State of South Carolina

We are General with great respect, your humble and obedient Servants,

To Major Genl D E Sickles,
Commanding South Carolina
&c, &c, &c, &c, &c,

Geo W. Atwood
Chairmn.
David McGreyer
Chas. H. Bellows
Jas. Inglendfut
Chas. H. Lewis

18832

Charleston S.C. Feby 7 1866

I.S.S. 131 _ M.D. of C

South Carolina
Dept of.

By B.H. Lt Col Burger A.A.G.

Asks by Comm'y

Transmits memorials of Ensign Chisolm etc. Fogu Keller & others, and instructions relative thereto.

Enclosures
I.B. 1995 Dept of S.C.

Rec'd 10 Feb. 1866

File

HEADQUARTERS, Mil Dist. of
Charleston, S.C. Feby 2/ 1866.

E.W. 13-294 M.D.C.

Respectfully referred to Bt Brig Genl Beecher Comdg 2nd Sub Dist for investigation and report. He will carry out the directions of the Brig Genl Comdg the Dept. These papers to be returned with report.

By Command of
Bt Brig Genl Devens

[illegible]

Capt 35th USCT AAG

Hd Qrs 2nd S. D.M.D.C.
Summerville S.C.
Feby 7th 1866.

Respy retd. Attention Requested to report forwarded herewith.

James C Beecher
B. B. Gen
Comg.

RECEIVED HD QRS
FEB
8
1866

HEADQUARTERS Mil. Dist. of Charleston, S.C. Feby 9th 1866

E. M. 13 330 ms 66

Respectfully returned Dept. Hd Qrs. attention invited to the Report of Bt. Brig Genl. for Effective Comdg 2nd Sub Dist. Mil. of C. (Enclosed)

Chas Devens

Bt Maj Genl Comdg

REC'D HD. QRS. FEB 10 1866 DEPT. SOUTH CAROLINA

Headquarters, Department of South Carolina,

CHARLESTON, S. C., Feb 1st 1866

General:

The enclosed memorial (of Messrs Chichester, Fegen, Keller and others regarding their recent visit to Johns Island) and the accompanying papers showing the authority under which the memorialists were acting are respectfully referred to the Commanding Officer of the Military District of Charleston for investigation

These Citizens on receiving passes from District Head Quarters, should have been directed to land and to report their arrival to the Comdg Officer of the Post, or the Agent of the Freedmen's Bureau on the Islands respectively. The most among the disorderly persons complained of will be at once arrested and brought to trial. And if upon investigation it shall appear that the demoralization and lawlessness set forth in this communication is, as is represented, general among the population, and dangerous to the Security of persons visiting the Island, the most effective measures should immediately be taken by the Commanding officer of the Military District of Charleston to establish order and

enforce respect for his authority in a locality where both appear to be violated with impunity. These citizens desire to return to John's Island for the objects set forth in the enclosed copy of their authorization from Maj. Gen. O. O. Howard, Commissioner of the Freedmen's Bureau. They will be allowed to do so, and all convenient facilities and sufficient protection afforded them.

By Command of
Major General D. E. Sickles.

W. Hoxburger
Asst. Adj. Genl.

To
Bt. Maj Gen. Devens.
Comdg. Mil. Dist.
of Charleston

Charleston, S. C. June 30 1862

Chichester, C. E.

& others

Submit Statement relative to affairs on Johns Island &c.

(Eight Enclosures)

Mills House, Charleston Jany 29/66

Maj. Gen. D. Sickles, Comdg

Sir: We have the honor respectfully to make the following report of events which occurred upon our recent tour of inspection upon John's Island in this State.

The authority you kindly gave us upon the 26th inst. to visit all the Islands, and giving us all facilities, including Mr S. Thompson's, procured for us the use of the Steamer "May Lewis." In this vessel we left Charleston on Saturday the 27th inst at 12 M. Having received no instructions as to landing at any one particular point, we steamed directly to the lower end of John's Island at the junction of the Stono with the Kiawah River. Here we anchored, desirous of visiting the plantation at that point. It being some time before sun down, we went ashore, and endeavored to reach the plantation before dark, but finding it more difficult than we expected on account of the marshy nature of the ground, we determined to return to the Boat and land again early in the morning which we accordingly did. We also hailed a small boat, going to the next plantation above, and were told not to land at night as we would certainly be shot.

Early on Sunday morning the 28th inst we again landed and proceeded towards the settlement. Finding it impossible to find our way, we hailed the people at the houses and enquired the way. They showed us the way to go to reach the main land. As we approached the houses, we noticed considerable excitement among the people, but nevertheless continued on. After crossing from the marsh to the main land, and entering an old field

we saw a body of negro men approaching us, armed with various kinds of weapons. When we ~~at~~ had approached to within about twenty yards, their leader cried "halt." We immediately stopped when he approached and demanded our business there. We explained the nature of our mission and desired to proceed over the place. During this conversation we were surrounded by the entire party who began to become exceedingly abusive and threatening in their language. Finding that we were not likely to succeed, we determined to return to the Steamboat, but were peremptorily denied so to do. Threats of instant murder were made on all sides. Some two or three were willing that we should quietly return to the boat, but the remainder would not hear to it. Finally after great talking and several attempts to injure us, it was decided to take us to the Commissary, a Sergt of the 35 Regt. U.S.C.T. who was stationed at the other extremity of the Island, a distance of not less than twelve miles. All our entreaties to allow us to leave again in the boat were unavailing, although we agreed to steam directly to the said Commissary. We also suggested to them that they should accompany us on the Boat, but all in vain. Walk we must, through the heavy sand, the entire length of that Island. While parleying with them the crowd was much increased. The men were armed with muskets, rifles, shot-guns, revolvers, bayonets fastened on sticks, scythes, hatchets, axes, clubs, &c. &c. while the women had hoes, pitch-forks, clubs and other weapons.

Having gained permission to send word to the Captain of the Steamboat to steam around to the place we were compelled to walk to, we were started off, accompanied by a yelling, cursing, threatening crowd of

freedmen, women and children. As we advanced we were continually being met by other persons, running to the scene, all armed, and breathing out the most severe and summary punishment for daring to land upon their Island, where no white man had any right or should ever dare to come. After proceeding about one and a half miles, we were halted, the crowd still increasing and becoming constantly more violent in their demonstrations towards us. Here we were met by two freedmen, one named Sam. Hird, the other George Roberts, who succeeded in pacifying the angry crowd to some extent. The last named freedman being able to read, we showed him the authority we possessed from yourself and Gen. Devens, as well as that from Gen. Howard at Washington and Gen Scott, at Charleston, but all to no purpose, the crowd placing no confidence in the validity of the documents, and saying that if the persons who wrote them were there, they would serve them precisely the same way. Threats were also made against the Captain of the Steamer, and regrets that they had not attacked the vessel the previous night and murdered the Captain, crew, and all of us, and burnt the vessel. Hird and Roberts endeavored to ~~allow~~ induce the crowd to allow us to return to the boat, satisfied that we were all right in our intentions, but the crowd were determined that we should be taken to the Commissary's, and no argument would prevail amongst them. One of our party being crippled, efforts were made to procure a horse or mule for him to ride, but that would not be allowed, walk he must, no matter what his sufferings were. Finding that time was being consumed and that the crowd was only increasing in numbers and fierceness, we proceeded on our way.

for four hours—from 10 A.M. until 2 P.M. we marched through this Island. In front were five or six horsemen, then eight or ten foot-men, then the "prisoners" with armed guard on either side, followed by a mob, of perhaps one-hundred and fifty, all shouting, cursing, abusing and talking about us at once. At each plantation new accessions were made to the crowd, while the women and children lined the road, abusing and jeering us as we passed. At one place a man stood with a pole not less than twelve feet long which he raised over the head of one of the party, and had his arm not been seized by some of the guard, the person would have been instantly killed. At another place a man named "Armstrong" came riding up, called us to halt, and cocking his gun would have instantly killed one of us had not his horse been seized by the bridle by one, and his gun taken from him by another. Thus we continued, our arms all having been taken from us, in constant expectation of being massacred.

About 2 o'clock we reached "Townsend's" place, where a freedman named Sam Johnson resided, who had been appointed by some officer of the Freedman's Bureau as a general supervisor over the negroes on the Island. This man being away from home some distance we were halted and compelled to wait for him, although within about two miles of the Commissary. Here we were paraded on the steps of the Mansion with a heavy guard of men in front of us and a crowd of women behind us, the former ready at any moment to fire upon us, the latter abusing us, not only with horrible language but by poking us with sticks, &c. The men

one U. S. Colored soldier at the place whom we desired to carry information of our condition to the Sergt. and offered to pay him for so doing, but he would not consent, handing back to us the note we had written, after he had talked with some of our captors, who evidently dissuaded him from complying with our request. Several times while waiting here, Hurd, who still befriended us, was taken to one side by the gang, and efforts were made to let them take us into the woods, doubtless to murder us, but he stood firm in his refusal.

After sitting in the sun for two hours, not even allowed to enter the house, and all the time exposed to imminent danger and insult — one man having cocked his gun to shoot one of our party — Sam Johnson arrived. He acted with great promptness and at once started with us to the Commissary, taking only a few men with us. When within about a mile of the Commissary's, we met the Sargent coming to our rescue, having been induced to do so by the Steamboat Captain, who had arrived at the place, and feeling exceedingly uneasy about us, would have started off alone in search of us, had not the Sergeant at his earnest solicitation consented to accompany him with a few men.

The Sergeant informed the men who had arrested us, that they were acting entirely without authority, and that any person, white or black was privileged to come upon the Island wherever they chose and be unmolested. He relieved us at once from arrest, and we reached our boat completely worn out with our day's trials. For not less than five hours, our lives

were in imminent and constant danger. A word or a look from us would have been the signal for a general massacre. The scene during the day began disruption and resembled ~~more~~ a scene in a heathen country, among cannibals dancing around and gloating over their intended victims, before giving them the fatal blow, which was likely to descend at any moment. Reasoning with them was words thrown away. They said they knew no law but their own, that the Island was theirs and no white man should ever come upon it. They cared for no General or no authority.

The following are the names of a few of the rioters, as far as we could get them. Hercules, Jonny Hector, Peter, Somerset, Jacob, Old Hector, Green, and July from Mrs. Neale's place, where we were first captured.

Also Mc Ilhenny & Armstrong.

Among those who befriended us, and who can bear witness to all we have said are, Sam Hurd, Geo. Roberts, Primus, Maj. Cook, Henry Mack and Sam Johnson.

We have the honor to remain,
your obedient Servants.

C. E. Chichester
Jos McFloyer
L L Huntzinger
J. S. Keller
Jno. Hanst

War Department
Bureau of Refugees, Freedmen and Abandoned Lands
Washington Jan. 17th 1866.

To Asst Commissioners.

Messrs:

Mr. M. Strouse M. C. 10th Dist. of Penna recommends

James M. Feger.
Joshua S. Keller.
John Rauch and
Lewis Heintzinger, constituents of his as worthy and reliable men. They wish to locate farms in the South. I think they may aid you in affording openings for employment for the freedmen. Please give them such advice and aid as you can, in order to secure wages and privileges to the freedmen

Respectfully.
(Signed) O. O. Howard.
Maj. General.

Official copy respectfully furnished for the information of Hon M. Strouse M. C.

(over)

(Signed) O. O. Howard
Maj. General

Official Copy
W. Fm. Ziegler[illegible]
Asst. Adj. Genl.

Hdqrs 2nd S District
Summerville S.C.
Feb 6th/66.

James C. Beecher
B. [illegible] Comdg

Respectfully returns
Check lists papers
& reports on same.

Hd Qrs 2nd S Dist SC
Summerville S C
Feby 6th 1866

Capt M. N. Rice A. A Gen

I return herewith papers of Mr Chickchester and others, with report upon the same.

A day or two after the "transaction" referred to, I was verbally informed of it by Capt Kirkland Comdg the islands, also that he had arrested three of the parties concerned & forwarded them to Summerville.

I proceeded at once, with two orderlies to Neils plantation, passing through neighboring places — assembled all the men, and could easily have arrested about every man connected with the mob, had such course seemed necessary.

The people begged to be pardoned for this offense — Said they had orders to arrest any white man landing on the island except at the regular landing places — Said there were three "Rebs" whom they knew in the party, & they thought they were all "Rebs" — Said they recognized the military authority — and would never arrest another man white or black "Reb" or otherwise & much more to same effect.

After careful inspection, I respectfully report to Maj Gen Comdg. as follows:

1. There is naturally much excitement

on the island respecting land titles and jealousy respecting visits of land owners. The four Gentlemen from Pennsylvania could not have selected a worse escort than these ex Rebel land owners one of whom was a Captain in Rebel service and well known as such by the freedpeople.

2. In compliance with instructions previously received, I have ordered escorts stationed at the two public Landings on Johns Island.

The fact that these Gentlemen avoided the Landings, and landed in small boat on opposite side of the island naturally excited suspicion in the minds of the freedpeople.

3. On previous evening, these Gentlemen were duly notified that they must go around to the public landing where their passes could be inspected. It would seem that they were determined to create a row if possible & persisted in landing

4. As to the incidents attending the transit across the island, of course the statements of the freedpeople vary widely from those of Chichester & others.

My first intention was to arrest the whole party of freedmen, and my force of two orderlies was quite sufficient for the purpose, but as the people expressed great contrition - I arrested five of the principal parties, & cautioned the rest against interfering with any visitor black or white - The Gentlemen from

Pennsylvania can land then and where they choose, and with any associates whom they may select. At the same time, when the trouble has been taken to order escorts for them, "and they have been directed where to land," I would suggest that they use common sense if not common courtesy and land where they are ordered to land.

Concerning the paper of Mr Chickchester which I saw in the public prints, long before its appearance as an Official document, I must report that its statements appear to be principally concerning serious damage the party would have received if something had taken place which did not take place, or something had failed to take place which did take place.

2. The Statement is incorrect in averring that the party were not instructed where to land. They were distinctly instructed by A. A. Gen D. V. C.

3. The Statement is incorrect in averring that a U.S. Colored Soldier refused to interfere in their behalf. The only soldiers in that locality were with the Sergt who promptly relieved them from arrest.

4. The paper states incorrectly that a Sergt of 35th U.S.C.T. is Commissary on the island.

The Sergt in question was simply ordered to that landing to act as escort for the Gentlemen from Pennsylvania. If they had landed in

accordance with their instructions, they would have found an efficient escort, have prospected the island and received all due courtesy.

They would also have avoided playing into the hands of interested parties who appear to have made shrewd use of their opportunity.

Respectfully yr obt St
James C. Beecher
B. B. Gen Comdg.

Hdqrs 2nd S. Dist.
Summerville S.C.
Oct. 6th '66.

James C. Beecher
B. B. Gen Comdg.

Respectfully [illegible]
[illegible]
[illegible]

Headquarters, Department of South Carolina,

CHARLESTON, S. C., January 25th 1866.

Commanding officers within the Military District of Charleston and Port Royal will please afford all convenient facilities, including transportation on U.S. Transports, to the following named gentlemen, who desire to visit the Sea Islands within this command especially for Agricultural purposes,

C. E. Chichester.
John M. Feger.
J. S. Keller.
B. L. Hentzinger

and all of the State of Pennsylvania

(Signed) D. E. Sickles
Maj. Genl. Comdg.

Official Copy
W. H. Smiger
Asst. Adj. Genl.

Headquarters Mil. Dist. of Charleston
Charleston S.C. January 26th 1866.

Permission is hereby granted Mr J. S. Keller to visit Johns. James. Wadmalaw and Edisto Islands.

By Command of
Bvt. Maj. Genl. Devens.
(Signed) M. N. Rice
1st Lt. 35th U.S.C.T.
A.A.A.G.

Official Copy
W. H. M. Burger
Asst. Adj. Genl.

Headquarters Mil. Dist. of Charleston.
Charleston S.C. January 26th 1866

Permission is hereby granted Mr. C. E. Chichester to visit Johns, James, Wadmalaw, and Edisto Islands.

By Command of
Bvt. Maj. Genl. Devens.
(Signed) M. W. Rice.
1st Lt. 35th U.S.C.T.
A.A.A.G.

Official Copy
W. H. Smith[?]
Asst. Adj. Genl.

Headquarters Mil. Dist. of Charleston
Charleston S.C. January 26th 1866.

Permission is hereby granted Mr. John Rausch to visit Johns. James. Wadmalaw. and Edisto Islands.

By Command of
Bvt. Maj. Genl. Devens.
(Signed) M. W. Rice.
1st Lt. 35th U.S.C.T.
A.A.A.G.

Official Copy
W. H. M. Seeger
Asst. Adj. Genl.

Headquarters Mil. Dist. of Charleston
Charleston S.C. January 26th 1866.

Permission is hereby granted Mr. J. M. Feger to visit Johns, James, Wadmalaw and Edisto Islands.

By Command of
Bvt. Maj. Genl. Devens
(Signed) M. N. Rice.
1st Lt. 35th U.S.C.T.
A.A.A.G.

Official Copy
W. Hm. Burger
Asst. Adj. Genl.

4

Headquarters Mil. Dist. of Charleston
Charleston SC. January 26th 1866.

Permission is hereby granted Mr L. L. Hentzinger to visit Johns. James Wadmalaw. and Edisto Islands.

By Command of
Bvt. Maj. Genl. Devens.
(Signed) M. W. Rice.
1st Lt. 35th U.S.C.T.
A.A.A.G.

Official Copy
W. Fm Zuiger
Asst. Adj. Genl.

Headquarters Assistant Commissioner
Bureau Refugees, Freedmen, and Abandoned Lands,
South Carolina
Charleston S.C. Jan. 26th 1866.

Messrs. James M. Feger, Joshua S. Keller, John Rauch and Lewis Hentzinger have permission to visit all the Sea Islands with a view to locating and purchasing farms &c. All Agents and officers of this Bureau are hereby instructed to give them all the aid and assistance in their power, in the furtherance of their desires.

By order of
Brig. Genl. R. K. Scott
Asst. Comm.
(Signed) H. W. Smith
A. A. Genl.

Official Copy
[illegible] Lunger
Asst. Adj Genl.

T. 71 Vcks burg Miss 1866

18833

12 Bu

Vicksburg Feb 2. '66

Thomas Lanneil
A. A. & Asst. Comr.

Reports on the Case of the Child William (Colored) hired by one David Porter of Rodney Miss.

Bureau Refugees, Freedmen and Abandoned Lands.
OFFICE OF ASSISTANT COMMISSIONER,
For the State of Mississippi,

Vicksburg, Miss., Feby 2, 1866.

Major Genl T. J. Wood
Comdg Department
General

Thomas Williams and Matilda Williams (colored) residents of New Orleans appeared before me and made oath that they are the parents of a child seven years old called John Williams and held by one David Socler of Rodney County Miss. That Thomas Williams belonged to G & E Kennedy of Natchez Miss. and Matilda his wife belonged to David Socler of Rodney — Miss. That David Socler sold Matilda in Texas some time ago. That since the close of the War said Thomas Williams Colored went to Texas and brought his wife back with him to New Orleans and now asks that his child John (in the possession of David Socler of Rodney Miss) be restored to them as they have been seperated by Slavery and

no other cause. That they are abundantly able to care for their own offspring and will enter into bonds and give good security for the child's education and care.

These statements are supported by affidavits. I have made an official statement to the Civil authorities of Rodney Miss asking that the child be returned to its parents. and if it was not done a statement containing the reasons, be forwarded to this Office. The Messenger who presented my papers, was struck on the head with a pistol by one David Soder, and told to take his papers back to the d—d Yankee Officer who issued them. This after they had been presented to the Sheriff, Judges &c

I would respectfully request permission to send an Officer and guard to Rodney Miss to enquire into this case and if necessary arrest David Soder for refusing to obey my order. striking an agent of my Office on the head with a Pistol. and also secure to these colored people justice. which

they can not get at this place for the same cause—

I am Very Respectfully
Your Obedient Servant
Saml Thomas Colonel
& Asst Comr. B.R.F.&A.L.
State of Mississippi

T. 1658 Miss 1866
Vicksburg Feb 2 '66

Thomas Samuel
Col & Asst Comr.

Report in the Case of the Child William (Colored) held by one David Loder, Rodney. Miss.

F. W. Dept. A. L. 188 66
18834

Off. Asst. Comr. Bur of Alabama
Bureau R. F. & A. L.

Montgomery Ala. Feby 27. 1866

Freedmen's Bureau
Major Genl Swayne
Brt. Maj. Genl

Transmits report of Brt. Maj C. W. Pierce, Asst Supt. of this Bureau at Demopolis - upon the cases of Jenkins and King - two persons now in custody in Mobile, charged with participation in the murder of a negro "Alfred" near Demopolis.

File

(One enclosure)

Recd Dept. Ala Feby 28. 1866.

March 1.
R.S.R.

Office Assistant Commissioner, State of Alabama,
Bureau of Refugees, Freedmen and Abandoned Lands.

Montgomery, Ala., 27th February 1866.

Bvt. Major General Chas. R. Woods
Commdg Dept. of Alabama
Mobile Alabama

General

Herewith I have the honor to transmit the report of Bvt. Maj. C. W. Pierce Asst. Supt. of this Bureau at Demopolis, upon the cases of Jenkins and King, two persons now in custody in Mobile, charged with participation in the murder of a Negro, Alfred, near Demopolis.

This case first became known to me by a telegram from Maj. Pierce, stating that he had arrested certain parties for murder of a freedman, that justice would not be done in Sumpter Co. and inquiring what he should do with them. This statement I could readily believe, as a residence of seven months in the State, has after extended observation and inquiry failed to bring to my knowledge a single instance of a Whiteman convicted ~~[illegible]~~

be punished, for criminal outrage upon a freedman.

I knew of but two points in the State at which they could be punished, here and at Mobile. To bring them here was difficult and would ~~embroil~~ involve a broil with the Legislature, I therefore directed that they be sent to Mobile.

The case, you will observe, has features of atrocity greater than the actual killing, yet not uncommon in negro murders. It is time some one was made an Example of, and if Either of these parties was concerned in withholding aid from the dying man, such person ~~seems~~ seems to me fully responsible as a principal in the murder.

I am sorry to trouble you so often. But you have now the case and the prisoners before you, and you have a Judge Advocate of ability and Experience. I should be very glad to ~~have~~ have the prisoners and the witnesses Examined, and if the proof "be clear or the presumption great," to have their trial by Court Martial ordered.

But if this be not the case I should be glad to have them sent back under guard to Major Pierce for trial by civil authorities or released if the facts warrant such a course.

I am General
Very respectfully
Your obedient Servant
Wager Swayne
Bvt. Maj. Genl.

Dr 7 C. Dept. Ala. 1866.

Office Asst Supt Bureau of R. F. & A. L. Demopolis Febry 15th 1866

Bvt. Major Genl Wager Swayne
Asst. Comr. B of R F & A L.
State of Ala

General

I have the honor to submit the statement of Mr Durby in relation to the Murder of the "Negro Alfred" near Lee's Station in Sumpter County.

On the 25th of January last, "Alfred" was sent by Mr Durby his employer on business in the neighborhood of Mr Jenkins Plantation, being belated he stopped at the Negro Quarters, and staid all Night during the Night Mr Jenkins sent for and took the mule Alfred was riding to his house and kept it until Mr Durby learned it was there ~~and~~ recovered it the next Sunday.

Saturday morning (Janry 26)
Mr Jenkins told Alfred to leave the place, and if he ever come there again he would shoot him

The following Friday (Febry 2nd) Mr Durby sent "Alfred" in that direction again with Team & Carriage to take a sick man to Livingston on returning (it being Night) he stopped again. (One of the Prisoners) A Negro foreman on Jenkins place give Notice to Jenkins that "Alfred" was there. Jenkins being sick, called some Rebel Missouri Soldiers who were stopping with him, to go with Jacob and drive Alfred off the place. Two of them Cook & King went, Cook taking a Double Barrel Shot Gun (loading it with Buck Shot) & King taking a Revolver

"over"

They found Alfred in one of Quarters ordered him out and told him to run; he started Cook fired wounding him, "Alfred" then tried to get over the fence when Cook fired the other barrel of his Gun. "Alfred" then fell Mortally wounded, the negroes were ordered to let him lie there, which order was obeyed and no attention was given him that night or the next day (until he died about 12 o'clock) nor then until the negro Jacob told Mr Jenkins that the hogs were mutilating his remains, Jenkins then ordered the negroes to dig a pit in the Woods, and put him in and cover him up which they did,

The above statement was corroborated by the Prisoner "Jacob."

On Monday Evening (the 5th ulto) Mr A. J. Derby made the above statement to me. The next Morning I sent a detail of men who arrested Jenkins, King, and a man by the Name of Freeman & Jacob Col'd. Cook made his Escape on the morning after the Murder.

Judge Coleman and other Citizens of Livingston Came with the Prisoners for the purpose of getting me to turn the case over to the Civil authorities of Sumpter County, which I declined doing until I heard from "Hd. Qrs." and upon receiving your despatch I sent the Prisoners under Guard to Mobile, in accordance with instructions,

Hoping that the course I have pursued in this matter will meet your approval

I am General Very respectfully
Your Obdt Servant

G. F. Pierce
Bvt Major & Asst. Supt etc.
Dist. of Demopolis

M. 20. Dept South 1866
18835

Office A. Com. Bureau R.F.&A.L.
Augusta, Ga. July 17, 1866.

Respectfully forwarded to Bt. Maj. Gen. Comdg Department of the South for his information, with the request that he may direct such action as may be deemed advisable.

Davis Tillson
Bt. Maj. Genl
Asst Comr.

E. & R. 2070. Filed

M. 20. Dept South 1866
Hd Qrs. Dept of the South
Macon, Ga. July 18. 1866.

Respectfully returned to Capt F. Mosebach, A.S.A. Com. for information as to whether witnesses against the within named man could be obtained if his case was proceeded against. If they can be ascertained Capt Mosebach will give the names of the witnesses and such information as he may be able to furnish

that bears on the case.
This paper to be
returned to these Hd-
Qrs. Direct.
By command of
Bvt. Maj. Genl Woods
[illegible]
E13a. A. A. Genl.
99
~~Lindsey Cooper~~

File

Recd Dept South July 18th 1866

M. 330 and 1866

Recd OAC July 16th 1866

Office Act. Sub. Asst. Comm.
Bureau of R. F. and A. L.
Columbus Ga. July 13 1866.

Capt. W. W. Deane
Asst. Adjt. Genl. of Geo.
Captain

I have the honor to report that Cooper Lindsay has returned to this City and is ~~again~~ living here. He is the same man that shot a colored soldier of a Batt. of the 103d U.S. C. T. then stationed in this City, about the 13th of February last. An attempt was made at the time to arrest him, but hundreds of armed citizens interfered, and even threatened to attack the troops and drive them out of town. Lindsay consequently had an opportunity to escape. — The whole circumstances were reported by me to your office, when a report was ordered to be furnished in consequence of a letter written by a Mr. Turner to the Sec. of War.

It is useless to turn the matter over to the

Civil Authorities, as there are but few citizens here that do not consider Lindsay their benefactor, and the immediate cause of having been relieved from the garrison of the colored troops. Since his return he has not been molested in the least, and no attempt has been made by the Civil Authorities to have him punished.

I am

Very respectfully

Your obt. servt.

Fred. Mosback

Capt and A. A. A. Genl

Dist of Columbus.

Office Act. Sub. Asst. Comr.
Bureau of R. F. and A. L.
Columbus Ga. July 23. 1866

A. Ramsey Ninninger
Asst. Adjt. General.

Sir :

I have the honor to return the enclosed paper with the following information in regard to the riot resulting from the shooting of a colored soldier by Cooper Lindsay of this City. In the beginning of Feby. last Columbus received a garrison of two Companies of the 103d U. S. C. Troops. The Citizens never had seen any colored soldiers in their midst, they considered it an insult, a disgrace to them, and all possible means were employed to get rid of the garrison. The City was in a continuous state of excitement from the beginning, difficulties occurred in the streets daily between soldiers and the people, (of which, in most cases the people were to be blamed) and when the Lindsay affair took place, men rushed into the streets with arms cursing and threatening to drive ~~out~~ every d— Yankee out of town. If it had not been for

the wise interference of some of the leading citizens and the strict confinement of the troops within the barracks for several days, the result would have been fatal.

Lindsay, the cause of all this, is a young man of good family, but of reputed character and known as a rowdy, he had been drinking that day in company with others, and it is said that he remarked during the day, that he would kill one of them damn niggers before night. Towards evening he walked up Broad Street with one of his drunken companions, Hubert Rutherford, when he met the soldier alone, coming towards him. He cursed him for giving him not more room to pass and struck him with a whip, the soldier drew his bayonet, whereupon Lindsay fired three times with a revolver, wounding him twice in one arm and once in the other. It so happened that a Corporal and 6 men, who had been on guard at my office + and returning to the barracks, arrived at the spot when their comrade was shot. The Corporal tried to arrest Lindsay, Citizens and policemen interfered, blows and shots were exchanged,

and Lindsay escaped. Several shots were fired by the exasperated soldiers from the windows of the barracks on passers-by, and a gentleman with the name of Warner, who passed the barracks, was wounded and died in consequence thereof."

Lieut. Col. Bogart, Comdg. the 103d U.S.C.T. and Dist. of Macon Ga. arrived next day and investigated the affair. I have heard since that the Civil Authorities, (the Regiment being out of service) intend to prosecute some of the officers and soldiers for the murder of Mr. Warner by process of Civil Law.

The following named persons can serve as witnesses in the case, viz:

Joseph E. Webster, Asst. Assr. Int. Revenue, Columbus Ga.
Lieuts. Pettit, Mulligan and Rose, 103d U.S.C.T.
Mark Franklin, freedman, Columbus Ga.
Morris Thomas do do
William Wynn do do
Alford Harris do do

I am
Very Respectfully
Your obt. servt.
Fred. Mosebach
Capt. and A.S.A. Comr.

18836

Savannah Georgia

1 February 8th 1866

F 41 D.G. Apl 2, 1866

Statements of

John Foley

J. D. McDonald

W. H. Williams

Relative to certain Cotton seized by the U.S. Government and claimed by J. O'Keefe

See B 133	D.G.		1865
See D 15	D.G.		Vol. 2. 1866
See E.B. 463	D.G.		Vol. 1. 1865

[illegible signature]

Recd D.G. Apl 13th

Testimony taken before Capt W. S. Coston 103 U.S.C. Infantry Provost Marshal, Savannah Ga, Relative to a lot of Cotton taken by the U.S. Government, part of which Cotton being claimed by Mr James O'Keefe.

J. D. McDonald being duly sworn testifies as follows,

I was employed by the U.S. Government as Stevedore, or in any other capacity that they placed me, in January & February 1865, I was employed in collecting Cotton, captured by U.S. Government, in the city of Savannah by Col Ransom & Simeon Draper Collector of the port of New York. During those months I received personal orders from Mr Draper to proceed to the premises 118 Broughton Street, and remove from the cellar of said premises I think, Thirteen (13) whole bales of cotton and about Twelve (12) or Thirteen (13) bales of loose Cotton.

I delivered the whole bales to Mr Foley who was a Government Agent, and the loose Cotton I delivered to Mr Daniels who was an agent of Mr Draper.

At that time Mr James O'Keefe, claimed to be the owner of a portion of that Cotton, how much he did not distinctly state - The building was under charge of a Military guard,

at the time of removal of said Cotton

(Sd) John D. McDonald.

Sworn to and subscribed before me
this 8th day of February 1866
at Savannah Ga.

(Sd) Wm. J. Castine
Capt 103 U.S.C. Infantry
Provost Marshal.

John Foley being duly sworn testifies as follows,

I was employed by the U.S. Government under the control of Col Ransom, my business was collecting and receiving cotton for the U.S. Government, as receiving Agent I received a lot of cotton the amount I cannot tell from Broughton St. whatever amount I received from said premises, went through the press, and was shipped on Government account. At that time a strict Military Guard was kept over all cotton, taken by the Government, and could not be removed without proper Authority.

(Sgd) John Foley.

Sworn to and subscribed before me
This 8th day of February 1866
At Savannah Ga.
(Sd) Wm. J. Easton
Capt. 103 U.S.C. Infy.
Provost Marshal.

W. H. Williams. Citizen of Savannah being duly sworn
"testifies as follows."
I have been acquainted with O.W. O'Keefe since 1854. I am a native of the Country and have never been in the Confederate Service. I have never known O.W. O'Keefe to exercise the rights of citizenship in any form, shape, or manner, He was exempted from service from being a British Subject. I have never known him to be engaged in Blockade running, If he had I would have known it,
(Sd) W. H. Williams.

Sworn to and subscribed before me.
This 8th day of February 1866.
at Savannah Ga.
(Sd) Wm. J. Easton
Capt. 103 U.S.C. Infy.
Provost Marshal.

D. 104. (R.R.S.) 1866
F 12 . . 18837 1866

Caroline Duncan and Harrison Duncan, both Col^d - are now, and have been in Jail since the 1st of January last, I respectfully ask a hearing for them, they are charged with being interested in the murder of Mr Carmichael -

Feb 3, 66
Citizens

Rec^d Jan 6. Fwd^d 10th

D. 104
F. 12
18837

Caroline Benson and Harrison Benson, both Col'd - are now, and have been in Jail since the 1st of January last.

I respectfully ask a hearing for them. They are charged with being interested in the murder of Mr Carmichael —.

Feb 3, 66
[illegible]

H^d Q^rs [illegible]
February 19th 1866

Respectfully returned with the recommendation that these men be released. There is no evidence against them, they were merely arrested on suspicion and have been in confinement for over one (1) month.

R E A Crofton
Bvt Maj USA
Comdg

Rec^d [illegible] 6 [illegible] 1866

Office A. A. Com'r - Bureau R. F. & A. L.
Augusta, Ga. Feby 16th 1866

Respectfully referred to Bvt. Maj. Gen. Brannan Comm'dg Dept of Georgia.

Davis Tillson
Brig. Gen. Vols. & A. A. Com'r

By W. W. Deane
Capt & A. A. G.
In the Gen'l's absence.

Com. 98.

Head Qrs Dept of Georgia
Augusta Ga. February 17th 1866

Respectfully referred to Bvt Major R. C. Crofton for report

By command of
Bvt Maj Genl Brannan

[illegible]
A. A. G.

Head Qrs Dept of Georgia
Augusta Ga February 2[illegible] 1866

Respectfully referred to the Hon Mayor of the City of Augusta for information as to whether the Police are in possession of any evidence against these men that warrants their further detention in Jail

[illegible]

Respectfully
Jn M Brannan
Bvt Maj Genl Vols
Comdg Dept

Mayor's Office
Augusta 22 Feb 66

Respectfully returned, I have consulted the Capt of Police and the Prosecuting Attorney, and am satisfied that there is not sufficient evidence to hold the parties refered to, I can therefore see no reason why they should not be discharged

Respectfully
Robt H May
Mayor
City of Augusta

Recd [illegible] Feby 23 / 66
Filed, [illegible] 124 of [illegible] Vol 2

Office Agent Freedmen's Bureau,

Augusta, Ga., Feby 3 1866.

Captain

I am informed that Caroline Benair and Harrison Benair both Col^d have been in Jail from about the 1st of January last, charged with being interested in the murder of Mr. Carmichial, I most respectfully ask that these men have a hearing, and if guilty punished as their crime would merit, and if innocent that may be liberated,

I am
Respectfully
Yours Obdt Servt

Captain
W W Deane
A. A. G.

Jacob R Davis
Agt. Freedmen Bureau
Richmond County

I had a conversation a few days since with Mr. A W Carmichial the father of the young man who was murdered, and for which these these boys are incarcerated in Jail, that he had no clue as to who committed the act.

J. R. D.

McLanen Joseph

, 14th New York Hy. Arty.

CERTIFICATES OF DISABILITY.
FINAL STATEMENTS.
FURLOUGHS.
HOSPITAL NOTICES.
MEDICAL CERTIFICATES.
MISCELLANEOUS.

Mc Clannen Joseph.

ROO

4

ROL

6