

Proceedings of a Garrison Court Martial of which Major
Ketchum is President

7th March 1825

The Court tried Sergt Smith on the following Charge
Sergt Smith (Co. B 6th Infy) is charged with suffering a riot
to take place in his presence & with not endeavouring to suppress the
same this at Fort Atkinson on or about the 6th March 1825.

Signed B Riley
Capt 6th Infantry

To which Charge the prisoner pleaded "Not Guilty."

Lieut. Day a witness for the prosecution being duly sworn says on
Sunday the 6th Inst at this place two dogs got to fighting in front
of my quarters or near them--a part of Capt Riley's Company was
sitting in front of their quarters—Sergt. Smith the prisoner was among
them. The most of the men were setting the dogs on or encouraging them
to fight--I could not discover one that tried to stop them--at the close
of the affair two men got to fighting, one of them belonged to Comp B
& the other to I, 6th Inf. The prisoner was present during the time
& I did not observe that he acuted himself in the least to stop the riot
and noise.

Serg Wyatt a witness for the prosecution being duly sworn says
on or about the 6th Inst, I came out of my room, when I saw Sergt.
Smith trying to stop some dogs from fighting but he did not succeed
in stopping them--afterwards he hissed them on & slapped his hands to
make them fight--Corpl. Wilson came out of his room and tried
to separate the dogs--immediately afterwards he was engaged in a
quarrel with a man in Compy. I in consequence of having attempted
to separate the dogs--I did not see Sergt. Smith make the least
exertion to stop the noise--it was finally stopped by Lt. Andrews
Questn by the prisr. What was my situation when you came out of
your quarters--could I have stopped the dogs from fighting?
Answer I do not think the prisoner could have stopped the noise in conse
quence of the crowd around the dogs--The men rushed in from the

???

Hall witness for the prosecution says on or about the time specified I heard a noise and went out of the door when I saw Sergt Smith standing on the porch I did not notice that Sergt Smith tried to stop the noise while I was there--nor did I know of his attempting to stop the riot occasioned by the men fighting--

Questn by the prisoner. Did I not tell you to part the dogs-- that Capt Riley would be angry if his dog was injured?

Answer I do not recollect of hearing the prisoner.

Corpl Wilson a witness for the prosecution being duly sworn says: on the time specified I was in the Cook room when the noise commenced--I went out and saw the dogs a fighting--Sergt Smith was present but did not to my knowledge make the least exertion to stop the noise.

Questn by the prisoner. Could you or any other man have heard me if I had tried to stop the noise?

Answer--I do not think you could have been heard.

11th March 1825. Private Colwell a witness for the prisoner being duly sworn says on or about the time specified I came along in front of the quarters of Compn B when I heard Sergt Smith say, boys you had better stop those dogs from fighting--Corpl. Wilson attempted to separate the dogs--King of Compy I caught Wilson & prevented him from doing so--Sert Smith then ordered Corpl. Wilson to take King to the Guard house, also said if Wilson did not take him to the Gd House he (Sergt Smith) would confine them both--The prisoners orders were not obeyed nor did he exert himself to have them obeyed. There was no other riot or disturbance among the men except the quarrel between Corpl. Wilson & Prt. King.--

Maj. Ketchum was called upon by the prisoner to state how long he had known him (the prisoner) & what had been his general character as a soldier--who being duly sworn says: I do not recollect of noticing any particular acts of the prisoner's until last spring--I have frequently seen him superintending the Compy duties viz Gardens, Fields & c--I was pleased with his efficiency & attention and him detailed

on the farming party of which I had the superintendence-- he performed his duty to my entire satisfaction and I must do him the justice to say that he did his duty as well as any non commissioned Officer I ever had under me.--The prisoner stated to the Court by way of paliation for the offence of which he is charged that the cause of his not attempting to stop the noise personally was that he had a few days since injured his hand and & [sic] it was still very sore.

The testimony being through the court was cleared and the whole of the proceedings read over to the Court. The following sentence was pronounced--The Court after mature deliberation on the testimony adduced find the prisoner guilty of so much of the charge a relates to his suffering a noise to take place in his presence without taking proper means to stop the same & do the duties of a private sentinel during the time of his suspension.

10th March 1825. The Court met agreeably to the adjournment on the last proceedings. Present Majr Ketchum president
Leuts Harney & Gwynne Members, Lt. Richardson Recorder.--

Was next tried Private Crosby on the following Charge & Specn
Charge Lying
Specn. In this that he the said private John Crosby of Compy F 6th Inf at Fort Atkinson on or about the 9th March 1825 did say to Corpl Nation of Lt. Compy B 6th Inf that he private Crosby, had permission from the AA QM to haul wood from the pile on or near the river bank or words to that effect

Signed R Holmes

Lt & AAQM 6th Inf

To which Charge & Specn. The prisoner pleaded "Not Guilty"
Lieut Holmes a witness for the prosecution being duly sworn says neither Sergt Fleming or the prisoner had my permission to get wood from the pile on or near the river bank.

The Court adjourned to meet tomorrow morning at 9 Oclock

11 March 1825 The Court met agreeably to adjournment
Maj Ketchum President
Lieuts Harney & Gwynne Members
Lt Richardson Recorder

Corpl Nation a witness for the prosecution being duly sworn says on the evening of the day specified the prisoner came down to the river and asked me if I had any big logs--I told him I had none but that I was going over the river to get some. I then asked him what he wanted of them--he said that Sergt Fleming had been to the A.A. Qmaster who told the Sergt to send & get a load of wood The evidence being closed the Court was cleared & the proceedings all read over to the Court, when the following sentence was pronounced--The Court after mature deliberation on the testimony adduced find the prisoner John Crosby not Guilty as charged do therefore acquit him.

Was next tried private John Armstrong on the following Charge---John Armstrong a private Soldier of Light Co B 6th Infty is charged with being drunk on drill at Fort Atkinson on or about the 5th March 1825--

Signed B. Riley
Capt USA

To which Charge the prisoner pleaded "Guilty"
The Court confirm the plea of the prisoner & find him Guilty as Charged & sentence private John Armstrong to have his whiskey stopped for thirty days--to have his half monthly pay stopped for one month both of which to be appropriated for the use of the Compy to which he belongs.--

Was next tried Private Stephen Douglass on the following Charge & Specn.

Charge Theft
Specn. In this that he the said Private Douglass of Compn. D 6th Infty did in a clandestine manner take one or more muskets from the Garrison the property of the United States this at

Fort Atkinson on or about the 8th March 1825

Signed GW Folger
Lt. 6th Inf

To which Charge & Specn. The prisoner pleaded "Not Guilty"
Corpl. Tolman a witness for the prosecution being duly sworn says
on the evening of the day specified after retreat the prisoner went
to the Sergt of the guard to get passed out of the garrison with
a musket--The Sergt refused to let him go--the prisoner then
attempted to get out with the musket after having taken it to
pieces--he was detected & confined--after which the prisoner confessed
to me that he had taken one musket from the garrison on the morning
of the day of his confinement. I have obtained the musket taken away
in the morning--neither of them belonged to the prisoner.

Private Gamble a witness for the prosecution being duly sworn says
on the evening of the day specified the Prisoner & myself came unto
the garrison to attend drill on learning that there was no drill
we were both passed with our arms to go to the soap house where
we were employed--I do not know whether the musket the
prisoner took belonged to him or not.

The testimony being closed the Court was cleared & the whole
of the proceedings read over to the Court--the following sentence
was pronounced--The Court after mature deliberation on the
testimony adduced find the prisoner Stephen Douglass guilty of
so much of the specification as relates to his having taken one
musket from the Garrison & attempting to take another--neither
of which belonged to the prisoner & Guilty of the Charge do
sentence him to have his whiskey stopped thirty days--to have his
half monthly pay stopped for two months both of which to be
appropriated for the use of the Company to which he belongs--
To be confined in the cells ten days & to live on bread & water
There being no further business to transact the the [sic] Court
adjourned Sine Die

D Ketchum Maj
Prdt Court

Hd Qrts. Fort Atkinson
March 13, 1825

Orders

The further proceedings of the Garrison Court Martial of which Maj Ketchum is President are approved The sentences will be respectively carried unto effect--Those prisoners who have been acquitted will be released & return to duty.--The Court is dissolved

H. Leavenworth
Col. Comg

Proceedings of a Garrison Court Martial convened at this Post by virtue of the following order

Hd Qr Fort Atkinson
19th March 1825

Orders

A Garrison Court Martial will convene at 10 O'clock for the trial of each prisoners as may be brought before it

Capt. Gantt President
Lieuts Nute & Stuart Members
Lieut Miller Recorder

By order of Col. Leavenworth
J Pentland Adj 6th Infty

The Court met pursuant to the above Order

Captn Gantt President
Lieuts Nute & Stuart Members
Lt Miller Recorder

and after being sworn in the presence of the prisoner to be tried was being previously asked if they had any objections to the members of the Court named in the above order & replying in the negative proceeded to the trial of James Davis on the following Charge viz James Davis a private soldier of Light Comp B 6th Infty is charged with being drunk at Fort Atkinson on or about the 14th March 1825.

Signed B Riley
Capt. 6th Infty

To which Charge the prisoner pleaded Not Guilty
Capt Riley of 6th Inf a witness for the prosecution being duly sworn
says on or about the time specified in the charge the orderly Sergeant
of the Company informed me that he had warned the prisoner for Guard
& that he was too drunk to go on, after the prisoner was confined I went
to the Guard house & found that the prisoner was drunk.
Sentence--The Court being cleared & the proceedings read over, they
after mature deliberation on the testimony adduced find the prisoner James
Davis Guilty of the Charge preferred against him and to sentence
him to be reprimanded by his Commanding Officer & to have his rations of
Whiskey stopped for the record of one month.

The Court then adjourned untill tomorrow at 9 O'clock
March 20th. The Court met pursuant to adjournment.

Capt Gantt President
Lieuts Nute & Stuart Members
Lieut Miller Recorder

Private Joseph Sanders of Compn K 6th Infty the following
Charges & Spectn Charge Disobedience of Orders--Specfn In this that
he the said Sanders of 6th US Infty when ordered to prepare for & mount guard by Corpl
Alury of the aforesaid Comp & Regt. positively refused to do so by saying
that he would not mount guard or words to that effect this at Fort
Atkinson on or about the 17th March 1825.--
Spect 2nd In this that he the said Sanders a private of Compy K 6th
Infty when ordered to prepare for & mount guard by Corpl Alury of the
aforesaid Compy of Regimt did utterly neglect so to do but become intoxicated
and absent himself from his Compy Quarters without permission at Fort
Atkinson on or about 17th March 1825.--

Signed J. Nichols
Lt & Comm of Compy

To which Charge & Specn the prisoner pleaded "Not Guilty"
Capt Alury of Co K a witness for the prosecution being duly sworn says

while I was doing the orderly duty of the Company I ordered the prisoner to prepare for guard he replied that he should not & could not & that he was not able to mount guard, it was on the 17th of March, 1825. had I ordered the prisoner to prepare for guard the prisoner had been drinking but not enough to prevent him from doing his duty.

William Carroll a witness for the prosecution being duly sworn says: on or about the time specified I heard Corpl King order the prisoner to go on guard the prisoner replied that he was not able--I thought the prisoner was intoxicated on that morning.--

Sentence--The evidence being heard & the Court cleared--The Court after mature deliberation on the testimony adduced find the prisoner Joseph Sanders Guilty of 1st Specn Guilty of the 2nd Specn leaving out the words and absent himself from his Compy & Quarters without permission & Guilty of the Charge & do sentence him to be confined in the Guard house during the night for ten successive nights, to wear a neck yoke with a ball & chain attached to it for ten days, to be confined in the Choke box one hour in the morning & one hour in the evening for the same time & during the period that he is not confined to do the menial duties of the garrison & to have his rations of whiskey stopped for ten days--

Private William Mallow of Compy H 6th Infty was next tried for the following charge & Specn Charge Drunkenness on Duty

Specn In this that he the said private Wm Mallow of Battl Compy H 6th Inf did become so much intoxicated while one of the police Guard at Fort Atkinson is to be made to perform the duties of a Sentinel. This at Fort Atkinson on or about the 17th March 1825

G W Folger
Lt & Off Guard

To which Charge & Specn the previous pleaded "Guilty"

The Court confirm the plea of the prisoner Wm Mallow & sentence to have half his monthly pay stopped for two months, to have his rations of Whiskey stopped for thirty days to be appropriated to the use of the Compy to which he belongs & to ride the wooden horse two hours each day for three days & to be confined in the

guard house for the same period.

Private Alexander Montgomery was next being tried on the following Charge & Specn preferred against him by Lt. Richardson

Charge Disobedience of Orders

Specn. In this that he the said Private Montgomery of Compy B 6th Inf did discharge fire arms in the vicinity of the garrison & in such direction as to have the ball fall in the garrison thereby endangering the lives of the men & contrary to the existing orders of the garrison, this at Fort Atkinson on the 15 March 1825.--

Signed A Richardson

Lt & Officer Guard

To which Charge & Specn the pris pleaded "Not Guilty."

Private Lawson of Compy E a witness for the prosecution being duly sworn says I saw the prisoner fire his musket in the vicinity of the garrison at the time specified but I did not see where the ball fell nor did I see which way the gun was pointed.

The evidence being closed in the case the prisoner Alexander Montgomery was then tried on the following Charge preferred against him by Lieut R Holmes viz Private Alexander Montgomery of Light Company B 6th Inft is charged with selling or otherwise supplying private Rogers of Compy C 6th Inf with Whiskey while he Rogers was intoxicated this at Fort Atkinson on or about the 14th March 1825--

Signed R Holmes

Lt & or Mr

To which Charge & Specn the prisoner pleaded "Not Guilty."--

Private Rogers of Compy C a witness for the prosecution being duly sworn says on or about the time specified The prisoner got me to do some work for him & after I had finished it he offered me pay for it I told him I charged him nothing for it, he then asked me if I would drink something with him & as I made no objections he brought about a gill of Whiskey which we drank--The whiskey he gave me did not make me drunk.

The evidence being closed I the prisoner being asked what he had to say in his defence relative to the charge stated that he was a new recruit & knew

very little about the orders of the garrison that he had seen a dog destroying an officers chickens & that he thought it was his duty to prevent the destruction of any officers property & that he shot his musket at the dog to prevent him from killing the chickens

The evidence being read over and the court cleared after mature deliberation on the testimony adduced find the prisoner Alexander Montgomery Guilty of so much of the specn of the 1st Charge as relates to his having fired in the vicinity of the garrison & Guilty of the 1st Charge & Specn but attach no criminality to it they do therefore acquit him. They find the prisoner guilty of so much of the 2nd Charge as relates to his having given Private Rogers part of a gill of Whiskey but attach no criminality they do therefore acquit him of the charges--

Private Elkins of Compy G 6th Inf was such tried on the following Charge viz--Private Josiah Elkins of Battln Compy G 6th Infy is charged with drawing the rations of four men belonging to the chopping party for six days & neglecting to turn over the the [sic] whiskey part of the said rations (amounting to twenty four gills) either to the Non Commissioned officers of the party or to the men to whom it belonged--this at or near Fort Atkinson on or about the 7th March 1825

Signed G.W. Waters
Lieut 6th Inf

To which Charge Charge [sic] the prisr pleaded Guilty
The Court confirms the plea of the prisoner & find him guilty as charged & do sentence him (Josiah Elkins) to have the whiskey part of his rations stopped for twenty four days (to make good the whiskey embezzled by him) to ride the wooden horse one hour in the morning & to be confined in the Choke box one hour in the evening for three days & to be confined in the cells while not in the Choke box or on the wooden horse for the period of ten days.
Sergt Soloman Wyatt was such tried on the following Charges viz
Sergt Solomon Wyatt of Light Compy B 6th Infy is charged with getting drunk at or near Fort Atkinson on or about the 19th March 1825 he is also Charged with going on the sick report without being sick except the effects of drinking at Fort Atkinson on or about the 20th March 1825.

he is farther charged with selling, going or otherwise making way with two gallons & one gill of Whiskey belonging to the Company afore ==said at Fort Atkinson on or about the 20th March 1825.--

Signed B. Riley

Capt. 6th Inf

To which Charges the prisoner pleaded Not Guilty

Asst. Surgeon Nicolls a witness for the prosecution being duly sworn says on or about the 19th March 1825 Sergt. Wyatt was on the sick report but he did not appear to me to be sick.

Segt Smith a witness for the prosecution being duly sworn says I know nothing about the charge.

Corpl. Wilson a witness for the prosecution being duly sworn says when on or about the 20th March the Compy. Was turned over to me by Sergt. Wyatt, two gallons and a gill were missing

Questn. by the Court.--How much whiskey was drawn from the Commissarys= for the use of the company by Sergt Wyatt on the 19th March?

Ansr. Six Gallons minus one pint.

Questn. By Prsr. When you delivered the Whiskey drawn from the Commissary's to us did you measure it?

Ansr. No I did not.--

Questn. By Prsr. did I turn the Compy Whiskey over to you?

Ansr. No you did not

Questn. by the Court--Was the prisoner drunk on or about the 19th March 1825?

Ansr. The prisoner was drunk on the 20th

Private Leach a witness for the prosecution being duly sworn says: I stay in the same room with the prisoner & he did not appear to me to be drunk at the time specified.--on or about the time specified I saw the prisoner give away about three gills of the Compy. Whiskey.--

The Court being cleared & the proceedings read once after mature deliberation on the testimony find the prisoner Sergt Solomon Wyatt "Not Guilty" of the 1st Charge "Not Guilty" of the 2nd Charge Guilty

of giving away three gills of the Compy Whiskey & not Guilty of Charge & do Sentence him to make good three gills of Whiskey to the Company. The Court give no weight to the testimony of Corpl. Wilson in as much as the Corpl. when cross questioned by the prisoner did contradict the narrative part of his testimony--The Court adjourned

Sine die

J. Gantt
Capt 6 Infty
Presidnt of the Court

Hd Qrts Fort Atkinson

Orders

23rd March 1825

The proceedings of the Garrison Court Martial of which Capt Gantt is Prsident are approved--The sentences will be respectively executed with the exception of the last part of the sentence in the case of Private Elkins of Co G 6th Inft in these words "& on the wooden horse for the period of ten days" which is hereby remitted-- Those acquitted wil be released & return to duty--

The Court is dissolved

H. Leavenworth
Col. Comg.

Proceedings of a Court of Enquiry held at Fort Atkinson
31st March 1825 by virtue of the following Order

Hd. Qr. Fort Atkinson

Orders

31st March 1825

Upon the application of A. Savery a Court of Inquiery will assemble forthwuth at such place as the president their of may direct to investigate a Charge or accusation exhibited against said Savery by Lt. Richardson of the 6th Regt. of Infty

The Court will consist of Major Ketchum President
Capt Mason, Capt Spencer of the 1st Infty, Members and Surgeon
John Gale Recorder. The Court will report the evidence in the
case and their opinion on the point, whether said Savery is exscuable
to Military law and of to whether the circumstances of the case require the
intervention of a Court Martial

Signed, H Leavenworth
Col. Comdg.

The Court met persuant to the above Order

Present

Major Ketchum USA President
Capt Mason } Members
Capt Spencer
Surgeon John Gale Recorder

The Court after being duly sworn proceeded to investigate the
case of A Savery agreeably to the above order and after having
examined a Contract between Brig. Genl. Atkinson and A Savery
dated 4 Novr.1823 had a special order of the same date signed by
Brig. Genl. Atkinson are of the opinion that A Savery is not aminable
to trial by Court Martial

D Ketchum
Maj USA President of the Court

Orders

Hd Qr Fort Atkinson
31st March, 1825

The proceedings and opinion of the Court of Inquiry
of which Major Ketchum is President are approved. A Savery
who has been confined by Lt Richardson will be released from confine=
ment immediatly The Court dissolved

H. Leavenworth
Col. Comg.

Head Qrts. Fort Atkinson
1st April 1825

At the request of Wilburn Rash of Company, H,
6th Infty a court of enquiry will Convene at 10 Oclock this
morning, and investigate a Charge or accusation preferred against
him by Lieut Andrews 6th Infty. The Court will report the evidence
& their opinion of the case--The same Court will Constitute a
Garrison Court Martial for the trial of such prisoner as
may be brought before it.

Capt Riley President
Lts. Hutter & Batman members
Lt. Crossman Recorder
By order of Col Leavenworth
Signd J. Pentland
Adj. 6th Regt.

The court convened agreeably to the above order
Present Capt Riley President, Lieut. Hutter & Batman
members, Lt Crossman recorder, and being duly sworn in
presence of the accused, who being previously asked if he had
any objection to either members named in the order and
replying in the negative, proceeded to envestigate an accu==
sation preferred against private Rash of Company H, viz
Private Wilburn Rash of Company H 6th Infty is accused
of stealing, or taking from private Huff of Company, H,
a Silver repeating Watch the property of Lt. Andrews; and
valued at thirty dollars, this at or near Fort Atkinson on
or about the 22nd August 1824. The aforesaid watch being in
possession of private Huff in order to repair

Witness (Signd) G Andrews
Private Huff Lt 6th Infty
“ A. King
“ Gibson

March 14th 1825

Private Huff a witness for the accusation being duly sworn says, that on or about the 14th March 1825 Gibson of Company G, told me that he could give me some information about who stole a watch which I had in my case in order to clean for Lt. Andrews.

Private J. Brown of Compy B, a witness for the accusation being duly sworn states, that he heard Gibson of Company G, tell Huff of Compy. H. that Corporal Connor had the watch which was stolen from Huff, in keeping for Rash of Co. H.

Private King a witness for the accusation being duly sworn states that on or about the 11th March 1825, and on the evening of that day while in front of the Qrs. Of Co. H in Company with Gibson and the accused, he heard Gibson Hurrying Rash the accused to be off. Rash replied that he wished he Gibson would not be in a hurry, as he wanted to see Corporal Conner in anour to get his watch from him, upon which Gibson replied Oh! Damn the watch, or words to that effect, it is of no consequence never mind it. Rash replied that it was a good watch, and it was the one he had stolen from Huff at the Band house, and asked if he had not heard of Lieut Andrews loosing a watch last summer--upon our answering that we had heard so, he the accused said this way the same Question by Lt Andrews the accuser. On or about the 14th March 1825, did you not hear the accused say in my presence that he the accused might have made use of such expressions as you recall in you testimony regarding his having stolen my watch from Huff?

Answer. I did.

Ques. by the accused. At the same time did I not say to Lt Andrews that although I might have told you and Gbison that I wished to go for my watch, yet it was merely an excuse to get side ? at the Company of Gibson.

Answer. you did.

Private Gibson of Company G, a witness for the accusation being duly sworn states as follows viz. On or about the 11th March 1825 while in front of the quarters of Compy H & in Company with the accused and private King of I Company, the accused said he must go into the house. I asked him what he was going into the house for? He replied that he wanted to see Corporal Conner to get his (the accuser's) watch. I then asked him where he got the watch, and added that it was of no account. He said yes it was, it was worth forty or fifty dollars. I again asked him where he had got it--he replied that he had stolen it from Huff, and asked me at the same time if I had not heard of Lt Andrews loosing a watch last Summer. I replied that I had heard of it. he added that he had the watch, and had stolen it from Huff. I then asked him where it was--he replied that Corpl. Connor Had it and was keeping it hid from him--The accused then told me to remain there a moment while he went in to see Corpl Coonor in the room he the accused went in accordingly and in a few moments returned, saying that he could not find Corpl. Connor, but that he would give King of Co. I, a piece of writing, so that he King, might get the watch.

Quest' by the accused. As you know whether I did, or did not give King an order for the watch.

Answer. You gave him a piece of paper, and observed that there was an order & that if he King would show it to Corporal Connor he would get his watch.

Corporal Conner a witness for the accused being duly sworn says I nver had a watch in keeping for Rash the accused, and know nothing of the circumstances of the accusation.

Question by Court have you or have you not heard of a watch being stolen from Huff of Company H, belonging to Lieut Andrews.

Answer. I have heard it frequently mentioned

Ques. by the Court. did or did not private King of Comp
I present you with an order to get the watch.

Ans. he did not.

Lieut Richardson being called as a witness for the accusation and duly sworn says in answer to the following.

Ques. by the accuser Lt Andrews. On an examination of the accused by you, did not he the accused say that rather?

Be put in the guard house he would pay me thirty dollars?

Answer, he did

Private King a witness for the accusation being again called says in endeavor to the following

Ques. by the Court. Did or did not the accused give you an order or taken with which you were to obtain the watch from Corporal Conner?

Answer. He the accused gave me a piece of blank paper which I tore up immediately.

The Court after mature deliberation on the testimony adduced and of Opinion that there is sufficient ground for a Charge

The Court of Enquiry adjourned Sine Die.

Head Qrs Fort Atkinson

Orders 2nd February 1825

The proceedings and opinion of the Court of enquiry of which Captain Riley is president are approved.

But in consequence of the great length of time which will probably elapse before a Competent court can be Convened the arrest of private Rash of Company H 6th Infantry is hereby suspendid untill further Orders.

H. Leavenworth
Col. Comg.

Proceedings of a Garrison Court martial held at Fort Atkinson Council Bluff on the 2nd April 1825 by virtue of the following Order

Head Qrs Fort Atkinson

Orders 1st April 1825

At the request of Wilburn Rash of Company H, 6th Regt a Court of enquiry will convene at 10 Oclock this mor-
ning and investigate a charge or accusation preferred against him by Lt. Andrews 6th Infty. The Court will report the evidence & their opinion of the case--The same court will also constitute a Garrison Court Martial for the trial of such prisoners as may be brought before it.

Capt Riley President
Lieuts Hutter & Batman, members
Lieut Crossman recorder

By order of Col Leavenworth
Signed J. Pentland
Adj 6th Regt

The Court met pursuant to the above order present Captain Riley president, Lts. Hutter & Batman Members, Lieut Crossman recorder and being duly sworn in presence of the prisoner who being previously asked if they had any objections to either member mentioned in the order, & replying in the negative proceeded to the trial of Sergt John Lathrop of Company G 6th Infantry Charged with riotous conduct. Spec In this that he the said Sergt John Lathrop of the above mentioned Company & Regt. did strike and Otherwise abuse Segt. Walker, Orderly Sergeant of Co. G, 6th Infty at Fort Atkinson on or about the 27th March 1825 Spec 2d In this that he the said Sergt John Lathrop did follow Sergt Walker order of Co. G, 6th Infty into one of the Company rooms of said Company and challenged and dare him Sergt. Walker, to fight with him in presence of the private soldiers of said Comg at Fort Atkinson, on or about the 27th March 1825

Signd. J. Gantt

Witnesses

Capt. 6th Inft

Sergt Walker

private Kelly

“ Dailey

“ Bird

To which charge & Specifications the prisoner pleaded not guilty--Private Kelly a witness for the prosecution being duly sworn says, on or about the time mentioned in the Charge, I was in one of the rooms of Co. G. When Sergt. Lathrops little boy came in crying, and told his mother that Sergt. Walker had been frightening him by saying that he, Walker, would put him into The Choke box or guard house. Shortly afterwards, the prisoner came in, when his wife informed him of what had taken place respecting the boy--In a few minutes Sergt. Walker also came into the room, and was asked by the prisoner what he was doing to his boy--Sergt Walker replied that he had done nothing to the boy.

Sergt Lathrop than added that if his boy had done any thing wrong, he Walker, should have informed him of it, I he would have punished the boy, immediately after which the prisoner struck Walker.

Ques. By the prisoner. Do you or do you not know whether Sergt Walker had been in the habit for three or four days previous of abusing my children, and did I not caution him not to do so again.

Answer. I do not recollect.

Ques. by Court. Did or did not Sergt Walker inform the prisoner that he Walker was ordered by Lt. Nute to present the children of the prisoner from making filth on the company parade.

Answer. I do not know.

Question by prisoner. On the evening previous to the affair did not Sergt Walker abuse one of my boys in my presence by calling him a damn'd liar?

Answer. Not that I know of.

Private Daily a witness for the prosecution being duly sworn says on or about the time mentioned in the charge, while employed in Cooking in one of the rooms of Compy G I saw the prisoner & Sergt Walker engaged in a scuffle, saw no blows pass, but heard Walker say to the prisoner "dont strike me again" Walker went out soon afterwards followed by the prisoner

Question by the prisoner, on the evening previous to this affair did not Sergt Walker abuse one of my boys to my face calling him a damn'd liar & c

Answer yes he did.

Sergt Walker a witness for the prosecution being duly sworn states as follows, on or about the time mentioned in the charge I went into the prisoners room when the prisoner comanded of me why I had chastised his children. I replied that I had not chastised them, & that whatever I might have said to them was without any intention to harm

them. He added damn you I will learn you not to chastise my children, as I intend doing it myself upon which he struck me and seized me. I pushed him off and went to my room followed by the prisoner who then dared me to fight him--I declined the challenge to fight. Private Bird a witness for the prosecution being duly sworn says on or about the time mentioned in the charge the prisoner came to the room which is under charge of Lieut. Walker, and invited him to come out of the room. The prisoner was apparently in anger. Sergt Walker replied that he should leave that with Capt. Gantt to settle--at the same time I am under the belief that the prisoner cursed Sergt. Walker. The Court after mature deliberation on the evidence adduced, find the prisoner Sergeant John Lathrop guilty as charged, and sentence him to be reduced to the rank of a private Sentinel.

The Court next tried private Ferrin of Company, B, 6th Regt. Charged with theft. Spec. In this that the said Ferrin of Co. B, 6th Infy did steal or assist in stealing and secreting a blanket belonging to Adj. Pentland from one of the stables of the public stables on or about the 30th March 1825 at Fort Atkinson

Witness. Webster, Piper Signd J. Pentland
 Baldwin Adj. 6th Infy

To which charge and Specification the prisoner plead not guilty In consequence of the indisposition of the recorder Lt Crosman, the court adjourned to the 4th Inst. at 10 A.M.

April 4, 1825

The Court met pursuant to adjournment & proceeded with the trial of private Ferrin. Private Baldwin a witness for the prosecution being duly sworn says, on or about the time mentioned in the charge, I went to the stables to take care of a horse which the Adjutant had in Keeping, and missed a blanket belonging to the Adjutant which was usually on the horse. I searched the Stables with piper and we found the blanket under the head of the prisoner who was laying asleep in one of the racks of the stable.

Private Piper a witness for the prosecution being duly sworn says Early in the morning of the day mentioned in the Charge I went to the public Stables to take care of a horse and found that the blanket had been taken off him--I searched the stables & found the blanket in one of the racks, covered up with hay I replaced in on the horse. About 3 Oclock in the afternoon I again went to the stables and missed the blanket a Second time, upon which I again Searched the Stables and found it under the head of the prisoner who was lying Secreted in one of the racks covered up with hay. The blanket alluded to, belongs to Adjutant Pentland. The Court find the prisoner Ferrin guilty of the Charge & Spec., and Sentence him to be Confined twenty days in the Cells on bread & water.

The Court next tried private William Calwell Charged with Theft. Specification In this that he the said Calwell of Company, B, 6th Infy, did steal from me of the stables of the public stables a blanket belonging to Adj. Pentland on or about the 38th March 1825 at Fort Atkinson

Witness Webster
Piper

Signd, J. Pentland
Adj. 6th Regt.

To which Charge & Specification the prisoner private Calwell plead not guilty. Private Webster a witness for the prosecution being duly sworn says--On the morning of the 30th of March 1825 I went into the public stables, and saw a blanket lying on the ground near the horse which the Adj. has in keeping. Calwell who was present picked it up and handed it to Ferrin--Calwell handed the blanket this a hole in the partition to Ferrin who was in another part of the stables. Ques. by prisoner, did you or not hear Ferrin ask me to hand the blanket to him as it was his blanket & he wanted it either to put on his horse which he was taking care of or to put under his own head--Answer I heard one of them say give me that blanket but dont know which of them spoke.

Private Piper a witness for the prosecution being duly sworn says I know nothing of the Charge and Specification against the prisoner. Private Hadyn a witness for the prisoner being duly sworn says: I was in the public stables about the time mentioned in the Charge, I heard Calwell ask Webster to give him Calwell his feed for his cattle. Webster told him to wait a few minutes, when Ferrin asked the prisoner to throw him that blanket pointing to a blanket that lay on the ground near the horse which the Acquited has in keeping, saying it is mine. The prisoner took up the blanket and threw it towards the partition on the other side of which stood Ferring, who reached through a hole in the partition & got the blanket and threw into one of the racks among the hay. Ferrin came to me about 11 Oclock told me that they had found the blanket & taken it away but that he had gone and taken it away & meant to take it home

The Court find the prisoner Calwell not guilty of the Charge & Specification preferred against him & as therefore acquit him

The Court next tried Corporal Martin of light Company B 6th Regt US Infy. Charged with making a noise in front of the quarters of Light Co A 6th Regt US Infy by swearing & cursing with men of Light Compy A 6th Regt viz. Infy at Fort Atkinson after tattoo on or about the 31st March 1825

The said Corpl. Martin of the Regt. & Company aforesaid is also Charged with returning & Commencing the disturbance at the place above stated, after being ordered to his (Corpl Martin) quarters this at the time and place above stated

Witness

Corpl Yarborough.

Lt 6th Regt. US. Infy

Signed, G. W. Waters

To which Charge & Spec the prisoner plead not guilty.

Corpl Yarborough a witness for the prosecution being duly sworn says. On the evening of the day mentioned in the Charge while tattoo was beating, the prisoner was in front of the quarters of Company, A, disputing with one of the men of Compy. A. The prisoner Complained that the man had insulted him by ordering him away without authority.

The prisoner still remained & continued noisy after tattoo Lieut Waters ordered him home & he went immediately. he returned shortly afterwards, and commenced disputing again I ordered him away but he did not go. Lieut Waters ordered him away and then Confined him.

The Court find the prisoner guilty as Charged, and Sentence him to be reduced to the Station of a private Sentinel.

The Court next tried private Rush of Compy H 6th Infy Charged with Lying. Spec In this that the said Rush did on or about the 1st day of April 1825 at the dairy near Fort Atkinson say to Co H Leavenworth that Wm. Savery a citizen of the United States employed & resident at the post of Fort Atkinson had in the month of January 1825, sold whiskey to Allen a private of Co. D, 6th Infy and to other soldiers of the said 6th Regt. At several different times at or in the vicinity of Fort Atkinson, all of which is founded in falsehood & malivallence

Witness

Col Leavenworth

Pri Allen Co D

“ Fish “

” Anson “

Asehil Savory

By order of Col. Leavenworth

Signd Z C Palmer

Lt & Asst. Com. Of Subsistence

To which Charge & Spec the prisoner plead not guilty--Col Leavenworth a witness for the prosecution being duly sworn says, on the 1st April I enquired of the person if he knows if Mr Savery had sold whiskey to any of the Soldiers during last winter. He said that he did, that he the prisoner on one occasion gave to Allen of the 6th Regt a dollar for the purpose of purchaseing whiskey from Savery, that Allen went into Savery's room with the dollar, and returned with a pint cup full of whiskey, he stated also that Burns of Co. D, & Harrington had purchased whiskey in the same manner. I enquired of

Durington & Allen in the presence of the prisoner asked the truth of the statement they denied the truth of it & said it was wholly unfounded--I subsequently enquired of Burns, he informed me it was wholly unfounded, & that he never knew Mr. Savery to sell whiskey--on the evening of the same day Burns informed me that he had once purchased half a pint of whiskey from Savery's wife. I was induced to make these enquiries in consequence of charges having been preferred against Savery by Lt. Richardson. Ques. By prisoner Calwell. Do you know if Mrs. Savery is or is not in the habit of getting whiskey from the commissary's of the matter contained in the question. Quest by prisoner did or did not Mr. Savery request you to prefer the charge against me.

Ans. He did not. I ordered the charges to be preferred for the purpose of investigating the matter contained in the charges against Savery preferred by Lieut Richardson, as it was the only manner in which I could effect it, as Savery was not in my opinion amenable to military law.

Ques by Court as you not think Mr. Savery as much amenable to military law as those citizens you now have in the guard house for the same offence. Ans. as to Savery's amenability my opinion has been fully expressed in the preceding answer as to the case of the citizens alluded to, it is not a matter before this Court. Private Allen a witness for the prosecution being duly sworn says, I never have bought whiskey of Savery to pay the money for it but have received whiskey for making clothes for his children, & for occasional little services that I have done for the family have been treated by Mrs Savery. Quest by Court. from whom did you receive the whiskey for making the clothes.

Ans. From Mrs. Savery.

Ques by prisoner--Is Savery in the habit of taking charge of the whiskey ration for the men on the Dairy detail, and of issuing it to them. Ans. He does. Quest by prisoner, was Savery present at any time when you received whiskey for your work from Mrs. Savery--Ans to the best of my Knowledge he was not. Quest by Prisoner. Some time last winter did you not bring a bottle of whiskey from Savery's room, and leave money at the same on Savery's Table

Ans I have brought whiskey out of Savery's room, but never left money to pay for it. Quest by prisoner, at any time last winter, did I not give you a dollar due bill to buy whiskey at the Dairy of Mr. Savery. Ans. No you did not. Quest by prisoner. Where did you get the whiskey which you had on the night when I slept with you at the Dairy?

Ans. I dont recollect, as I dont remember of having any at this time--Private Fish a witness for the prosecution being duly sworn says Savery never sold whiskey to me but I dont know what he may have done to others.

Ques. By prisoner. Have you at any time received whiskey of Savery or any of this family in return for labour or money or do you know of any other person having received whiskey for the same. Ans I never have received whiskey from Savery or any of his family, but have known Savery to give whiskey to Fletcher & Rush for their labour.

Quest by Court. In what quantity did Savery give this whiskey to the men. Ans I have seen them bringing it out of his room in a bottle at different times

Private Anson a witness for the prosecution being duly sworn Says. I never knew Mr. Savery to sell whiskey to any soldier of the 6th Regt. Quest by prisoner have you at any time received whiskey from Savery or any of his family for labor of any kind or do you know of any other person having received it for the same---Ans. Mr Savery has frequently given the men

whiskey for little services rendered about the house, such as washing dishes when his wife was sick.

Quest. By the prisoner. Have not the men sometimes received whiskey for these services when Mrs. Savery was not sick

Ans. I dont know

Quest. By the Court. In what quantities did Savery generally give whiskey to the men

Ans. I have seen him give it to them by the gill & half pint

Quest by prisoner Do you know how much Mr Savery give those men pr. month who done the work for the kitchen

Ans. I do not

Private Harrington a witness for the prosecution being duly Sworn Says I never bought whiskey of Mr. Savery nor do I Know of any other man buying whiskey of him

Quest by prisoner have you not at any time received whiskey of Savery or any of his family in return for labour, or do you know of any other person having received whiskey for the same

Ans. I never have received whiskey for labour nor do I know of any other person having received whiskey for labour

Quest by prsoner. As you know how month (much?) Whiskey for month Fletcher & the prisoner received for doing little Services about the house?

Ans I do not but heard them say they received half a gallon per month between them

Private Aldrich a witness for the prosecution being duly sworn says. I never knew of Mr. Savery selling whiskey to any one. Ques by prisoner--Have you at any time received whiskey for labour Ans no I have not, nor do I know of any other person having received it for the same.

Private Fletcher a witness for the prosecution being duly sworn says I never bought whiskey of Savery nor do I know of his ever selling it to any one, but I have received whiskey from him for myself and the prisoner at the rate of

a quart each pr. month, the services were washing dishes clothes & the arrangements was made by Mr. Savery and myself, that if I would assist his wife in her work he would give me a quart of whiskey pr. month which I received regularly at the end of the month, & have after received drams from Mrs. Savery, the times I have received the whiskey has been for the last five months, and Burns of Compy D came out of the house with a decanter containing about half a pint of whiskey which he poured into a cup & returned the Decanter.

Quest by Court. Do you know how he obtained the whiskey whether for money or not.

Ans. I do not. He came to me to borrow half a dollar which I loaned him, and immidiately after went into the house with the money & returned with the whiskey Private Goddard a witness for the prosecution being duly sworn says I know nothing of the matter of the charge Mr Savery a witness for the prosecution being duly sworn says I never sold whiskey to any man to receive a cent of money for it I know nothing further of the matter of the charge I have however frequently given men a dram of whiskey & to two of them Fletcher & Rush I have given a quart of whiskey each pr. month for assisting my wife.

Private Burns a witness--for the prosecution being duly sworn says, some time last winter while I was on furlough I went out to the dairy and borrowed half a dollar of Fletchers one of the dairy men. I went with the half dollar into Mr. Savery's room and gave it to Mrs. Savery telling her I wanted some whiskey. She took the money & pointed to the Decanter which was in the room containing about half a pint. I took the decanter & went into the Kitchen with it when we drank the contents.

The Court after mature deliberation on the testimony adduced find the prisoner private Rush not guilty of the charge & do accordingly acquit him.

The Court next proceeded to the trial of private Michael Whaling of Compy G, 6th Regt Charged with mutinous conduct Spec In this that he the said Michael Whaling did resist the authority & disobey the Orders of Sergt Saml. Walker and adg Sergt? of Compy G, 6th US Infty and did dare and defy the said Sergt. To execute his orders, & stab him Sergt Walker with a pointed or edged weapon, the Sergt being then in the execution of his duty, at Fort Atkinson on or about the 17th March 1825.

Witnesses	Capt Gantt	Signd. J Gantt
	Sergt Walker	Capt 6th Regt
	Pri Hagerman } Compy G, 6 th Infy	
	“ ?	
	“ Bird	

The Court are of opinion that they are not competent to try the prisoner on the above charge & Specification.

The Court next proceeded to the trial of Edward J. Murden of light compy, B, 6th Regt US, Infty Charged as follows viz Charge 1st insubordinate & ? Conduct to his Superior Spec 1st that he the said Edward J Murden of light Company B 6th Regt. did when asked by Sergft Majr Mitchell 6th Regt. How, he the said Murden had obtained a Tent belonging to the U. States, which he the said Murden had endeavored to entise Mitchell of Compy F 6th Regt to steal from the loft of the Adjutants Office, reply that it was none of his the, the said Sergt Majors, business, and that he might kiss his posterior of words to that effect, this at Fort Atkinson on or about the 1st April 1825

Charge 2nd Mutinous Conduct

Spec In this that he the said Edward J Murden of the Company & Regiment afore said, did when ordered to the Guard house

by Sergt Major Mitchell of the 6th Regt resist the authority
of the said Sergt. Major Mitchell by striking with fist &
otherwise abusing the said Sergt Major Mitchell this at
Fort Atkinson on or about the 1st April 1825

Witness Sigid J. Pentland

Sergt Major Mitchell Adj. 6th Regt

Hutter Co F

Baker Co B

Fort Atkinson 2 April 1825

The Court are of opinion that they are not competent
to try the prisoner upon the above Charges & Specifications
The Court then adjourned Sine Die

Orders

Head Qrs Fort Atkinson

8th April 1825

The proceedings of the Court Martial of which
Capt Riley is president are Confirmed. The Commanding
Officer differs with the Court in his opinion as regards the
case of Rush of Co. H, 6th Infy. He is clearly of opinion
that the evidence in the case was sufficient to convict
the prisoner. The Sentences of the Court will be respectively
carried into execution--Sergt Lathrop of Co G, 6th Infy
and Corporal Martin of Co, B, 1st Infy are accordingly
reduced to the station of private Sentinel

The Court is Dissolved

H. Leavenworth
Col. Comg

Proceedings of a Regimental Court Martial held at
Fort Atkinson by virtue of the following order

Head Qrs. 6th Regiment

Orders No 125 Fort Atkinson May 2d 1825

A Regimental Court martial will convene
immediately for the trial of such prisoners as may be
brought before it

Capt Armstrong President

Lieuts Noel & Nichols Members--

By order of Major Woolley

Sign. J. Pentland

Adjt. 6th Regt.

The Court met pursuant to the above order

Present-- Capt Armstrong President

Lieuts Noel & Nichols Members

The Court being duly sworn in the presence of the prisoner
proceeded to the trial of Sergt. Henry Bailey of Co. I, 6th Infy
who being previously asked if he had any objection to the
member named in the order, and replying in the negative, was
arraigned on the following Charges preferred against him by
Capt Gray 6th Regt Infy

Charge 1st Neglect of duty

Spec In this, that he the said Sergeant Henry Bailey did
on or about the 30th April 1825 absent himself from the Company
parade at tattoo, he the said Bailey being Orderly Sergeant
of Co. I, 6th Regiment of Infy, and in Consequence of the neg-
--lect the roll of the said Company was not called, this at
Fort Atkinson

Charge 2d, Making a false or improper report

Spec. In this that he the said Sergt. Henry Baily, did on or about
the 30th April 1825 at Fort Atkinson, report to the Commanding
Officer of his Company, that all the men of said Company were present
at tattoo roll call, when in fact said Baily was Absent.

himself at the time was in consequence of his absence, the roll was not called of the said Company.

Signd J. S. Gray
Capt 6th Infy

To which the prisoner pleaded not guilty
Capt Gantt a witness for the prosecution, being duly sworn says, To the 1st. Charge & Specification I know nothing of it--I was in Capt. Grays quarters, on the evening evening [sic] of the 30th Inst. when Capt Gray Sent for Sergt Baily (the prisoner) a few minutes after tattoo, the Sergt came in immediately after, & reported "all present" Capt Gray arrested him and sent him (the Sergeant) to his Quarters
Sergt Stevenson of Co. I, 6th Regiment Infy, a witness for the prosecution being duly sworn says on or about the time Specified, Sergt H Bailey (The prisoner) was doing the Orderly duty of the Company, and neglected to attend tattoo roll call but I know nothing of Sergt Baily (the prisoner) making a false report.

Lieut Batman 6th Regt Infy, a witness for the prosecution being duly sworn, says, on or about the time specified, I assumed the accused Sergt Bailey was absent from tattoo roll call. I called Sergt Stevenson & enquired whose Sergt Bailey was, he informed me he did not know; I directed him Sergt. Stevenson' to call the roll, he replied he had no roll of the Company, I directed him to dismiss the Company, and report the circumstances to Capt Gray. I then went to Capt Grays room and was immediately followed by Sergt Bailey (the Prisoner) who reported in the usual way of reporting "All Present"

The evidence on the part of the prosecution being closed and the prisoner having no defence to offer, the whole of the proceedings was read over to the Court, and the following Sentence pronounced==

Sentence

The Court after mature deliberation on the testimony adduced, find the prisoner Sergt. Henry Bailey of Company I 6th Regiment Infy, guilty of the charges exhibited against him and sentence him to be reduced to the station of a private sentinel

Before the same Court was tried George Greer a private of Co. J, 6th Regt Infy, on the following charge and Specifications preferred against him by Capt J. S. Gray 6th Regt Infy.

Charge

Unsoldierlike Conduct

Spec 1st In this that he the said private George Greer of Battalion Co I., 6th Regt. did on or about the 26th April 1825 cause or create a riot in one of the Company rooms of the Company aforesaid, at Fort Atkinson

Spec 2d. In this that the said George Greer a private of Company I 6th Regt Infy, did on or about the 26th Apl, 1825 draw a knife and pursue Robt. C. Harris a private of said Company, with the manifest intention of stabbing, or maiming the said Harris, at Fort Atkinson

To which the prisoner pleaded "not Guilty"

Corpl. King of Co F, 6th Regt Infy a witness for the prosecution being duly sworn says, on or about the time Specified, I was sitting at the door of one of the Company rooms, I heard considerable noise in the room, I went in to see what the disturbance was. I met Harris coming out of the door, he spoke to me. I do not know what he said I burst the door open and saw Greer the prisoner with a knife in his hand. I stoped the noise. Harris then informed me that Greer had attempted to stab him with a Knife Private Harris of Company I, 6th Regt. Infy a witness for the prosecution being duly sworn Says on or about the time Specified, I went into the room, and Greer the Prisoner ordered me out, and told me if I did not go out of

the room he will stab me with a knife. he (the prisoner) drew the knife upon me. I went out of the door, and he the prisoner followed me with the knife in his hand

Question by the prisoner.

Did I not have a fork in my hand with the knife

Answer he had a knife in his hand, I did not observe the fork. The prisoner was at his Supper when I entered the room.--

The evidence on the part of the prosecution being closed private N. Court of Co J, 6th Regt Infy a witness for the prisoner being duly sworn says, on or about the time specified in the Charge, I was in the room when Harris came in--Harris and Mrs. Greer had some talk about candles--The prisoner was at Supper, and had a knife & fork in his hand--The prisoner told Harris to leave the room, and not create a riot in the room I then went to the door--I did not observe the prisoner attempt to use a Knife--The prisoner got up from the table, and took Harris by the Shoulder to shove him out of the room, I did not see the prisoner attempt to use the knife

Ques. By the prisoner

Did not Harris threaten to whip me before I got up from the table.

Ans. I did not hear it

The testimony on the part of the prisoner having been heard, the prisoner proceeded to make the following defence Gentleman of the Court.

I beg leave to state to the court that as soon as private Harris entered the room, he Commenced Conversing with my wife about some candles, a few words had passed between them when I requested Harris to leave the room, and not create a riot in the room, at the time I made this request I was sitting at Supper--Harris replied

do you order me out of the room--I told him I did as there was no Non Commissioned present to stop the noise he replied that he could whip me and he would do it I then got up from the table with the Knife and fork in my hand--I reversed the knife & fork, holding them both in one hand, and took hold of Harris's shoulder with the other to shove him out of the room--I had no intention of using the knife

Signd Private George Greer

The proceedings having been read over to the Court the following Sentence was pronounced

The court after mature deliberation on the testimony adduced find the prisoner George Greer not guilty of the Charge and Specification exhibited against him, and therefore do acquit the prisoner.

The Court next proceeded to examine the following Charge & Specification viz--private John Stevens of Co (D) 6th Regiment Infy is Charged with unsoldierlike conduct & gross neglect of duty.

Spec In this that he the said Stevens of Company D, 6th Infy did while stationed as Sentinel on post No 5 on the night of the 29th April 1825. Sleep on the post at Fort Atkinson.

Signd W. H. Stewert

Lt. & Off of the Guard

The Court after mature deliberation are of an opinion that a Regimental Court martial is incompetent to try the prisoner on the above Charge

The Court adjourned Sine Die

J. Nichols }
Lt & Recorder

? Capt
A Reg US
& Pres. C.A.

The Court during examined and approves of the finding and Sentence of the Regimental Court martial of which Capt. Armstrong is present Sergt Baily of Company I is accordingly reduced to the Station of a private Sentinel Private Greer of Company I, will be released from Confinement and return to duty

The Court is dissolved,
A.R. Woolley
Major Comg 6 Infy

Proceedings of a Regimental Court Martial held at Fort Atkinson by virtue of the following Order

No 67 Head Qrs. 6th Regt.

Orders Fort Atkinson 10th May 1825

A Regimental Court Martial will convene immediately for the trial of such prisoners as may be brought for it--Capt Gray President, Lieut. Folger L Andrews Members

By Order of Col. Leavenworth
Signed J. Pentland
Adj 6th Reg

The Court met agreeably to the above Order present Capt. Gray President. Lieut Folger & Andrews Members--The Court being duly sworn in the presence of the prisoners to be tried (who being previously asked if they had any objections to the members named in the above order and replying in the negative, proceeded to the trial of Mary Millet Laundress of (Co F 6th Infy) on the following Charge preferred by Lt. Crosman 6th Infy, Charge Disobedience of Orders--Specs In this that the aforesaid Mary Millet Laundress Co F 6th Infy did on or about 9th May 1825 sell a quantity of Whiskey to private Mount of the above named Co. and Reg and has been for some time previous in the habit of selling whiskey to the men of the 6 R and 1st Regs. That she also sold whiskey to privt.

O'Brien of the 1st Infy on or about 8th Inst at Fort Atkinson
To which Charge and Spec. the prisoner pleads Not Guilty
Pt Walker Co F 6th Infy a witness for the prosc says on or about
Inst the prisoner sold me half a pint of whiskey--Pt Bunce a
witness for the proc. says I saw the prisoner have in her possession from
half a gallon to a gallon of whiskey on or about 9th Ins--Pte Parker (Co
F 6th Inf) a witness for the prosc. says on or about 5th Inst the prisoner
sold me half a pint of whiskey--Corpl. Abbott a witness for the prosc
says on or about 7th May 1825 I saw the prisoner sell half a pint of
whiskey to prt Obrien (Co I 1st Inf), also on the 9th Inst she sold to
Lather (Co F Infy) a gill of whiskey--Prt Mount (Co F 6th Infy)
a witness for the prosc says I do not know of the prisoner's selling
any whiskey--nor has she ever sold me any--Prt O'Brien(Co I 1 Inf)
a witness for the prosc. says I do not know of ever speaking to the prisoner
in my life, nor has she every sold me any whiskey.

The testimony being heard on the part of the prosecution Lieut Rogers
a witness for the prisoner (who being duly sworn) says--Question by
the Court--Do you know whether the witnesses (Corpl Abbott and Prt
Parker) ever directed from the service of the US and if so were they con-
victed of the same. Answer--Some time in the spring of 1823 at Fort
Hood? (New York) Abbott was sent to the Fort charged with
Desertion--a short time after I took him to Governors Island where
there was a Genl. Court Martial in session, before which Court Abbott
was tried and to the best of my knowledge he was convicted of Desertion
Parker did desert from the service of the U. S. In 1823 and was
convicted before a Genl Co Martial held at this place in the month of Sept--
1823. The testimony being closed. The Court after mature deliberation
find the prisoner (Mary Millet) guilty of so much of the specifn as
relates to her selling half a pint of Whiskey but not guilty of the
remainder of the specn. and Guilty of the charge and sentence her to
be drummed out of the garrison dismissed, the Regt but as the
Court believe this is the first offence of the kind of which the prisoner
has been guilty--They beg leave to recommend her to the clemency of

Commdg? Officer? of the Regt.

Before the same Court was tried Pts John P Bauman (Co F 6 Infy) the following Charge preferred by Lieut Crosman--Charge-- Disobedience of Orders--Specn In this that the aforesaid Pts John P Bowman of the above Co and Reg. did sell whiskey at different times in the month of Feby 1825 and on or about 15th Ins to Musn Millet and others--this at Fort Atkinson (Co. B)

To which charge as specified the prisoner pleads Not Guilty Musn Millet (Co F 6th Inf) a witness for the prosn says--the prisoner had sold to me and to others frequently a gill of whiskey during the month Feby 1825 and I saw him sell a pint of whiskey to Musician Vidler Feby 1825--Musc Vidler (Co F 6 Infy) a witness for the prosn says I have known the prisn frequently to sell whiskey to different persons during this year but cannot say if it was in the month of March on Feby 1825--The testimony being closed the prisoner requested leave to make the following defence.

Fort Atkinson 11th May 1825

Respected Court

It appears to me the only design of the evidence adduced against me is not for the good of the service but to satisfy prejudice owing to reports made by Sergt Nolan against the Millet family for selling shiskey--if the evidence of a vagrant testimony adduced by perjured characters with a view of enjuring character never stained similar, should be under reprehension, I pray the Honble Court to allow me the chance to test the characters of the evidence who are well aware of their perjury.

I feel fully conviced that no man who is well acquainted with me can with conscience or would say on oath they ever knew me sell whiskey as charged. It cannot be believed. Why? I drink all I can honestly obtain--for this reason I wish to show the Court falsehood once made will be supported by enemies at the price of perjury.

This is only to state, Millet on his oath has stated he bought whiskey of me in Feby shortly after I had charge of the Library

about 15th of Sept--at this time he was hunting with Morgan at least 20 miles from this place--

Vidler states he bought from me at some time wether this year-- yesterday morning Vidler observed if his man was mentioned, he would beat my head as fine as brick dust--a man disposed to murder would not hesitate to stretch his conscience to swear the utmost falsehood to avenge himself on a victim of his prejudice unfortunately fell in his power to do so but this crisis will bear witness to the full satisfaction of the honorable court & give to me the opportunity of proving this witness what they are guilty of the most hiniuous of crimes (perjury) they must at one day confess before the deity, who will swear are their crimes & guilt without the chance of swearing false to extricate themselves from guilt & punish the innocent--I call on the Court for my general character If I deserve punishment Heavens last attribute to man is mercy.

To the Hon President & members } Signed J P Bauman
of the Martial Court now in session }

The Court after mature deliberation find the prisoner, John P Bauman) guilty of the Charge as specified and sentence him to have half his monthly pay stopped for two months to be appropriated to the use of the Company to which he belongs

Before the same Court was tried Musician Millet (Co F 6 Infy) on the following charge preferred against him by Lt Crosman 6 Infy Charge Unsoldierlike conduct

Specn In this that Musician Millet of the aforesaid Co and Regt. did confess to his company officer Lt. Crosman that he Millet had sold whiskey to a man of the 1st Infy on or about 9th Ins. this at Fort Atkinson on the 10th Ins.--To which Charge as specified the prisoner pleads Guilty but begged to offer the following defence.--

Fort Atkinson 11th May 1825

To the Hon President and Gentlemen of the Court

I am arraigned on the Charge of selling Whiskey which is as ridiculous and absurd as it is false and malicious. On the 10th in

the morning I went into my room and being rather intoxicated I poured out about one half pint of whiskey into a a tumbler & while I was talking to a man who stood with me, some one took the tumbler, drank the whiskey and threw a piece of money on the cupboard--I turned round to get the whiskey and saw the tumbler standing there empty, and no one either could not or would not tell me who had taken it. I took the money to indemnity myself for the loss of the whiskey and if the Court call this selling whiskey, I am indeed Guilty.

The Whiskey was taken by stratagem and what other method should I take to reimburse myself for its loss--Should I have taken the money and thrown it in the fire? or what would the Gentlemen of the Court have had me to do with it.

I will ask the Court a question--Is not a man supposed innocent untill proved guilty? Is not the Court sworn to do justice according to the evidence produced, without pacrtially favour in effection, and is it not a man in which has stood since the foundation of the world that it is better to let one thousand criminals escape rather than one should suffer innocently. You have not proved me guilty of a pre-concerted scheme to let the man have the whiskey, nor was I guilty of it, and was I called before the law of the Almighty I would there swear if from the bottom of my heart, but I think I have already said enough on the subject.

I am, with great respect
Your faithful soldier
J. Millett

The Court confirm the plea of the prisoner and find him guilty of the Charge as specified and sentence him to have half his monthly pay stopped for two months to be appropriated to the use of the Company to which he belongs.

Before the same Court was tried Corpl. Jephtha Yarborough (Co A 6th Infy) charged as follows.

Charge. Corpl Jephtha Yarborough is charged with neglect of duty--Specn In this that the said Jephtha Yarborough did neglect on the morning of the 9th and 10th 1825 at Fort Atkinson to attend at the hospital with the sick men of (Light Co A 6th Regt Infy) in violation of orders and regulations.

By order of Lt. Col. Woolley
Signed. J. Pentland
Adjut 6th Reg

To which charge the prisoner pleads Not Guilty
Doct Nicoll a witness for the prosn says The sick of Light Co A 6th Infy were not at the hospital nor was the prisoner there at the usual time (20 minutes before 8 O'clock) which is prescribed by the Commdg Genl.) On the 9th and 10th inst at Fort Atkinson--also some of the sick attached to Capt Armstrong's command (who belonged to other companies) were not present at the time above mentioned The testimony being heard on the fact of the prosn---Lieut Waters a witness for the prisoner says: Question by the prisoner--Was I not prevented or detained from attending at the hospital at the time specified--Answer--on the morning 9th Ins the prisoner was directed by Capt. Armstrong to march the company down to the public stables (he Capt. Armstrong was going to assign the horses to the men who were going on the expedition--he was detained there by Capt. Armstrong untill after the sick call, was beat and I think until after the call for breakfast--on the morning 10th ins. The prisoner was on duty with the company drilling and firing at a Target under my order and by the direction of Capt Armstron where he was detained until after the sick call was beat and until about five minutes before breakfast call--The testimony being closed The Court find the facts as set forth in the Specn. Leaving out the word neglect but as it appears in evidence that he was ordered on other duty at the time they attach no criminality thereto and therefore acquit the prisoner of the charge.--

Before the same Court was tried Musician John Reinhart Co K

6th Infy ? On the following charges & Spec prepared by Adj.
Pentland 6 Infy.

Charge 1st Drunkenness

Specn In this that the said John Reinhart (Co K) 6th Inf
was so much intoxicated as to render him incapable of performing the
duties of a Musician on 10th May 1825 at Fort Atkinson

Charge 2nd Absence without leave

Specn In this that said John Reinhart (Co K 6th Infy) did
absent himself from the Garrison at Fort Atkinson at troop and
remain absent without leave until brought back by a file of men
this at Fort Atkinson on 10th May 1825--To which Charges &
Specn the prisoner pleads not guilty.

Drum Major Contel a witness for the prosn. sayd on or
about the time specified the prisn was absent at troop beating
I asked the Adj. if he had given the prisoner leave to be absent, he
told me he had not--he ordered me to take a file of men and
confine the prisoner in the guard house--I found the prisoner
at the dairy asleep in bunk and in a state of intoxication.

The testimony being heard on the part of the prosecution--
Capt Shaler a witness for the prisoner says--Question by the
prisoner--Did you not give me leave to be absent on 10th May
1825 from Fort Atkinson--Answer--The prisoner came to me on
10th inst. and wanted permission to have a frolic--I told him if
he had no duties to perform and if he would attend to the different
beats of the garrison he might take a frolic but he was not to
neglect any duty that was requird of him as a Musician--The
testimony being closed The Court find the prisoner guilty of the
charges and Specn. exhibited against him and sentence him to have
his whiskey stopped for fifteen days.--

In the cases of Richmond & Giles the Court are of opinion
that they are not vested with authority to decree a stoppage of
their pay sufficient to remunerate the U States for the property
said to have been destroyed they therefore decline acting on their

cases. The Court are of opinion that they cannot award the punishment adequate to the offence with which Herrick is charged and decline acting in his case. They are of opinion in the case of Brown as a Regimental Court Martial cannot decree a stoppage of his pay sufficient to remunerate The soldier from whom he is said to have stolen the money, they therefore decline acting on his case. The Court having no further business before it adjourned
Sine Die

Fort Atkins 12th May 1825

The proceedings of the Regimental Court Martial of which Capt. Gray is President are approved, in the case of Mary Millet a Laundress, she is dismissed the Regiment and will leave the Council Bluffs in the first boat descending the river so much as sentences her to be drummed out of the Garrison is remitted

The sentences respectively in the cases of John P Bauman & Musicians Millet & Reinhart are approved and they will be reported and marked for stoppages accordingly. The finding of the Court in the case of Corpl. Jephtha Yarborough is approved he will be released from arrest and return to duty--

\$1.66 1/2 will be charged on the Co books to Giles 1.66 1/2 To Richmond--Snyder who is in confinement will also be charge with \$1.66 1/2 in all amounting to \$5 being the estimated damaged sustained by their misconduct in breaking the Musket of Cahoon--their respective Company commanders are required to see that these stoppages are noted on the Muster Rolls to be deducted from their pay they having

consented to the same Pound, Millet, Reinhart will be discharged from confinement & will return to duty, Goles, Richmond and Snyder will be discharged from confinement and will return to the Hospital--

The Court whereof Capt. Gray is President is dissolved

A Woolley
Lt Col Comg

Proceedings of a Garrison Court Martial held at Fort Atkinson by virtue of the following order

Fort Atkinson 31st May 1825

Garrison Orders

A Garrison Court Martial will

convene to day at nine O'clock for the trial of such prisoners as may be brought before it.

Capt. Shaler President

Lieut. Wickille & Nichols Members

By order of Lt Col. Woolley

Signed A Richardson

Lieut & Act Post Adj.

31 May 1825. The Court not pursuant to the above order

Capt Shaler President }

Lieuts Wickliffe & Nichols Members } Present

The court being duly sworn in the presence of the prisoners proceeded to the trial of Joseph Sanders a private of Batt Compy K 6th Reg. Infantry who being previously asked if he had any objections to the members named in the above order & replying in the negative was arraigned on the following charge, preferred against him by Capt. Shaler of the 6th Regt Infantry-- Charge Joseph Sanders a private soldier of Battn Compy (K) 6th US Infantry is charge with neglect of duty-- Specification--In this that the said Sander (being one of the police guard) did neglect to turn out of parade with it for the

purpose of receiving the Officer of the Day when orderd to do so by the Corpl. Commdg. The guard, on or about the night of the 26th May 1825 at Fort Atkinson Council Bluffs

Signd E Shaler
Capt 6 Reg Infantry

To which the prisoner pleaded Not guilty
Corpl. Shafer a witness for the prosecution being duly sworn says, On or about the time specified in the charge--I ordered the Guard to turn out for the purpose of receiving the Officer of the day, the prisoner did not turn out to parade with the guard--I went into the Guard house & found the prisoner asleep--I awoke him and told him to parade with the guard--the prisoner came out of the Guard house apparently asleep and commenced to walk in front of the Guard house, neglecting to fall in with the Guard

Corpl. Marsh a witness for the prosectuion being duly sworn says, on or about the time specified I was Corpl. of the Guard the Guard was ordered to turn out & receive the Officer of the day--The prisoner neglected to turn out--after the officer of the day inspected the Guard the prisoner was walking in front of the Guard house. The officer of the day asked the prisoner what he was doing there, he, the prisoner replied he was number one. The Officer of the day then ordered the Corpl. to have the prisoner take his place in the rank and he did so--The prisoner was not (at the time he was walking in front of the Guard house) placed here as a Sentinel--he had taken that post without orders so to do. I noticed the prisoner after he had returned to the Guard room--he appeared to be intoxicated.

The testimony on the part of the prosecution being closed and the prisoner having no defence to make--the Court was cleard and the whole of the proceedings read over to the court--The following sentence was pronounced Sentence The Court after mature deliberation on the testimony adduced find the prisoner Private

Joseph Sanders Guilty of the Charge and Specification and Sentence him to have his rations of Whiskey stopped for one month & half his monthly pay for the same period to be appropriated to the use of the Company to which he belongs.

Before the same Court was tried Private Simmons of the first Regiment Infantry on the following Charge.

Private Simmons of the first Regiment Infantry is charged with absenting himself from Breakfast roll call without permission so to do, In disobedience of the order of the Post this at Fort Atkinson on or about the 31st of May 1825.--

Signd E. Shaler

Capt. 6th Regt Inf

To which the prisoner pleaded Guilty.

The Court confirm the plea of the prisoner and sentence him to have his rations of Whiskey stopped for ten days to be appropriated to the use of the company to which he is attached.

The Court adjourned Sine Die

E Shaler

C PC 6 I

Inidiam

Approved
AR Woolley
Lt Col Comg

Proceedings of a Garrison Court Martial held
at Fort Atkinson in virtue of the following order

Orders Fort Atkinson June 6th 1825

A Garrison Court Martial will convene to day
at 1 Oclock for the trial of such prisoners as may be brought before
it

Lieut Wickliffe President

Lieuts Richardson & Nichols Members

By order of L. Col. Woolley
Signed A Richardson
Act. Post Adj.
June 6th, 1825

The Court met pursuant to the above Order.

present: Lieut Wickliffe President

Lieuts Richardson & Nichols Members

The Court being duly sworn in presence of the prisoner proceeded to the trial of Private Lewis of Company D, 6th Infantry who being previously asked if he had any objections to the members named in the above order of replying in the negative, was arraigned on the following charge preferred against him by Capt. E. Shaler 6th Infantry.

Private Lewis of Company D 6th Infantry is charged with neglect of duty.

Specification In this that he the said Private Lewis of Company D being one of the police Guard did neglect to turn out on? parade with the guard when ordered so to do by the Corpl. of said guard for the purpose of receiving the Officer of the day on or about the 4th of June 1825 at Fort Atkinson Council Bluff

Signed E. Shaler Capt 6th

To which the prisoner pleaded Not guilty

Corpl. Enright a witness for the prosecution being duly sworn sayd on or about the time specified in the charge I was Corpl. of the police guard the Officer of the day came to visit the guard about 12 Oclock at night. I ordered the Guard to turn out, the prisoner could not find his gun in the rack where he had put it. The Officer of the day passed the guard and asked where the other man was I told him (he the prisoner) was on the porch looking for his gun and that he could not find it. The Officer of the Day ordered the prisoner to be confined in the Guard house.

Corpl. Marsh a witness for the prosecution being duly sworn says, at the time specified in the charge, I was Corpl. of the

Guard the prisoner did turn out immediately when the Officer of the day visiting the guard, but the prisoner had not his musket. The prisoner did not parade with the guard

The evidence on the part of the prosecution being closed and the prisoner having nothing to offer in his defence to the Court The whole of the proceedings were read over to the Court of the following sentence was pronounced.

The Court after mature deliberation on the testimony adduced find the prisoner private Lewis Guilty of the Charge & Specification exhibited against him. It appears to the Court that the prisoner did not parade for the purpose of receiving the Officer of the Day, but it also appears that the reason of his not doing so, was in consequence of his Gun being misplaced or taken by one of the Guard. In consideration of which the Court would recommend that no other punishment be inflicted than the confinement he has already undergone. The Court adjourned Sine Die

Wm. W. Wikliffe
Lt A P

Approved. The Court is dissolved
AR Wooley
Lt.Col Comg

Proceedings of a Garrison Court martial held
at Fort Atkinson by virtue of the following Order
Garrison Orders Fort Atkinson 13th June 1825
No 23
A Garrison Court martial will convene immediately
for the trial of such prisoners as may be brought before
it.

Capt Shaler president
Lts Richardson & Nichols members
By order of Lt. Col Woolley
Signed A Richardson
Lt. & Act Post Adjt.
13th June 1825

The Court met pursuant to the above order
Present Capt Shaler President
Lieuts Nichols & Richardson members
The Court adjourned to meet again to morrow morning
at 9 O'clock

14th June 1825

The Court met pursuant to adjournment
Present--Capt Shaler President
Lieuts Richardson & Nichols Members

The Court being duly Sworn in presence of the prisoner
proceeded to the trial of private Carter of Battallion Comp
J 6th Regt Infy who being previously asked if he had any
objections to the members named in the above order and reply=
ing in the negative was arraigned on the following charges
preferred against him by Lieut J. Nichols 6th Regt Infantry

Charges

Charge 1st "Neglect of duty"

Spec. In this that he private Carter of Company (J) 6th
Regiment Infy did when posted as a sentinel No. 3 of the
Main Guard at the bank of the river at Fort Atkinson
with positive orders from the Corporal of the Guard to prevent
the going away of two Keel boats which had brought Sub=
=sistence stores to this post, did neglect to do so, but
permitted the said Keel boats to leave the place and
proceed down the river on or about the 12th June 1825

Charge 2d Disobedience of Orders

Spec. In this that he the said Carter of the Company & Regiment aforesaid did after being posted Sentinel No. 3 at the bank of the river near Fort Atkinson with positive orders to prevent two Keel boats going away, did disobey said Order, and permit them to leave the post, after which the said Carter did leave his post, and return to the body of the Guard which he was a member of, without any orders so to do, or without being regularly relieved--this at Fort Atkinson on or about the 12th June 1825

Signd J. Nichols
Lt & Officer Day

To which the prisoner pleaded as follows.

Guilty of the 1st Charge and Specification

Guilty of the Second Charge and Specification

The Court decided to examining witness in the case Corporal Enright a witness for the prosecution, being duly Sworn Sworn [sic] says, on or about the time Specified in the charge I was Corporal of the Guard. I posted a sentinel on the bank of the river with positive orders to prevent two Keel boats from leaving the post, and ordered the said Sentinel to turn over his arms to the next Sentinel who relieved him. The prisoner was the last Sentinel on post No 3, he permitted the boats to depart and returned to the body of the Guard without having received any orders to leave his post. I asked the prisoner why he had left his post? No (the prisoner, said the boats had gone down the river, and he thought there was no need of his remaining on his post any longer.

Corpl. Gaskin a witness for the prosecution being duly Sworn says, on 12th June I was Corporal of the Guard the prisoner relieved private Ruffin on post No. 3, and he the prisoner, received Orders from private Ruffin (without my hearing) not to allow any soldiers on board of the boats, nor

to let nothing be landed from the boats but public property, and not to allow the Boats to go away without the order of the Officer of the day, the person in disobedience of of [sic] those Orders permitted the boats to depart and go down the river, and he the prisoner left his post and returned to the Garrison and posted himself at the South gate without any order so to do.

The evidence on the part of the prosecution being closed and the prisoner having nothing to offer to the Court, the Court was cleared and the proceedings read over, and the following sentence pronounced

Sentence

The Court after mature deliberation on the testimony adduced, find the prisoner private Carter of Co. J, 6th Regt. Infantry Guilty of the first charge and Specification Guilty of the Second Charge & Specification exhibited against him, and Sentence him to be confined in Solitary Confinement for the perod of two months, and to be fed on bread and water for the same period, to have the half his monthly pay, and and [sic] the ration part of his whiskey stopped for the term of two months, but the Court in Consideration of the prisoner being a new recruit, and his ignorance of his duty as a Sentinel, recommend a remittance of so much of the Sentence as relates to the prisoner being confined in Solitary Confinement.

The Court adjourned Sine Die

J. Nichols
Lt & Recorder

E Shaler
Capt 6 Infy
President

Fort Atkinson 17th June 1825

The proceedings of the Garrison Court Martial whereof
Capt Shaler was President are approved, and Carter will
be reported for stoppages accordingly. So much of the
Sentinel as related to Solitary Confinement, and being fed
on bread and water is remitted upon the recommendation
of the Court.

The Court is dissolved
AR Woolley
Lt. Col Comg

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Proceedings of a Garrison Court Martial held
at Fort Atkinson by virtue of the following order

Garrison order Fort Atkinson
No 27 22 June 1825

A Garrison Court Martial will convene immediately
for the trial of such prisoners as may be brought before
it

Lt Wickliff President
Lts Richardson & Eaton Members
By order of Lt Col Woolley
Signd A Richardson
Lt & Post Adj

The Court met pursuant to the above order
Present Lt Wickliffe President
Lts Richardson & Eaton Members

The Court being duly sworn in presence of the prisoner
who was previously asked if he had any objections to
either of the members named in the above order & replying
in the negative proceeded to the trial of Sergt Morgan
on the following charge

Charge. Sergt Morgan of Light Company A 6th
US. Infy is charged with having made way with thirteen
gills of ration Whiskey, he (Sergt Morgan,) then acting Comdg
Sergt. of the Detachment of men left at thy post of the

of the Companies that have ascended the Missouri, thereby derogating from the Character of a Non Commissioner Officer this at Fort Atkinson on or about the 18th June 1825

Signd A. Richardson
Lt 6th Infy

To which the Prisoner pleaded “guilty”

The Court on mature deliberation confirm the plea of the prisoner, and find him Sergt Morgan guilty as charged and Sentence him to be reduced to the Station of a private Sentinel, and to undergo such Stoppages as to make good the deficiency of which he is Charged VIZ thirteen gills of whiskey-- The Court having no more business before it adjournment Sine die

Wm W. Eaton
Lt & Recorder

Wm Wickliffe
Lt. & Presdt.

The commanding Officer approves of the finding and Sentence of the Garrison Court Martial of which Lieut Wickliffe was president, Sergeant Morgan of Company (A) accordingly ordered to the Station of a private Sentinel

The Court is dissolved
AR Woolley
Lt Col Comg

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Proceedings of a Garrison Court Martial held at Fort Atkinson (Council Bluff) by virtue of the following Order

Garrison Order

No 31

Fort Atkinson

26th June 1825

A Garrison Court Martial will convene immediately for the trial of such prisoners as may be brought before it.

Capt Shaler President
Lieut Nichols & Eaton Members
By order of Lt Col Woolley
Signd A Richardson
Lt & Post Adj

The court met pursuant to the above order

Present Capt Shaler President
Lieuts Nichols & Eaton Members

The Court being duly sworn in the presence of the
Prisoner proceeded to the trial of John Poinier a
private of Company (D) 6th Regt US. Infy, who being
previously asked if he had any objections to the
members named in the Garrison order, and replying in
the negative was arraigned on the following Charge preferred
against him by Capt E. Shaler of the 6th Regt US. Infy

Charge

John Poinier a Soldier in Company (D) 6th US.
Infy is charged with being so much intoxicated as
to be unable to perform his duty as one of the police
Guard on the 24th June 1825.

(Signd) E Shaler

Capt 6th US. Infy

To which the prisoner pleaded “guilty”
Corporal Evans of the 6th US. Infy a witness for the prose==
==cution being duly sworn says, “that on the 24th June
1825 he had Command of the police Guard of which
the prisoner John Poinier was a private Sentinel and
that the prisoner John Poinier was a private. Sentienel skipped
in that the prisoner John Poinier was so much intoxicated
as to render him unable to perform his duty as one
of the police Guard..”

The evidence on the part of the prosecution being
closed, and the prisoners having none on his part, the
Court was ordered to be closed, and the whole of the

Proceedings read over to the Court the following Sentence
was pronounced

Sentence

The court after mature deliberation on the tiz=
==timony adduced Confirm the plea of the prisoner, and Sentence
him to have his whiskey rations stopped for thirty days
(to be appropriated to the use of the Company to which
he belongs, and to be Confined to hard labour for fifteen
days. There being no more business before the
Court it adjourned Sine die

Wm. W Eaton
Lt & Recorder

E Shaler
Capt 6 Infy
President

Fort Atkinson 26th June 1825

The proceedings of the Garrison Court Martial where of
Capt Shaler was president are approved & will be carried
into effect.

The Court is dissolved
AR Woolley
Lt Col Comg

Proceedings of a Garrison Court Martial held at Fort
Atkinson Council Bluffs by virtue of the following order

Fort Atkinson 3rd July 1825

Garrison Orders

A Garrison Court Martial will convene
immediately for the trial of such prisoners as may be brought before it

Lieut Richardson President
Lieuts Eaton & Nichols Members

By order of Lt Col. Woolley
Signed A Richardson
Lt of Post Adt

The Court wit pursuant to the above order

Present

Lt Richardson President

Lts Nichols and Eaton Members

The Court having been duly sworn in the presince of the prisoners, who being previously asked if they had any objections to either of the members named in the above order, and replying in the negative proceeded to the trial of Corporal Smith Comp A 6th U.S. Infantry on the following Charge

Charge

Corpl. Smith Compy H 6th U.S. Infantry is charged with having received a quantity of Whiskey in a clandestine manner contrary to the existing orders of the Garrison for the purpose of introducing it into the Garrison or distributing it among the men at Fort Atkinson thereby disgracing himself as a Non Com==missioned Officer & Soldier, this at Fort Atkinson, Co. Bluffs, on or about the 2nd July 1825.

By Order

Signed A Richardson

Lt & Post Adjt 6th US. Inf

To which charge the prisoner pleaded "Not Guilty."

Anson a private soldier of Compy D 6th US. Infantry being duly sworn says, that on the 1st July he saw the prisoner have in his possession a keg that would contain ten or twelve gallons, that the prisoner requested him to help him put it on his shoulder--cannot swear whether the keg contained whiskey or not--but it had the smell of Whiskey--says it was his impression that he went down for the purpose of getting whiskey--that he sent the prisoner near the Old Engineer Cantonment.

Garrison a Citizen being duly sworn says, that on the 1st July, he told the prisoner that there was a keg of Whiskey below the Garrison which he might have if he wished for it--he saw the prisoner down where the Whiskey was and pointed out to him where the keg was--does not know whether he took it or not

The prisoner having no testimony, no defence to make--the Court was cleared--The proceedings read over and the following sentence pronounced

Sentence

The Court after mature deliberation on the testimony adduced find the prisoner Guilty of so much of the charge as relates to his having received a quantity of Whiskey in a "claudistine manner" thereby disgracing himself as a NonCommissioned Officer and Soldier--and sentence him to be reduced to the station of a private sentinel and to have his whiskey rations stopped for sixty-days

The Court next proceeded to the trial of Corporal Tolman of Comp D 6th US Infantry upon the following charge

Charge

Corpl Tollman of Compy D 6th US Infantry is charged with having received a quantity of Whiskey in a clandestine manner, contrary to the existing orders of the Garrison for the purpose of introducing at into the Garrison is distributing it among the men of Fort Atkinson thereby disgracing himself as a Non Commissioned Officer & Soldier this at Fort Atkinson on or about the 1st July 1825.

By Order

Signed A. Richardson

Lt & Post Adjt.

6th US Infy

To which Charges the prisoner pleaded "Not Guilty"

Anson a private soldier of Compy D 6th US Infanty being duly sworn says that he saw the prisoner take keg from a number of other kegs of Whiskey and that he heard Garrison==citizen tell the prisoner that he would make him a present of a keg of Whiskey containing one or two gallons.

Question by the prisoner. Did you not hear Garrison tell me that he would give me a keg of Whiskey for the 4th July

Answer--Yes

Garrison a citizen being duly sworn says, that the prisoner came

upon him which he was selling and told him that the whiskey was yours, that it lay in his power to take it if he chose, but that he did not wish to injure him--but he would take all of Rogers Whiskey if he could find it--that he told the prisoner that this was a keg containing two or two & a half galons tht he was welcome to if he wished for it--did not see him take it away--

The prisoner having no Testimony to offer and no defence to make the Court was cleared, the proceedings read and the following sentence pronounced

Sentence

The Court after mature deliberation on the testimony adduced find the prisoner guilty of so much of the charge as relates to his having received a quantity of Whiskey in a clandestine manner--thereby disgracing himself as a Non Commissionned Officer & Soldier, and sentence him to be reduced to the station of a private sentinel and to pay for the same period.

There being no more business before the Court --the Court adjourned Sine Die

A. Richardson
Lt. & President Court

Remark.--It appears to the Court from the evidence given that Corpl. Tollman knew when he discovered the deapot of Whiskey that it was his duty to give the Commanding Officer immediate notice of it--but instead of doing his duty as a non Commissionned Officer and soldier, suffered himself to be bribed of a present of one or two gallons of Whiskey.

A. Richardson
Lt. & President Court

Fort Atkinson 6th July 1825

The proceedings of the Garrison Court Martial where of Lt.

Richardson was present and approved, and the stoppages will be made accordingly, so much of the witness of the Court or relates to the reducing of Corporals Smith and Tollman to the stations of private sentinels is hereby remitted upon the strong assurances given that clemency extended to them in this instance will not be thrown away. Corpl. Smith and Tollman are released from arrest.

The Court is dissolved

AR Woolley
Lt Col Comg

Proceedings of a Garrison Court Martial held at
Fort Atkinson by virtue of the follwoing order

Garrison Orders
No 37

Fort Atkinson
July 8th 1826

A Garrison Court martial will convene this day
at such time and place as the President thereof may direct
for the trial of such prisoners as may be brought before it

Lieut Richardson President
Lieuts Nichols & Eaton, Members
By order of Lt Col Woolley
Signd A Richarson
Lt & Post Adj

The Court met pursuant to the above order Present
Lt Richardson President--Lts Nichols & Eaton members

The Court being duly sworn in the presence of the prisoner
who being previously asked if he had any objection to any
of the members named in the above order, and replying in
the negative aforesaid to the trial of George Stevenson on the
following Charge--

Charge--Unsoldierlike conduct
Specification in this that the said George Stevenson of Battallion

Company 6th Infy, did on or about the 6th & 7th July
1825 at the Sutlers Store of the 6th Regt. In the vicinity
of Fort Atkinson, obtain in a Clandestine manner
two pints & half of whiskey on three forged permission
pretended to have signed by Lt J. Nichols 6th Infy

Signd J. Nichols
Lt 6th Regt Infy

To which charge the Prisoner pleaded "Guilty"

The Court confirm the plea of the prisoner George Stevenson
and do Sentence him to be Confined in the cells for
the period of ten days, to be fed on bread & water
for that Period, and to have his whiskey rations stopped
for thirty days to be appropriated for the use of the
Company to which he belongs

There being no more business before the Court
The Court adjourned Sine Die

A. Richardson
Lt & President of the Court.

Fort Atkinson

8th July 1825

The proceedings of the Garrison Court Martial whereof
Lieut Richardson was President are approved, and
will be carried into execution

The Court is Dissolved
AR Woolley
Lt Col Comg

Proceedings of a Garrison Court Martial held at Fort Atkinson
Council Bluff By virtue of the following Orders

Garrison Orders Fort Atkinson
No 46 26th July 1825

A Garrison Court martial will convene to day
at such time and place as the president thereof may direct for
the trial of such prisoners as may brought before it

Capt Shaler President
Lts Richardson & Eaton Members
By order of Lt Col Woolley
Signed A Richardson
Lt & Post Adjutant

The Court met pursuant to the above order

Present Capt Shaler President
Lt Richardson & Eaton Members

The Court being duly sworn in the presence of the prisoner
proceeded to the trial of private Green of Compy D, 6th Regt.
who being previously asked if he had any objections to the
members named in the Garrison Order and replying in the
negative was arraigned in the following Charges performed
against him by Lt. W. Wickliffe 6th Regt U.S. Infantry

Charges

Charge 1st Private Green of D. Company is charged with
Stealing vegetables, from the Garden of Co (H) 6th Regt US. Inf
particularly cucumbers on the morning of the 26th July 1825

Charge D The said Green was also Charged with Lying, by
saying that he had been sent, or that he had permission for
so doing. This at Fort Atkinson on or about the 26th July 1825.

To which the prisoner pleaded as follows. Not guilty
of the 1st Charge--Guilty of the 2nd.

Private Couly of Co H, 6th US Infy a witness for the pros==
==ecution being duly sworn says, that on the morning of
the 26th July 1825 he was passing round the farm and saw the

Private Green in the Garden of Co H, and told the Prisoner that he must be mistaken, that he was in the wrong garden, he Answered “no I was told to pick two or three Cucumbers for the Lieutenants” his apron was pretty well filled, mostly with squashes, but there were some Cucumbers in it.

Question by the Court did you or did you not see Green pick cucumbers from the Gardens of Co H,--Ans. I did see him pick one.

Question by the Court. What time in the morning did you see the prisoner in the Garden of Co H

Ans. Between Reveille & fatigue drum

The prisoner having no witness to be examined or defence to make the court was cleared, the proceedings read over and the following Sentence was pronounced

Sentence

The Court after mature deliberation on the testimony adduced find the Prisoner Green of Co (D) guilty of each and both the charges preferred against him, and Sentence him to be confined in the cells for ten days and to have his whiskey rations stopped for sixty days to be applied for the use of the Company to which he belongs

There being no more business before the Court
The Court adjourned Sine die

E Shaler
Capt 6 Infy
President

The Sentence of the Court is approved but in consequence of the former good conduct and General good Character of the prisoner, that part of the sentence which

The Stoppage will be made--Green will be released from
Arrest & return to duty--The Court whereof Capt Shaler
was President is dissolved
Fort Atkinson 27th July 1825

AR Woolley
Lt Col Comg
=====

Proceedings of a Garrison Court Martial here at
Fort Atkinson by virtue of the following Order.

Fort Atkinson 15th August 1825

Garrison Order

No 55

A Garrison Court Martial will convene to day at
such time and place as the President thereof may direct
for the trial of such prisoners as may be brought before at.

Lieut Wickliffe President

Lieuts Folger & Nichols Members

By order of Lt Col. Woolley

Signd. A Richardson

Lt & Post Adjutant

August 15th 1825

The Court met pursuant to the above order

Present Lieut Wickliffe President

Lieuts Folger & Nichols Members

The Court being duly sworn in the presence of the prisoner
proceeded to the trial of George Stevenson a private of Co. C
6th Regiment Infy, who being previously asked if he had any
objection to the members named in the order, and replying in the
negative, was arraigned on the following charge preferred
against him by Lieut Richardson of the 6th Regt. Infy

Charge. Drunkenness on duty

Spec. In this that the said George Stevenson a private of
Compy C 6th Regt. Infy, did while a Sentinel of the

police Guard ? ? ? Viz to under
? Incapable of performing his duty as such, this at
Fort Atkinson in the 13th August 1825.

Signd, A. Richardson
Lt. & Officer of the Day

To which the prisoner pleaded, “not Guilty”
Lieut. Richardson of the 6th Regt Infy a witness for the pros=
=ecution being duly sworn says, on or about the time and
place specified in the Charge, I was performing the duty
of Officer of the day, the prisoner was one of the police
Guard--I met him towards night going to the Guard
house so much intoxicated that he the prisoner could
neither walk straight or talk plain; I had the prisoner
relieved and confined--I believed him to be so much
intoxicated as to be incapable of performing the duty
of a soldier at the time--I enquired of the prisoner
where he got his liquour, he replied it was given him
while on post.

Corpl. Marsh of Compy. D 6th Regt Infy a witness
for the-prosecution being duly sworn says, I was Corpl.
of the police Guard on or about the time specified. I
observed the prisoner who was one of the Guard, so much
intoxicated that he could not walk strait, I sent the
prisoner home (to his quarters) to change his clothes, &
as he was returning to the Guard house the Officer of the
day Calld. the prisoner to him, and ordered me to confine
the prisoner--I believed the prisoner was so much under
the influence of liquor as to be uncapable of performing
his duty

The evidence on the part of the prosecution
being closed--the prisoner having no defence to offer
the Court being cleared, and the proceeding read over
the following sentence way pronounced.

Sentence

The Court after mature deliberation on the testimony find the prisoner George Stevenson a private of Company C 6th Regt. Infy, guilty of the charge and specification preferred against him, and Sentence him to have his rations of whiskey stopped for thirty days to be appropriated to the use of the Company to which he belongs, to undergo ten days solitary confinement in the black hole, and fed on bread and water for the same period

Wm. W Wickliffe
Lt 6th Infy. Presdt

Fort Atkinson
16th August, 1825

The proceedings of a Garrison Court Martial of which Lieut Wickliffe is President are approved, and the Sentence will be carried into execution.

The court of which Lieut Wickliffe was president is dissolved--

AR Woolley
Lt Col Comg
=====

Proceedings of a Garrison Court martial held at Fort Atkinson (Council Bluffs) by virtue of the following order

Fort Atkinson
August 24th 1825

Garrison Order
No 58

A Garrison Court martial will convene immediately for the trial of such prisoners as may be brought before it

Capt Shaler President

Lieuts Richardson & Eaton Members

By order of to Col Woolley
Signd A. Richardson
Lt Post Adj

the court next proceeded to the above ?

Present-- Capt Shaler President
Lieuts Richardson & Eaton Members

The Court being duly sworn in presence of the prisoner proceeded to the trial of private Thomas Powell of Batt Compy D, 6th US. Infantry, who being previously asked if he had any objections to the members named in the Garrison Order and replying in the regative, was arraigned on the following charge preferred against him by said G.W. Folger 6th US. Infy

Charge--Theft

Specifiction in this, that he the said Powell did on or about the 28th July 1825 break open a chest and take one pair of boots thereupon the property of private Black of Company B 1st Infantry and deposited them with private Willis of Battallion Company J, 6th Infy for sale, this at Fort Atkinson on or about the 28th July 1825

Witness

private Black Compy B 1st Infy

“ Willis “ J 6th Infy Signd G.W. Folger
Lt 6th Infy

To which the prisoner pleaded “not Guilty.”

Private Black a witness for the prosecution being duly sworn says. On or about the time specified I had a pair of boots, or Broques, in my chest under lock & key. I was out to the dairy, and when I came in, I found that my chest had been broken open and the boots taken from it--I afterwards found them in possession of private Willis compy. J, 6th Infantry--

Private Willis being duly sworn says. That the prisoner deposited a pair of boots with me on or about the time specified, and wished me to purchase or sell them as they were too large for him, the person told me

“That he says a man lay them down and I went and picked them up” The boots were marked J.D.B. on the inside. I delivered the boots to private Black on his claiming them as his property.

The evidence on the part of the prosecution being closed, and the prisoner having no witness to be examined or defence to make, the Court was cleared, the proceedings read to the Court, and the following Sentence was pronounced

Sentence

The Court after mature deliberation on the testimony adduced find the Prisoner private Powell guilty of so much of the charge as relates to his depositing a pair of boots (the property of private Black) in the hands of private Willy for sale, but not guilty of breaking open the chest of Black and taking boots therefore and Sentence the prisoner private Thomas Powell of Battallion Company (D) 6th Infy to hard labour for fifteen days, to be confined in the guard room nights, and to have his whiskey rations stopped for thirty days, to be applied for the use of the Company to which he belongs--There being no more business before the court, the Court adjourned Sine Die

E Shaler
Capt 6 Infy
President

Fort Atkinson 24th August 1825

In reviewing the proceedings of the Garrison Court Mar==
==tial of which Capt Shaler is President the Commanding Officer finds himself compelled to disapprove of the finding in the case of Powell, be concerning that the charge of theft was fully proved--There is not one case of Larceny in one hundred, in which the taking and carrying away is more clearly made out, all the facts of a strong case are here exhibited the felonious intent is evinced by all the circum

--stances

of the case and the court should have found him guilty of the charge of Theft. The sentence of the Court will be carried into execution--Lieut Folger Commanding Company D, will see that the Stoppage of whiskey is made for the benefit of the Company.

The Court whereof Capt Shaler was president is dissolved

AR Woolley

Lt Col Comg

=====

Proceedings of a Garrison Court Martial held at Fort Atkinson by virtue of the following case

Garrison Order
No 62

Ft. Atkinson

1st September 1825

A Garrison Court Martial will convene immediately for the trial of such persons so may be brought before it

Lieut Wickliffe President

Lieuts Folger & Waters Members

By order of Lieut Col Woolley

Signd A. Richardson

Lt & Post Adjutant

The Court met pursuant to the above Order
Present Lieut Wickliffe President

Lieut Folger & Waters Members

The Court being duly sworn in presence of the Prisoner proceeded to the trial of Corporal Marsh of D Company 6th Infy who being previously asked if he had any objections to the members named in the Order, and replying in the negative was arraigned on the following charge and Specification.

Charge

Corporal Marsh of D Company 6th Infy is charged with
Neglect of Duty

Specification in this that the said Corporal Marsh did while Police Corporal and in Charge of the Prisoner, & and permit two of the said prisoners, Wyand & Higgins, to leave the party and go into the Company gardens without a Sentinel or any person to guard them at Fort Atkinson on or about the 1st Sept. 1825 To which the prisoner pleaded "not Guilty"

Capt Shaler of the 6th Infy a witness for the prosecution being duly sworn, says, on the time specified in the charge the prisoner Corpl. Marsh being the police Corporal, was put in Charge of the Prisoners. I as Officer of the day directed him to take them and go to the brick Kiln, and Commence cleaning out the bros for the purpose of making bricks. I told the Corporal at the same time that he would have charge of the prisoners and keep them at work, between eleven & twelve O'clock on the same day I rode past where the prisoners were at work and found the two were absent. I enquired of the Corporal where they were, he told me that they had gone down to the river to drink. I observed to him that he had done very wrong to let them go without some person to watch them. I then rode on to the oat stack, was gone about fifteen minutes, & on my return to the Garrison I discovered two of the prisoners Wyand and I believe the other was Higgins coming through the Hospital garden without being in charge of any person I believe they had been lower down in the gardens--It was unnecessary, and out of the way to go through the gardens from the brick kiln to the river.

The evidence on the part of the prosecution being closed and the prisoner having no defence to offer, the Court was cleared when the whole of the evidence was read over and the following finding recorded

Sentence

The Court after mature deliberation on the testimony adduced, find the prisoner Corpl. Marsh guilty of the Charge--

and Specified exhibited against him, and sentence him
to be reduced to the Station of a private Sentinel

Wm W. Wickliffe
Lt. 6th Infy Presdt.

Fort Atkinson
9 September 1825

The finding and Sentence of the Garrison Court Martial
of which Lieut Wickliffe is President are approved
Marsh is reduced to the Station of a private Sentinel
The Court is dissolved

AR Woolley
Lt Col Comg
=====

Proceedings of a Garrison Court
Martial held at Fort Atkinson Council Bluffs, by virtue of
the following order

Garrison Order
No 66

Fort Atkinson
11th Sept 1825

A Garrison Court Martial will convene immediately
for the trial of such prisoners as may be brought before it
Lieut Folger President
Lieut Nichols and Eaton Members
By order of Lt Col. Woolley
Signd A Richardson
Lt & Post Adjutant

The Court met pursuant to the above Order
Present Lt Folger President
Lts. Nichols & Eaton Members

The Court being duly sworn in presence of the prisoner proceeded to the trial of Private Sanders of Battallion Company K, 6th Regiment US. Infy upon the following charge preferred against him by Lt Waters 6th Regt US Infy

Charge

Private Sanders of Company K, 6th Infy is charged with taking potatoes from the field of Co. A, 6th Infy without leave, this at or near Fort Atkinson on or about the 10th Sept 1825.

Signd G.W. Waters
Lt 6th Infy

To which the prisoner pleaded "not Guilty" Capt Shaler a witness for the prosecution being duly sworn says "I had missed potatoes from my corn field which led me to enquire if any had been brought into the Company. The Cook told me that Sanders had brought in a mess of potatoes for him to cook. The next day I asked Sanders where he got the potatoes--he told me that he had taken potatoes from the field next below that of Compy K, which is Capt Armstrongs Compy Field."

The evidence on the part of the prosecution being closed and the prisoner having no evidence or defence to make The Court was Cleared, the proceedings read over, and the following Sentence pronounced

Sentence

The Court after mature "deliberation on the testimony adduced Confirm the plea of the Prisoner, and Sentence him to be Confined in the Guard room fifteen days, to undergo hard labor during the period--to have his whiskey rations stopped for thirty days to be applied for the use of the Company to which he belongs

The Court next proceeded to the trial of Robert Erskine a private of Co. E, 6th Regt Infy upon the following Charge

& Specification preferred against him by order of
Lieut Col Woolley.

Charge

“Unsoldierlike Conduct”

Specification in this, that the said Robert Erskine a private of Battallion Co. E, 6th Infy did on or about the 10th September 1825 Sell to Mrs. Contal a Laundress of the 6th Regement one load of wood, and did likewise during the last two months sell to the aforesaid Laundress, wood at difference times belonging to Company C, 6th Regt Infy this at Fort Atkinson

By order of Lt Col Woolley
Signd A. Richardson
Lt & Post Adjt.

To which charge & Specification the prisoner pleaded
“not Guilty.”

Mrs. Contal a witness for the prosecution being duly sworn Says I had no wood nor no means of getting any. I asked Erskine the prisoner to draw me a load. I gave him some milk and some money for his trouble--He also drew me a load in the latter part of the month of August 1825.

Question by the Court. Did you enter into any previous engagement with the Prisoner to draw wood for you?

Answer. I did not. I asked him (the prisoner) to draw me some wood--he told me he would as soon as his days work was done.

Question by the Court did the prisoner demand any Compensation for drawing the wood.

Answer--He did not I rewarded him voluntarily.

Question by the Court. Do you know where the person obtained the wood as to whom it belonged?

Answer. I do not.

The evidence on the part of the prosecution being closed Lieut Waters 6th Infy being duly sworn says—“The prisoner has never taken a stick of wood to any woman in the gar==
==rison belonging to Compy. C, to my Knowledge==I gave the prisoner permission to draw wood when ever he was at leisure, and for who he pleased.

Question by the Court--was the wood he drew cut for the use of Compy C,?

Answer--It was not.

The evidence for the prisoner being closed and the Prisoner having no defence to make--the Court was cleared the evidence read over, and the following was the findings of the court--

The Court after mature deliberation on the testimony adduced, find the prisoner Robert Erskine of Battallion Co. C, 6th not guilty of the Charge or Specifications preferred against him, and do therefores honorably acquit him of the Charge and Specification preferred against him-- Those being no more business before the Court The Court adjourned Sine die.

G. W. Folgers
Lt. & President

Fort Atkinson
12th Sept 1825

The Commanding Officer approves of the proceedings and finding of a Garrison Court Martial of which Lieut Folger is President in the Case of January Co. K, and directs that the Sentence he carried into execution--But he can not, approve of the proceedings and finding in the case of Erskines Compy C. It appears in evidence that the

Prisoner disposed of wood and received for it a pecuniary
Consideration--The matter is not cleared up that he
had a right so to do--Under Some Circumstances it
might be proper--under existing circumstances the
Commanding Officer Knows it to be wrong--Cupidity
in the army is its love? And Curse, and we should
lay our hands upon every one we can get hold of &
Trounce them Soundly for yielding to the Spirit of ava=
=
=sicious traffic--Erskine will be released from Arrest
and will return to duty, but it behoves him to beware
of the future--

The Court whereof Lieut Folger was President
is dissolved

AR Woolley
Lt Col Comg
=====

Proceedings of a Garrison Court
Martial held at Fort Atkinson by virtue of the follow=
=
=ing order

Fort Atkinson

Garrison Order
No 68

14 Sept 1825

A Garrison Court Martial will convene immediately
for the trial of such prisoners as may be brought before it.

Lieut Wickliffe President
Lieuts Richardson & Nichols Members
By order of Lt Col Woolley
Signd A Richardson
Lt & Post Adjutant

14th Sept 1825

The Court met pursuant to the above order

Present-- Lieut Wickliffe President

Lieut Richardson & Nichols members

The Court being duly sworn in the presence of the prisoner proceeded to the trial of Mrs. Contal a Laundress of the 6th Regiment who being asked if she had any objections to the member named in the Order and replying in the negative was arraigned on the following charge preferred against her by order

Charge---Disobedience of Orders

Specn. In this that the aforesaid Mrs. Contal a Laundress of the 6th Regiment, did on or about the 1st of August and 5th Sept 1825 sell or otherwise dispose of a quantity of whiskey to the soldiers of the Garrison, and she has been in the habit of selling or disposing of whiskey contrary to orders to the men of the Garrison during the last two months--this at Fort Atkinson

By order of Lt Col Woolley

Signd A Richardson

Lt & Post Adjutant

To which the prisoner pleaded "not guilty"

Private Bufford of Co G 6th Regt Infy a witness for the prosecution being duly sworn says. "I do not know any thing respecting the charge or the Specification. On the 5th July I deposited a bottle of whiskey with Mrs. Contal for safe keeping, a part of which I On the 5th July and a part on the 6th July--On the 7th July I deposited one pint more of whiskey with Mrs. Contal and obtained it from her on the same evening.

Mrs. Gess a witness for the prosecution being duly sworn says, on or about the 13th September 1825 I asked Mrs Contal for a sum of money that was due me from her. Mrs Contal informed me that my husband owed her for whiskey.

She had sold him, and that she should not pay me until my husband had paid her for the Whiskey she had sold him. Mrs. Contal retained from me the Sum she owed me one dollar 25 cents. She informed me was for whiskey sold my husband, I do not know, what the remainder was retained for

Mrs. McClements a Laundress of Co G, 6th Infy, a witness for the prosecution being duly sworn says, I do not know of Mrs. Contal having sold any whiskey within two months or at any other time.

Private Gess of Co G 6th Regt Infy a witness for the prosecution being duly sworn says, on or about the 10th July 1825, I saw private Bufford of Co. G, 6th Infy have some whiskey--I asked where he got it. He replied that he got the whiskey of Mrs Contal. I asked him if there was any more to be got. He said there was a plenty for the money--I was wet and in want of whiskey. I went to Mrs. Contal's room and got one gill of whiskey from her and paid her the money for it 25 cents. After breakfast I went to Mrs. Contal's room and got another gill which I did not pay the money for, and which still stands to her Credit.

The evidence on the part of the prosecution being closed and the prisoner having no defence to make the following Sentence was pronounced.

Sentence

The Court after mature deliberation on the testimony adduced find the Prisoner Mrs. Contal a Laundress of the 6th Regt Infy guilty of so much of the specification of the charge preferred against her as relates to her having sold whiskey to the men, or a man of the Garrison within the last two months and guilty of the Charge and Sentence her (the prisoner) to be drummed round and out of the Garrison, and to be dismissed

the Service as a Laundress. But in Consideration of
her large family of children and peculiar situation
the Court beg leave to recommend her to the Clemency
of the Commanding Officer

Wm. W Wickliffe
Lt. & Presdt

Fort Atkinson 15th Sept 1825

The proceedings pending and Sentence of the Garrison
Court Martial of which Lieut Wickliffe is President
was approved, but upon the recommendation of the Court
the Commanding Officer remits so much of the Sentence as
subjects the prisoner Laundress Contal to be drummed
round and out of the Garrison--She is no longer a
Laundress of the Regiment, and will be deprived of all
the rights and priveliges of one, but owing to her large
family of children, and the absence of her husband who is
a highly meritorous and deserving soldier, she can remain
at the post until the return of that part of the Regiment
which is now up the river---The Court whereof Lieut
Wickliffe is President is dissolved

AR Woolley
Lt Col Comg
=====

Proceedings of a Regimental Court Martial Convened
at Fort Atkinson by virtue of the following Order
Orders No 77 Fort Atkinson 21 Sept 1825

A Regimental Court martial will convene imme==
==diately for the trial of Sergt Nolen of Company F, and such
other prisoners as may be brought Before it

Capt Riley President

Lts Hutter and Batman members

By order of Lt Col Woolley

Signd Thos Noel Adjt 6th Infy

The Court met agreeably to the above order Present all the members, and being duly sworn in presence of the prisoner who being previously asked if he had any objection to any of the members, replied in the negative.

The Court adjourned to meet to morrow morning at 9 O'clock--

9 O'clock Sept 22

The Court met agreeable to adjournment

Present Capt Riley President

Lts Hutter and Batman members

and proceeded to the trial of Sergt Martin Nolen Charged as follows, viz.

Charges and Specifications preferred against Martin Nolen
Orderly Sergt of Co F 6th Regt. Infantry

Charge 1st.

Habitual Neglect of duty

Spec 1st. In this that he the said M Nolen of the above named Company & Regiment on or about the 12 Inst. did absent himself from his Company and from Camp at the Puncas without permission, and did then and there neglect to parade his Company, or to Call his roll at Tattoo, and did remain absent from untill two or three hours after Tattoo much to the prejudice of good order and discipline

Spec. 2. In this that the aforesaid M. Nolen of the Compy and Regiment aforesaid did neglect to parade his Compy or to call the Roll of it at Reveille at Fort Atkinson, Council Bluff, on or about the 21st Inst. and did also neglect to hand in his morning Report for the same day to his Company affair Lt. Crossman.

Spec 3d in this that he the aforesaid M Nolen of the company and Regt. above mentioned has frequently neglected his duty as orderly Sergt. between the 1st and 20th of the Present month in not calling his roll at Tattoo when particularly ordered

so to do by his Company Officer Lt Crossman

Charge 2d Drunkenness

Spec. In this that he the aforesaid M Nolen Ordy Sergt of Company 6th Regt Infantry, was intoxicated on on [sic] duty on or about the 19th, 20th & 21st Inst. So much so as to be totally incable of performing his duty as Orderly Sergt. This to the prejudice of good order, and in violation of the Regulations of the Army

Charge 3d Prevarrication

Specn. In this that he the before mentioned M Nolen of Compy F 6th Regiment Infantry, when questioned by Lt. Crossman relative to his neglect in not handing in his morning Report for the 21st Inst. did prevarricate with a view to ? his Compy Officer, by replying that he had gone to the Quarters of Lt Crossman at 6 Ock A.M. when he Lieut Crossman, was in bed or words to that effect, but on further enquiry, acknowledged to Lieut Crossman that he had not been at his Lt Crossman, Quarters that morning (21st) This at Fort Atkinson Council Bluff

Signed G. H. Crossman

Lt 6th Infy

Additional Charge Neglect of duty

Specification in this, that the said Sergt. Martin Nolen Orderly Sergt. to Comp F, 6th Infy, did neglect to hand to the Doctor at the Sick Call a list of the Sick of Company F, at Fort Atkinson on or about the 21st Sept. 1825

By order of Lt Col Woolley

Signd Thomas Noel

Adt 6th Regt

To which charges and Specifications the prisoner pleaded as follows

Guilty of the 1st Specification 1st Charge

Not Guilty of the 2d Specification 1st Charge

Guilty of the 3d Specification 1st Charge

Not Guilty of the 1st Charge

Not Guilty of the 2d Charge nor its Specification

Not Guilty of the 3d Charge nor its Specification

Not guilty of the additional charge or its Specification

Lieut Crossman 6th Infy a witness for the prosecution

being sworn, says, with regard to the 1st part of the 2d Specn

1st Charge which charges the Sergt. with not parading his

Company at Revielle, I am unable to testify on that Subject

but he did not hand in his morning Reports of that day (21st)

with regard to the 2d Charge (Say, The Sergt was intoxicated

on the two last days Specified (20th & 21st) So much so as

apparently to render him incapable of performing his duty

as Orderly Sergeant.

With regard to the 3d Charge, Prevarication Says not having received the morning Report of the 21st Inst. I went to the Sergt.

(Nolens) and enquired the reason why he had not handed it in,

he replied that he had been at my room at 6 oclock

that morning, and that I was not awake (or words to that

effect.) In expressing any doubts to him at this answer,

he said, that he had come to my room, and finding the door

shut, had concluded that I was not up or awake--On

questioning him further on the Subject, he acknowledged that

he had not been at any quarters that morning, and by way

of excuse for this equivcation, asked me if there was to be

no indulgence grantd to him and the men

Sergt. Flemming of Battallion Co F 6th Infy a witness for the

prosecution being sworn says--On or about the 12th Inst. Sergt

Nolen the Prisoner was absent from Camp at the Punca

village, and did not Parade the Company, or call the roll

of it at Tattoo--The length of time the Sergt was absent I

don't know--On the 20th Inst. he neglected calling the roll

of the Company at Fort Atkinson--As to the Sergt being

drunk at the time Specified. I can only Say that he had

been drinking--I cannot say that he was drunk--I did

not see him stagger or fall over--I do not recollect of the Sergeant having called the Company roll more than three or four times from the 1st to the 30th Inst.

Question by Lt. Crossman--Are you not knowing to an order having been give to Sergt Nolen by me, about the 1st Sept Inst. to have Tattoo roll called regularly.

Answer--Yes

Corporal Abbott of Company F 6th Inst Sworn for the prosecution, Says--Sergt Nolen was absent from Camp at Puncas village the night the troops encamped there in descending the river. I dont recollect the day of the month, and I was Sent after him with a file of men, but did not find him--The Sergt came to the body of the guard about two hours after tattoo--The Sergeant frequently neglected calling the Company roll at Tattoo, in descending the river I saw the Sergeant drinking and he appeared high about the time Specified in his Charge

Doctor Gale sworn for the prosecution says Doct Nicolls presented For the Sick on the morning of the 21st Inst. and reported to me that no report had been received from Co F, that morning--my report to the Comg Officer was founded on the report of Doct Nicolls--

Doctor Nicolls Sworn for the prosecution says, no report of sick was presented to me of Company F, on the morning of the 21st Inst.--nor did I know whether the Orderly Sergeant was bound to make a report to me, as I was acting Garrison Surgeon, altho had the Sick of the Company been presented to me I would have presented for them--It is not cus==tomary for Adjt Sergt to appear at the presending room when they have no sick

Sergt Dimmick 6th Infy a witness for prosecution, being duly sworn Says, there was no sick report of Company F, handed in on the morning of the 21st Inst.and I understood

from Sergt Nolen that there was none sick in the Company that morning.

The Testimony on part of the prosecution having all been closed

Sergt Gibson a witness for the prisoner being duly sworn says--On the morning of the 21st Inst. in making out a consolidated report of the Sick, I found no report of Compy F. I reported the circumstance to the Surgeon accordingly

Question by the Prisoner--When the sick report of Compy F, was called for, did you not see me and hear me say to Doct. Nicoll, that There was no Sick in Co F, Answer I dont recollect the circumstance

The testimony having all been hear, the prisoner requested untill to morrow 2 Oclock, P.M. to propose his defense which was granted. The Court adjourned until 2 P.M. to morrow

2 P.M. Sept 23 1825

The Court met pursuant to adjournment Presents all the assembly, the Prisoner being asked if he was ready with produced the following

Fort Atkinson 23d Sept 1825

Gentleman of the Court

I am induced through the feeling, of a man and Soldier at this period, to offer to you then feeble remarks on the Charges Waged against me, or my innocense or quilt will not be the principle of my asserted attention, but to unsadel to you some facts said to be connected with the prosectuion under the Officers charges now in question, bring but a view where feelings are not most manifestly excited, true it is Supported all the force that can be offered against a man in my sphere of life-- I will only Comment on the Charges and Specification as they are exhibiting against me. Habitual neglect of duty

The 1st Specn connected with the charge points out any being absent from the Company, does this imply any neglect of duty, while absent, how could I be charged with neglect of duty Could a man in St. Louis call a Roll at the Punca village. In my humble opinion it is more likely in the face of the enlightened world? I was absent without leave, at the same time the prosecution called the offense in question, and-interrogated me, also reprimanded me, in words couched as follows, I will forgive you this time, but dont do so again, I wish to learn from the honorable Court the deliberate result or conduct of such proceedings of any man who is clothed with power--first to forgive an offense, and then prosecute with all the vigour the law favours him with. However for ever, and then say I know not my hour In the 2d Specn. I am accused in such neglect as not to State the Offence phisically itself which may be supposition--3d Specn.--That part of this Specification as accuses me of not calling my roll at tattoo was only my neglect through feelings of humanity toward the men fatiqued with every exercise their nerves? were possessed of, and was customary throughout the fleet? to them on our arrival to this place; It is never the first object of prejudice to step as far as possible towards stabbing the bosom of the most abist advocate to improve the welfare of both honor and discipline--The great question is why was I arrested: not so much for neglect as for for [sic] usage above which has every appearance of what will make feeling men shudder

In the 2d Charge Drunkenness, so much incapable of performing my duty, I hereby wish to know of the honorable Gutterman how far I neglected any part of my duty, or what part of my duty I have in my mind Neglected it is a misery to me, that no man in the parole of his consequence, being the accused, ? Prevents me from expressing what should be said on the Subject. Therefore I arge I have not neglected

any part of the duty or get so drunk but was granted to all the men of the expedition, and to single me out as the only man to pay the Piper wears its Colours and arrested accordingly---On the 3d Charge I will say but little on the Subject--Lieut Crossman when he questioned my reasons for not bringing him the report of the Company. I plainly told him the only reason was, which shows plainly at the hour the curtain of his window was down, and doors closed, which induced me to believe him asleep and also knowing he was fatigued, I hustled to my influence on the Subject in getting the report through the hands of the Sergt Major without further trouble to him--I will not trouble the honorable Court with a longer sketch of facts but humbly submit the case in its ferocity to you honorable and generous decision

(Signd) M Nolen

The Court after mature deliberation find the prisoner
Sergt M. Nolin

Guilty of the 1st Specn. 1st Charge

Guilty of the 2d Specn. 1st Charge

Guilty of the 3d Specn. 1st charge

Guilty of the 1st Charge

Guilty of the 2d Charge and its Specification leaving out the words so much so (Drunk) "as to be totally incapable of performing his duty as orderly Sergt."

Guilty of the 3d Charge and its Specification

Not Guilty of the additional charge, and do Sentence him Sergt. M. Nolen, to be reduced to the Station of a private Sentinel.

The Court adjourned Sine die

B Riley
Capt. 6th Infy Prst

Head Qrs. Fort Atkinson
24th Sept 1825

The proceedings of a Regimental Court Martial
of which Capt Riley is President are approved. Seargent
Nolen of F Company 6th Regiment in pursuance of the
Sentence of the Court is hereby reduced to the Station
of a private Sentinel

The Court whereof Capt Riley is president is
dissolved--

AR Woolley
Lt Col Comg

=====

Proceedings of a Regimental Court Martial held
at Fort Atkinson Council Bluff by virtue of the fol
lowing order

Head Qrt. 6th Regt

Fort Atkinson 26th Sept. 1825

Order No 12

A Regimental Court Martial will convene
immediately for the trial of such prisoner as may be
brought before it

Capt. Armstrong President
Lieuts Pentland & Nute members
By order of Lt Col Woolley
Signd Thomas Noel
Adgt 6th Regt.

The Court met at 10 Oclock on the morning of
the 27th Inst. Present Capt Armstrong President

Lieuts Pentland & Nute members

The Court being duly Sworn in presence of the prisoners
who being previously asked if they had any objection
to the members named in the above order, and replying
in the negative, proceeded to the trial of Sergeant Benjm
Dailey of Battallion Co D 6th Infy on the following

charge & Specification--

Charge Drunkenness on duty.

Spec. In this that he the said Sergt. Benjamin Morgan of Batt. Co. D 6th Infy was so much intoxicated as to be unable to perform the duties assigned him as Orderly Sergt. of the Aforesaid Compy L. This at Fort Atkinson on or about the 22d & 23 Sept. 1825

Signd G.W. Folger
Lt 6th Infy

To which the prisoner pleaded not Guilty
Corpl. Moore of Co. D. 6th Infy a witness for the prosecution being duly sworn says, I saw the prisoner Sergt. Daily, on or about the time Specified in the Specification & in all appearances he was too much intoxicated to perform the duties assigned him as Orderly Sergt. of the aforesaid Company--
Corpl. Shaw of Co. D. 6th Infy a witness for the prosecution being duly sworn says, He saw the prisoner Sergt. Daily on the 23d Sept. and in my opinion he was so much intoxicated as to render him unable to perform the duties of Orderly Sergt. of the aforesaid Company

Mrs Johnson a witness for the prosecution being duly Sworn says--On the 22d Sept. I saw the prisoner Sergt. Daily, and in my opinion he was too much intoxicated to perform the duties of Ord. Sergeant of the Aforesaid Company.

Private Glennon of Co. D. 6th Infy a witness for the prosecution being duly sworn says, the prisoner Sergt Daily was drinking on the times specified in the Specification, but now particularly on the evening of the 23d of Sept. he was in my opinion too

much intoxicated to perform the duties of Orderly
Segt of the aforesaid Company--

Question by the prisoner--What time in the evening
of the 23d did you see me so much intoxicated

Answer just at Tattoo

Lieut Folger a witness for the Prisoner being duly
Sworn Says--Question by the Prisoner. Was I not on
parade on the evening of the 23 of Sept. at Tattoo.

Answer. Yes he was

Question by the Prisoner. What has been my General
Character Since you have known me.

Answer. It has been genelly good, and he has performed
his duty as a non Commissioned Ofricer very correctly.

Lieut Pentland a witness for the Prisoner being duly sworn

Question by the Prisoner, what has been my General character
Since you have know me.

Answer. I think the Conduct of the Prisoner has been
Generally Correct and Soldierly--he is when sober one
of the best Soldiers in the 6th Regt, in my opinion

The Court after mature deliberation on the Testimony adduced
find the prisoner Sergt. Benjn. Daily guilty of the Charge &
Specification exhibited against him, and Sentence him to
be reduced to the Station of a private Sentinel, but in
Consequence of the good qualifications of the Prisoner
as a Non Commissd. Officer recommend a remission of
his Sentence--

The Court next Proceeded to the trial of private
John Brown of Battn Co G, 6th Infy on the following
Charge & Specification

Charge Theft

Specn. In this, that he the said John Brown did steal
from Sergt Grabb of Compy K, 6th Infy, a young pig or hog
and attempt to secret the same at Fort Atkinson on or--

about the 21st Sepr 1825

Signd George C Hutter
Lt 6th Infy

To which the prisoner pleaded not Guilty
Lieut Hutter a witness for the prosecution says at
the time Specified in the Specification. I met Brown
the prisoner coming into the West gate, and asked him
what he had under his arm wrapt up in a great Coat
he gave me no Answer, and I made him lay it down
and open the Coat, and I found that he had in it a
young pig, apparently to have been just killed. I
understood the pig belonged to Sergt. Riley, and I
sent it to Company C, Quarters
Sergt. Grabb, a witness for the Prosecution being duly
sworn says, after Lt Hutter had taken the Pig from
the Prisoner, I was informed that Brown had Killed one
of my pigs, and that it was in Co C, Quarters. I went
there and got it, and I know it was one of mine by
the mark on it, but do not know that the prisoner
Stole it.

The Court after mature deliberation on the Tes==
==timony adduced find the prisoner private John
Brown Guilty of the charge and Specification exhibited
against him, and Sentence him to be drummed around
the Garrison with the rogues march, and to have the
whiskey part of his rations stopped for one month, to
be given to the men of Co. G 6th Infy, who are em==
ployed on Company detail.

The Court then proceeded to the trial of William
J. Mallon a private Soldier of Battallion Co. H, 6th Infy
on the following Charge. Charge William J. Mullon
private Soldier of Battl. Compy A, 6th Regt. US Infy is
Charged with disobedience of order, and neglect of duty, in

holding conversation with Fitzgerald of the Co. F, 6th Regt.
And Brown of Co. I, 6th Regiment while he the above named
Mullons was a Sentinel on Post at Fort Atkinson on or about
the 24th September 1825

Signd B. Riley
Capt 6th Infy

To which charge the prisoner pleaded "not Guilty"
Brown of Co. I, 6th Infy, a witness for the prosecution being
duly sworn, says, on or about the time mentioned in the
charge, the prisoner was a Sentinel near the Ordnance
Stores, in passing along, the prisoner asked me what that
horse was doing there. I told him he was brought to be
shod, this was all that passed between us--The horse was
4 or 5 paces from the post occupied by the prisoner

Capt Riley a witness for the prosecution being duly sworn
Says--On or about the time mentioned in the Charge
I was Officer of the day, and in making my daily visits
to the Sentinels, I discovered the prisoner a Sentinel of the
Police Guard in close conversation with Fitzgerald of Compy
of Co. F, 6th Infy. They continued their Conversation untill
I had walked 10 paces of the Prisoner. Fitzgerald was
facing me and saw me first, and on dicovering me he
gave the prisoner a mink and left the place. The prisoner
however did not understand Fitzgerald, and called to
Brown of Co. I, 6th Infy, who was going into the door of
the Armorer Shop, he the prisoner, at the time standing
within 3 or 4 paces of the door--
The Court after mature deliberation on the testimony adduced
find the prisoner private William J Mullon guilty of
the charge exhibited against him, but they attach no
criminalty to the prisoner for talking with Brown of Co.
I, 6th Infy. As it appears that he did so on duty
as to that part of the Charge that relates to his talking

To Fitzgerald they Sentence him to have the ration part of his whiskey stopped for twenty days, to be appropriated to the use of the men of Co H, 6th Infy who are on Co. Detail.

Fort Atkinson 28th Sept 1825

The proceedings of the Regtl Court Martial of which Capt Armstrong is President are approved & Confirmed

In the case of Sergt Daily of Battalln Co. D, The Commg Officer after giving due weight to the recommendation of the Court for a remission of the Sentence finds himself compelled from sense of duty to carry it into execution--Sergeant Benjamin daily is accordingly reduced to the Station of a private Sentinel

The Sentence of the Court in the Case of John Brown a private of Battallion Co. G, 6th Infy will be carried into effect--The Officer of the day will cause it to be executed immediately after Guard mounting, to morrow morning, and the Commander of Co. G, will see that the stoppages are made.

The Company Commander of Battallion Co H, will cause the stoppages to be made in the case of Private William J. Mattows of Said Company, in Conformity to the Sentence.

The Court whereof Capt Armstrong is President is dissolved--

Wm Armstrong. Capt
6 Reg U.S. Inf
Pres.

AR Woolley
Lt Col Comg

Proceedings of a Regimental Court Martial convened at
Fort Atkinson Council Bluffs, by virtue of the following order

Hd. Qrs 6th Regt Inf.

Orders

Fort Atkinson 4 Oct. 1825

A Regimental Court Martial will assemble
to day for the trial of such prisoners as may be brought before it. The
Court will consist of the following Officers viz: Capt. Gantt
President, Lts Wickliffe & Eaton Members.

By order of Lt. Col. Woolley

Signed T. Noel Adgt 6th Infy

Octr. 4th 1825. The Court met pursuant to the above order--but
owing to the indisposition of one of the members adjourned to meet
to morrow at 10 Oclock Am Octr. 5th 1825--The Court met
pursuant to Adjournment.

Capt. Gantt President

Lts Wickliffe & Eaton Members } Present

The Court after being duly sworn in presence of the prisoners
who being previously asked if he had any objections to the members
and replying in the negative proceeded to the trial of Fort
a private soldier of Battl Co K, 6th Regs. US Infantry upon the
following Charge & Specification preferred against him by Lt. Eaton
6th Regs. US Inf

Charge Unsoldierlike Conduct

Specification In this that he the said Ford a private Sentinel
of the Police Guard and on post on the 2nd Oct. 1825 at Fort Atkinson
instead of keeping himself on the alert, without noise & without
speaking except when necessary did unnecessarily & improperly saunter
about & laugh & talk with soldiers & visitors to the prejudice of
good order & military discipline.

Signed. Wm W Eaton Lt 6th Inf

To which Charge & Specification the prisoner pleaded "Guilty."

The Court being cleared and the proceedings read over the following
sentence was pronounced.

The Court met pursuant to the above order Present Lieut Hutter President Lieuts Batman and Crosman members, and being duly sworn in presence of the Prisoner who being previously asked if he had any objection to either member mentioned in the order, and replying in the negative, proceeded to the trial of Corpl. Abraham Moore of Battallion Compy. D, 6th US. Infy Charged with neglect of duty Specification. In this that he Corporal Abraham Moore of Battallion Company D, 6th US Infy did at Fort Atkinson between the 1st of August and thirtyeth of September 1825. Sell, give away, loose by neglect or otherwise dispose of in a manner not yet accounted for, about thirty pounds of putty belonging to the U.S. and under his charge as Non Commissioned Officer, or Superintendant of the Carpentry Shop, and this to the neglect of his duty as such Non Commissioned Officer or Superintendent

Signd R. Holmes

Fort Atkinson Oct 10th 1825 Lt & Act Apt QM 6th Regt.

To which charge & Specification the Prisoner Corpl Moore plead not guilty

In Consequence of the illness of Lt Palmer one of the witnesses on the part of the prosecution, the Court adjourned until 1 oclock P.M.

The Court met pursuant to adjournement present all the Members, and proceeded to hear the testimony of Lt Palmer, who being duly sworn says--During the time specified under the charge the prisoner had the care & Superentendance of the Carpentry Shop, of the workmen, tools, etc. Some few days of the time sick-- During the time he had charge of the Carpentry Shop I saw a quantity of putty in a kettle in which it had

been made by private Carman one of the men under the Superintendent of the prisoner. I should judge there was at least twenty pounds of it--The kettle with the contents was in the Carpenter Shop--On or about the 17th or 18th Sept. There was a quantity of putty used by my order under the care of the prisoner in Setting about 30 panes of Glass The allowance of putty for setting Glass (to the best of my knowledge) is at the rate of one pound to 12 panes, from the whole quantity of putty made & in charge of the prisoner about forty pounds, there was or ought not to have been more than twenty pounds of it used in the work I had ordered.

Questn. By the Prisoner--Did you or did you not order privates Rogers & Thompson to set the glass in the windows of the Council house after you had seen the 20 pounds of putty in the Carpenters Shop.

Answer I do not recollect of having given such an order, but I understood from Coln. Woolley that he had ordered it to be done. I might have afterwards repeated the Colonels order to Thompson, but am not positive--

Private Martin a witness for the prosecution being duly sworn says on or about the 24th Sept I relieved the prisoner in charge of the Carpentry Shop, tools etc. There was no putty turned over to me by the Prisoner, but I found about two pounds of putty in a Keg in the Shop for some days previous I had been at work in the Shop I did not during that time see any waste or misapplication of public property of any kind. I know nothing of the matter contained in the Specification under the Charge Private Rodgers a witness for the prosecution being duly sworn says, about the time specified in the charge I was ordered by Corpl. Moore to assist in setting some

Glass in the barrack rooms, after these were finished I was ordered by the Commgn Officer Col. Woolley to Set a quantity of glass in the windows of the Council house. I was afterwards ordered by Genl. Atkinson to set some glass in the Cabin windows of the Keel boat Antelope--there was used altogether the following quantity of Glass viz one full box of Glass 8 by 10, one quarter box of 7 by 9, and in addition to these eighteen panes that were afterwards used to Complete the Council house windows. I was furnished with putty by Corpl. Moore the prisoner--after finishing the work I delivered what putty remained to the prisoner there was two or three pounds of it. I know of no waste in the use of the putty nor do I know of any neglect on the part of the prisoner while in Charge of the Carpenters Shop. Private Carman a witness for the prisoner being duly sworn says Question by the prisoner. At the time referred to in the charge how much whiting & oil did you receive from the A. Qmaster Lt Palmer?

Answer. I received whiting and oil Sufficient to make 40 pounds of putty.

Quest. By prisoner. After the Garrison windows were com==

==pleted how much putty was there remaining on hand Answer about 4 pounds. I am positive the putty was used on public works and for no other purpose.

The testimony for and against the prisoner having been closed. The Court find the prisoner Corpl. Moore of Battn. Co D, 6th US. Infy not Guilty of the charge & Specifications preferred against him, and do therefore honorably acquit him of the same--

The court next tried John T Baldwin a private of Battn. Co D. 6th US. Infy. Charged with absence without leave Specn. In this that he the said John T. Baldwin, a private of Battn. Co D, 6th US Infy did absent himself from

Revielle roll call (without leave) on the 15th and 16th
September 1825 at Fort Atkinson

Signd G.W. Folger Lt
Commg Co. D

To which charge and specification the Prisoner plead
not guilty.

Lieut Folger a witness for the prosecution being duly
sworn states--At the time mentioned in the charge, I
was in Command of Co D, and attended the roll
calls; the prisoner was absent without permission from
me. Corpl. Moore a witness for the prosecution being
duly sworn says--on or about the time mentioned in
the Charge I was on parade and heard the prisoners
name Called, but the prisoner was absent.

Apt Surgeon William Nicolls being called upon by
the prisoner to testify to his (the prisoner) general good
conduct states as follows viz, while under my charge
during the absence of the troops, (a period of about four
months) the prisoners General Conduct was very well
up to the 14th Septr. or thereabouts--

The Court find the prisoner guilty as charged and
Sentence him to perform the menial police duty
of the Garrison for ten days; during the ordinary inter=
=
vals of such duty to be confined in the guard house, to
forfeit his ration whiskey, and to be mullctd of
two dollars and fifty cents of his monthly pay for
the benefit of his Company

The Court then adjourned Sine die

George C. Hutter
Lt & President

Head Qrts 6th Regiment
Fort Atkinson 13th Oct 1825

The finding and Sentences of a Regimental Court Martial of which Lt. Hutter is President in the respective cases of Corporal Abraham Moore of Battallion Co D, 6th US. Infy and private John T Baldwin of said Company are approved Corporal Moore is hereby released from arrest and will report for duty.

The Sentence of private Baldwin will be carried into execution--Lieut Folger Commanding Battn Co. D, will cause him to be marked for stoppages accordingly

The Commanding Officer in examining the proceedings in the case of Baldwin is bound to state that they are not full enough--the facts are notorious that the Prisoner was absent for Several entire Consecutive days, that after skulking about until nearly starved he was found and ordered in--that one of the Company to which he belonged was sent as far as the panis village in pursuit of him as a deserter--with all these facts, which could have been abundantly made out in proof the Record contained only the Simple evidence of absence from Two Roll Calls

The Court whereof Lieut Hutter was president is dissolved.

AR Woolley
Lt Col Comg

Proceedings of a Regimental Court Martial held at
Fort Atkinson Council Bluff by virtue of the following order
Head Qrts 6th Regiment
Orders No 36 Fort Atkinson 7th Oct 1825

A Regimental Court martial will convene
immediately for the trial of such prisoners as may be brought
before it
Capt Gantt President
Lieuts Nute and Eaton Members
By Order of Lt Col. Woolley
Sign Thomas Noel
Adjut 6th Regt

The Court met pursuant to the above order but owing to
the absence of Lt Nute, one of the members, adjourned to meet
again on the 18th at 10 O'clock.

Oct 18th The Court met pursuant to adjournment. Present
Capt Gantt President Lieuts Nute & Eaton members &
adjourned to meet again on the 19th at 10 O'clock.

Oct 19th 1825. The Court met pursuant to adjournment. Present
all the members Capt Gantt President Lieuts Nute and Eaton
members--The Court after being duly sworn in presence of
the prisoner who being previously asked if they had any objections
to any member of the Court and replying in the negative
proceeded to the trial of John Baird a private Soldier of
Battalion Company F, 6th US. Infy upon the following char=
==ges and specifications preferred against him by Lt Crossman
6th US. Infantry.

Charge 1st Theft

Specification. In this, that John Baird a private of Compy
F, 6th Regiment US. Infy did steal from Amos Emmerson
Private of the Company and Regiment aforesaid nine dollars
or their abouts

Charge 2d
Unsoldierlike conduct

Specification In this that John Baird a private of Company F,
6th Regiment US. Infantry viz steal from Amos Emmerson
A private of said Company and Regiment a sum of money
which is derogatory to the Character of a Soldier all this at
Fort Atkinson on or about the morning of the 15th October 1825.

Signd G. H. Crosman
Lt 6th Infy

To which charge and specifications the prisoner plead
“not Guilty”.

Corporal Abbott a witness for the prosecution being duly
sworn States that he was in the room which the prisoner
is attached to, that he saw the prisoner come into the room
and passed behind the bunk in which a jacket was lying
said to have containing the money, did not see the prisoner
touch the Jacket. The prisoner left the room and Emmerson
come into it, went to his jacket and immediately said
that his money was gone about nine dollars--

Corporal Williamson being duly sworn states, that he
was sent with Curran and Emmerson to look for the
money said to have been stolen from Emmerson, as
I discarded into the into the ravine, I discovered fresh earth in the
bank with the prints of fingers upon it. I examined the
place and found eight dollars, one five dollar note and three
dollars in specie.

Question by Court. What reasons had you to suspect that
the money was concealed in the ravine?

Answer. Curran had reported that he saw the prisoner in
the ravine on the morning of the 15th Inst.

Private Curran being duly sworn states--After the prisoner
had been accused of stealing the money I was ordered to the river
on duty--as I was going down I discovered the prisoner
in the ravine about eight or ten steps from me where the money
was found I asked? Williamson to search for the money

We found it near where I saw the prisoner, there was one five dollar note US. Bank, and three dollars in Specie.

Private Emmerson being duly sworn states that on or about the time specified I paid the prisoner some money he saw me have more which I placed in my pocket I laid my jacket in my bunk--a few minutes after I found that it was gone--there was about eight or nine dollars. I accused the prisoner with stealing it, he denied the charge-- I afterwards went with Corporal Williamson and Curran to Search for it--we found eight dollars concealed in the ravine near where the prisoner was seen.

Question by Court--What kind of money was it you lost?

Answer one five dollar note US. Bank, the remainder was Specie The part on the prosecution being closed and the prisoner having no witnesses to be examined or defense to make, the court was cleared. The proceedings read, and the following was the finding of the Court--The Court after mature deliberation on the testimony adduced find the prisoner John Baird a private of Battallion Co. F, 6th Infy not guilty of either Specifications of the Charges exhibiting against him and to therefore acquit him The Court then adjourned to meet again on the 22d at 10 O'clock October 22d 1825. The court met pursuant to adjournment present all the members. Capt Gantt President, Lieuts Nute and Eaton members--The Court proceeded to the trial of Corporal Shafer of Battallion Co K, upon the following Charge preferred against him by Lt Waters 6th US. Infy Charge--Unsoldierlike conduct

Specn. 1st In this that he the said Corporal Shafer of Battl. Co K, 6th US. Infy did get intoxicated while in Charge of a Chopping party near Fort Atkinson on or about the 13th Oct. 1825. Thereby disgracing himself as a Non Commissioned Officer Specn. 2d In this that he the said Corporal Shafer of Battallion Company K, 6th US. Infantry, at the place above stated, did

when in charge of the rations belonging to said party issue
So much of the whiskey part thereof on the evening of the
13th Oct 1825 as to render Several of the men belonging to the
party unfit to perform their duties

Lt Waters

Signd, G. W. Waters

Privt Perry

Lt 6th Infy

W. Smith--Witness for the prosecution

To which charges and Specifications the prisoner pleaded as
follows--Not guilty of the 1st Specification, Guilty of the 2d Specn.
And not guilty of the Charge--

Lieut Waters being duly sworn states that he saw the prisoner
lying down in a room of the farm house on the 14th Oct. And there
he appeared to have been drinking, and appeared to be stiff
under the influence of liquor.

Private Perry being sworn states that he met the prisoner near
the farm house on or about the time Specified, and that he
appeared to be intoxicated, and so much so as to be unable to per==
form his duty.

Question by Prisoner. Did I not appear to have the ague?

Ans. You did not.

Private William Smith being duly sworn states that he
saw the prisoner on or about the time Specified, and that he
appeared to be intoxicated--The prisoner complained of
having the ague The witness on the part of the
prosecution having been examined the Court proceeded to
examine Privates C. Brown of Co. J, and Fitzgerald of Compy
K, witnesses for the prisoner. Private C. Brown being duly sworn
states that on or about the time specified, he saw the prisoner, and
that he appeared to be intoxicated.

Private Fitzgerald being duly sworn states, that he saw the prisoner
on or about the time Specified and that he did not appear to be
intoxicated but appeared to be unwell.

The witness on the part of the prisoner having been examined

and the prisoner having no defense to make, the Court was cleared, the proceeding read over, and the following Sentence was pronounced--The Court after mature deliberation on the testimony adduced find the prisoner Corporal Shafer of Battln Company K, 6th US. Infy guilty of the 1st Specification of the charge and confirm his plea of guilty of the 2d Specification, and guilty of the charge, and do Sentence him to be reduced to the station of a private Sentinel--

The Court next proceeded to the trial of James Connelly of Battallion Co. A, 6th US. Infy upon the following charge pre==
==fered against him by Lt Hutter 6th US. Infy.

Charge--Theft

Specification. In this that he the said Connelly a private soldier of Battallion Co. A, 6th US. Infy did steal from private Boyd of Rifle Company B, 6th Infy a Buffalo Robe and sell or otherwise dispose of the same to private Rash of Battl. Co J. 6th US. Infy, this at or near Fort Atkinson on or about the 8th day of October 1825, after the said Boyd had been ordered in from the chopping party to attend the inspection and parade of the Compay to which he belongs.

Sign G. C. Hutter
Lt 6th Infy

To which Charge the prisoner pleaded "not Guilty"
Private Rash of Battallion Co. I, 6th Infy, a witness for the prosecution being duly sworn states, that he knows nothing about the charge.

Private Caldwell of Rifle Company B, 6th US. Infy a witness for the prosecution being duly sworn, states that he knows nothing relating to the charge

There being no evidence to substanciate the Charge the Court do therefore acquit the prisoner Connelly of the Company & Regiment aforesaid of the Charge exhibiting against him,

There being no more business to transact the Court

adjourned Sine Die--

Q Gantt Capt
& President
Head Qrs 6th Regiment
Fort Atkinson

Orders

26th Oct 1825

The Sentence of the Regimental Court Martial of which Captain Gantt is President in the case of John Baird of Company F, not meeting the Approbation of the Commanding Officer, he orders that that [sic] the Court reassemble immediately for the purpose of waiving this proceeding, of waiving them and in the case of James Connelly of Company, A, 6th Infy, the Commanding Officer directs that the proceedings be reviewed and that the witness be most particularly and ? Interrogated without putting leading questions to them as to the facts set forth in the Specification to the Charge

(Signd) AR Woolley
Lt Col Comg.

Sunday Oct 23d 1825

The court reassembled agreeably to the above order. Lieut Hutter 6th Infy appeared and took his seat as prosecutor

Present Capt Gantt President

Lieuts Nute and Eaton members

And proceeded to review the case of private James Connelly of Co. A As set forth in foregoing proceedings of the Court Private Rash of Co J. being again called before the court testifies as follows--

Question by Court. State to the Court what you know relative to the charge did Specification you have just heard read.

Answer--I know[sic] nothing at all about them.

Question by the prosecutor. State to the Court the conversation that took place between yourself and private Calwell of Co. B, at the time Calwell went out to get his clothing which he left at the chopping

party near this place.

Answer. It is probable that I said I believed Connelly had stolen the Buffalo robe, but I do not recollect any other Conversation that took place between us.

Question by the prosecutor. When Calwell came out for his clothes to the Chopping party, did you have any conversation with private Rogers of Company A, relating to the Buffalo Robe?

Answer. When Colwell came after his robe, he came into the tent and said, that is my robe, and I then asked Rogers if it did not belong to him, Rogers, and Rogers observed it did belong to him, and that he suspected Conley had stolen it, and that he had worn it the night previous.

Question by the prosecutor. Did not the prisoner Connelly to your Knowledge dispose of a number of robes and blankets by gambling? The court being cleared decided that the above question was an improper one as it did not related immediately to the charge.

Private Calwell a witness on the part of the prosecution being again called before the Court testifies as follows, In or about the time mentioned in the Specification I went out to a Chopping party near this place for my clothes and hearing that had been left there. Rash and Rogers were seated on a Buffalo robe Rash said it was his, Rogers Robe, and that he had won it from Connelly. Rogers spoke and said, ges you are right. I took the robe and brought it home with me.

Question by the prosecutor. Are you positive the robe belonged to Boyd. Answer. Yes I am. The Court having heard all the testimony in the case, and after mature deliberation said the prisoner James Connelly a private of Company, A “Not Guilty of the Charge and Specification exhibited against him, and as therefore Confirm their former sentence in this case.

The Court next proceeded to viewing the case of Baird a private of Company F, 6th Regiment Infy and having carefully arrived &

and examined their proceedings and of opinion that the testimony given against said Baird is altogether circumstantial, and after the evidence given in by each witness perfectly agree, the court are of opinion that the whole evidence is not sufficiently strong to induce them to find the prisoner John Baird "Guilty" of the charge and Specifications preferred against him, and therefore as not after their former opinion in the case of said Baird of Company F, 6th Regt Inf--

The Court then adjourned Sine die
Q Gantt Capt
& President

The court will reconvene this morning at ten O'clock for the trial of Sergt Smith of Battallion Co D, and such other prisoners as may be brought before it, and against whom charges shall be exhibited.

Fort Atkinson 24th Oct. 1825

Signd A. R. Woolley
Lt. Col Comg.

Monday Oct 26th 1825

The Court reassembled agreeably to the above order
Present Capt Gantt President

Lieuts Nute & Eaton Members

And proceeded to the trial of Sergeant H. Smith of Compy D, 6th Infy on the following charge and Specification, who being previously asked if he had any objections to any of the members of the Court, and replying in the negative was arraigned--
Charge and Specification preferred against Sergeant Lt. Smith of Company D, 6th Infy. Charge Conduct unbecoming a Non Commissioned Officer
Specn. In this that he the said Sergt H. Smith of Co. D, 6th Infy did sell a quantity of whiskey to private Johnson of Company J, 6th Infy and to private Lacy of Company E, 6th Infy this at Fort

Atkinson on or about the 23 October 1825

Fort Atkinson

Signd G. W. Folger

24th Oct 1825

Lt Comg Co D

To which charge and Specification the prisoner pleaded "Guilty". The Court after mature deliberation confirm the plea of the prisoner and find him guilty as charged, and Sentence him Sergt H Smith of Compy D, 6th US. Infy to be reduced to the rank and station of a private Sentinel, to have his rations of whiskey stopped for the period of thirty days (to be appropriated to the use of the Company to which he belong) and to be divested of his chevrons on Regimental Parade.

The court next proceeded to the trial of private Benjamin Daily of Company D, 6th Infy on the following charge and Specification, who being previously asked if he had any objections to any of the members named in the order Constituting the Court and replying in the negative was arraigned

Charge and Specification preferred against private Benjamin Daily of Battallion Company D, 6th Infy

Charge--Disobedience of orders and unsoldierlike Conduct Specification. In this, that he the said private Daily of Compy D did sell whiskey to private Callihan of said Company & Regiment between the 1st and 10th October 1825 at Fort Atkinson

24th Oct 1825

Signd G. W. Folger Lieut

Comg Co D

To which charge and Specification the prisoner pleaded not Guilty. Sergt H Smith of Company D, 6th Infy a witness on the part of the prosecution being duly sworn testifies as follows. But previous of the witness given in his evidence to the court the prisoner objected to him as a Competent witness, on the grounds that the witness having deserted the service of the United States--The Court being cleared, and after examining the General Orders find no records on the books at this post of the prisoner having been convicted of deserting the Service

of the United States and do therefore admit the witness to give in his evidence as a Competent one. Sergt Smith States as follows I saw Dailey the prisoner dispose of whiskey on or about the time and place mentioned in the charge and Specification to a Soldier of the 6th Regiment, last I do not recollect the mans name who received the whiskey. I saw the prisoner deliver whiskey and received money from the man to whom he delivered it. Question by Court. Did you hear any bargain made between the prisoner and the man who recieved the whiskey Answer--I did not

Question by the prisoner. What was the quantity of whiskey I disposed of and what was the amount in money I recieved for it? Answer. I do not recollect the amount of money or quantity of whiskey, but I saw the prisoner pour some whiskey out of a bottle into a Gill cup.

Corporal Moore? Of Company D, being duly sworn in presence of the prisoner says as follows—I never saw or had any reason to believe the prisoner sold whiskey on or about the time mentioned in the specification?

Private Calihan of company D, being duly sworn in presence of the prisoner says as follows--The prisoner Dailey never sold me any whiskey since I have been at Fort Atkinson-- The whole of the evidence in the case being exhausted and the proceedings read over to the Court--the Court was cleared and after mature deliberation on the testimony adduced, find the prisoner Benjamin Daily not guilty of the charge and Specification exhibited against him and do therefore acquit him.

The Court next proceeded to the trial of private George Stevenson of Company C, 6th Infy on the following charge and Specification who being previous asked if he had any objections to any of the men== ==bers named in the order constituting the Court, and replying in the negative was arraigned.

Charge, Neglect of duty.

Specification In this that he the said George Stevenson of Company C, 6th Infy did neglect his duty as a Sentinel of the police guard while stationed at the west gate at the garrison of Fort Atkinson on the morning of the 24th October 1825 by suffering private Harris of Company J, to pass out at said gate before reveille where he said Stephenson was expressly ordered to prevent any one from passing out before reveille

Signd G. H. Crosman
Lt. & Officer Guard

To which charge and Specifications the prisoner pleaded not Guilty. Sergeant King a witness for the prosecution being duly sworn in the presence of the prisoner testifies as follows. On or about the time stated in the Specification I was Sergeant of the police guard at this place, the prisoner Stevenson was one of the guard and a Sentinel on post at the west gate of Fort Atkinson. I saw several men pass out of the west gate while the prisoner was on post there, and the prisoner had orders to suffer no one to pass until reveille should finish. Question by Court. What man or persons did you see pass out of the west gate while the prisoner was on post there. Answer I saw private Harris of Compy J, and several others whom I did not know.

Question by the prisoner. At what time did private Harris and others pass out, was it after or previous to the beating of Reveille. Answer--It was not before reveille, it was while reveille was beating.

Corporal Elkins of Company G, being duly sworn with presence of the prisoner testifies as follows. On or about the time mentioned in the Specification I was Corporal of the police guard at this place, relief Corporal, and the prisoner Stevenson was a Sentinel stationed at the west gate, I gave him orders to suffer no person to pass out of the west gate

until after reveille, and the gate not to be opened unless by the Corporal of the guard--I do not know whether the prisoner obeyed or disobeyed his order or not. The whole of the evidence being exhausted on the part of the prosecution and the prisoner having no evidence on his part to offer was allowed until 10 O'clock on the 23d Inst to prepare his final defence.

The court then adjourned to meet again at 10 O'clock on the 25th Inst.

Tuesday October 25th 1825

The court met pursuant to adjournment present all the members. Capt Gantt President

Lieuts Nute and Eaton members

The prisoner being again Called before the Court made the following defence

Defence

Fort Atkinson

October 25th 1825

Mr. President and Gentlemen of the Court.

Gentlemen. I have been arraigned before you on a charge of neglect of duty while a Sentinel of the police guard at this post. It is the first time during seven years that I have served in this Regiment that I have stood charges with that crime. I have always understood, and in fact long known it to be so that at the taps in the morning for reveille, that the gates have always been opened, and every person been permitted to pass and repass without molestation, unless those who were passing with fire arms do--When I was put on post at five O'clock A.M. by the relief Corporal of the Guard, he repeated some orders to me respecting the opening of the gate sight where I was standing post, but he did not inform me at the time that he would come and let me know when or at what time he would open the gate, or whether he would come while reveille was beating or at the taps. The extent of my post was twenty paces

from the gate, and I might have been at the farthest extremity of it when the gate was opened, and three or four men passed by me without my interfering with them in the smallest degree, or derogating in any wise as I suppose from my duty as a Sentinel on post. Knowing at the same time that the Keys belonging to the gates must have been in the Officer of the guard room, and that no one excepts the Corporal of the Guard & post Corporal would Come and open the gates, and these men passing by me as above stated was another circumstance which induced me to believe that the Corporal had performed the duty of opening the gates while I was at the furthest extremity of my post, and consequently did not see him, and so let the men pass by me without hinderance Moreover had I wanted or had the smallest intentions of knowingly or willingly disobeying of orders or neglected my duty as a member of the guard. I should most certainly have done it previous to standing out all my tour throughout all the day and night, and finally just on the eve of being relieved by the new guard & going to be dismissed and sent to my Company quarters. I however am fully persuaded that the honorable Gentleman Composing the Court will be pleased to take in Consideration the improbability of my doing such a thing if I had taken or even had the most distance I did of the order relative to the opening of the gates, and the letting of men out of the Garrison while reveille was beating. I wish gentlemen to add that at the time the Corporal put me on post at 5 O'clock A.M. and his giving me new orders so entirely different to what I had been accustomed to receive during the different guards I had mounted the space of seven years, that I might not have perfectly understood then or, whether it was to let the men pass out at the taps in the morning or after reveille had done beating or not. It is likely that had I perfectly understood them that I should have done my duty and become a Sentinel on post without my

being Confined. This Gentlemen is all that I have to State in my defence, and throw myself on the mercy of the Honorable Court--

With the Highest respect
(Signd) Geo Stevenson
private 6th Infy

The court being then cleared, and the whole of the proceedings read over, the court after mature deliberation on the testimony adduced find the prisoner as follows. Not Guilty, of the Specification. Guilty of the Charge, and Sentence him Geo Stevenson to have his rations of whiskey stopped for fifteen days but inasmuch as the words of the Specification expressly States before revielle and the evidence adduced against the prisoner differs from the Specification, and the Court being Satisfied in their own minds that the prisoner had been guilty of no intentional Offence do recommend the prisoner to the Clemency of the Commanding Officer for a remission of the Sentence awarded against him.

The Court next proceeded to the trial of private Wilburn Rash a private of Compy J, 6th US. Infy on the following charge and Specification. Wilburn Rash a private of Company J, 6th US. Infy is Charged with highly improper and unsoldierlike conduct Specification in Viz. That the said Wilburn Rash of Compy J, 6th Infantry did ? and try before a Regimental Court Martial of which Capt Gantt is President on the trial of James Connelly a private of Company A, 6th Regiment, at Fort Atkinson on or about the 22d Oct. 1825, which conduct tends to destroy good order & Military discipline.

By order of Lt Col Woolley
Signd Thomas Noel
Adjt 6th Regt.

To which Charge and Specification the prisoner pleaded not Guilty Private John Rogers of Compy A, being duly sworn in the

in the presence of the prisoner says as follows
I did not know whether Wilburn Rash the prisoner lied
Before the Court Martial or not

Private Connelly being duly sworn in presence of the
Prisoner says as follows. I do not know any thing re==
==lating to the charge at all, as I was not present at the time
Calwell and Rash were talking about the Buffaloe Robe.
Capt Gantt a witness for the prosecution being duly sworn
in presence of the prisoner says I know nothing about the
Charge and Specification more than is recorded in the proceedings
of the Court, whether he lied or not before that Court I
am unable to say.

Lieut Hutter a witness for the prosecution being duly
sworn in presence of the prisoner states. I know nothing
except what appears on the former records of the Court
The whole of the witness being examined on the part of
the prosecution and the prisoner having no evidence to
offer, and no defence to make. The Court being then
cleared and the proceedings read over pronounced the
following Sentence. The court find the prisoner Wilburn
Rash not guilty of the Charge and Specification preferred
against him and as therefore acquit him

The Court next proceeded to the trial of Mus. Johnson of
Company D 6th Infy on the following Charge Specification
who being previously asked if he had any objections to any
of the numbers of the court and replying in the negative was
arraigned.

Charge & Specification preferred against Musician Johnson of
Co D 6th Infy

Charge--Disobedience of Orders

Specification In this that he the said Musician Johnson of
Company D, 6th Infy did sell whiskey to several men of the
6th Regiment during the month of October and between the 15th and 17th

of said month to Musician Green of Company J, and other
men of said Regiment at Fort Atkinson

Oct 24th 1825

Signed G.W. Folger

Witnesses

Lt. 6th Inf

Private Hegerman Co G

“ Green “ J

To which charge & Specification the prisoner pleaded Not
Guilty.--

Private Hegerman of Co G 6th Infy a witness for the prosecu-
-tion being duly sworn in presence of the prisoner says, I do know
that the prisoner Johnson did sell whiskey to private Swords on or
about the time specified. Johnson sold one gill of whiskey for which
Swords promised him twenty five cents.--

Quest by court.--Did you hear any bargain made between them?

Answer--All the bargain I heard made was that Swords told
Johnson in the guard room that if he Johnson would bring him one gill of
whiskey he would give him twenty five cents for it.

George Green of Co I 6th Infy being duly sworn in the presence
of the prisoner says, The prisoner never sold me any whiskey
during the month of October 1825 nor do I know whether or not
he ever sold whiskey to any person

Private Swords of Co E 6th Infy a witness for the prisoner
being duly sworn says--The prisoner Johnson never sold any
whiskey to me nor do I know of his ever selling any whiskey to
Green or any other soldier on or about the time mentioned in the
specification.

The Court being cleared and after the most mature deliberation
on the testimony adduced find the prisoner Musician Johnson not
Guilty of the Charge and Specification & do therefore acquit him--

The Court give no weight to the evidence of William Heger--
-man from the manner in which he gave his evidence in to the Court
and the Court do find the said Wm. Hegerman guilty of Contempt to
the Court and do sentence him to forfeit his rations of whiskey for

twenty days and to ride the wooden horse for two hours
two Specified days.--

The court then adjourned to meet again on the morning
of 26th Octr. 1825 at 10 O'clock

Wednesday 26th Oct 1825.--- The Court met pursuant to
adjournment Present-- Capt. Gantt president, Lieut
Nute & Eaton members

And proceeded to the trial of Corporal Crump of Co A
6th Regt US Infy who being previously asked if he had any
objections to any of the members named in the order con==
==stituting the court and replying in the negative was arraigned
on the following charge

Corporal Crump of Company A 6th Regs US Infy 5 is charged
with embezzling their gills of whiskey from each man of
the police party under his charge as police Corporal during the
week commencing 17 Oct. 1825 and ending 23rd Oct. 1825 at
Fort Atkinson

By order of Lt Col. Woolley
Signed Thos Noel
Adj 6th Regt

To which Charge the prisoner pleaded Not guilty--
Private Higgins of Compy C a witness on the part of the prosecutor
being duly sworn says as follows

I did not receive any ration whiskey from the 20th to the 25 Oct.

Ques. By Court. From whom do you receive your ration whiskey

Answer From the police Corporal who was at that time Corpl.
Crump.

Questn by Court Do you know how his whiskey was appropriated

Answer I do not.

Knight a private of Company H a witness on the part of the
prosecution being duly sworn says

I did not receive my ration whiskey for four days on or about the
time specified while Corporal Crump was police Corporal, whose

duty it was to issue my ration whiskey to me
Private Goddard of Company A a witness on the part of
the prosecution being duly sworn says

I did not draw my whiskey rations from the 20th Oct to the
25th. Corpl. Crump was in the habit of issuing my whiskey
to us--he was police Corporal at the time.--

Serg. B Morgan of Company A 6th Infy a witness for
the prosecuton prisoner being duly sworn says as follows

On or about the 19th Oct. Corpl. Crump placed in the
store room of Co A a keg of whiskey--I had charge of the
room and had the keg on the 25th on the morning when the Corpl
took the keg out which contained the ration whiskey of the police
party (in my presence) all the whiskey had leaked out except
about three or four gills I am certain that no person entered
the store room as I had the key in my possession at the time
The cach of the keg was turned by turned by throwing some wood in the
room.

The whole of the evidence being exhausted the Court was cleaned
and after the most mature deliberation on the testimony adduced
find the prisoner Corporal Crump "Not Guilty" of the charge
exhibited against him and do therfore honorably acquit him

No new business appearing before the Court, the Court
adjourned

Sine Die

Q Gantt Capt.
& President

Hd Qrs 6th Infantry
Fort Atkinson 26th Oct 1825

The Commanding Officer is finally receiving the proceedings of
Regl. Court Martial whereof Captain Gantt is President dis
==approves of the finding of the Court in the respecting cases of

private John Baird of Battln Co F, Private James Connly of Light Co A, private Wilburn Rash of Balln Co I Musician Johnson of Battn. Co D private Wm Heggerman of Battn. Co. G and Corpl. Crump of Light Co A. The finding and sentence of the Court in the case of Sergt. Smith of Battl. Co. D are approved--that part of the sentence which subjects the prisoner to degradation on Regl. parade by being thus publicly divested of his chevrons in consideration of general good conduct on the part of the prisoner the Commg. Officers remits--Sergt. Smith is reduced to the station of a private Sentinel and the stoppages will be made. In the case of Corpl. Shafer of Co. K the finding and sentence of the Court are approved--he is reduced to the station of a private sentinel.

The finding and sentence in the case of private Geo Stevenson of Battln Co C are approved but upon the recommendation of the Court the punishment is remitted. The prisoners with the exception of Heggerman will be discharged from Confinement and Report for duty to there respective Compy Commanders

The Court is dissolved

AR Woolley
Lt Col Comg

Proceedings of a Regl Court Martial convened at
Fort Atkinson by virtue of the following order

Orders No 42--

A Regimental Court Martial will
convene tomorrow at 10 Oclock for the trial of such
prisoners as may be brought before it. The Court will consent
of the following members to wit

Capt Shaler President
Lieut Hutter & Batman Members

By order
Signed Thos Noel
Adjt 6th Reg.

Novembr 1st 1825. The Court met pursuant to the above order
present Capt. Shaler president

Lieuts Hutter & Batman Members

The Court being duly sworn in presence of the prisoner
proceeded to the trial of Private John Armstrong, Rifle Compy
B 6th Regt. US Infy who being previously asked if he had
any objections to the members named in the Regl. order and
replying in the negative was arraigned on the following charge
viz. Charge 1st Selling or destroying of Clothing in violation
of the Articles of War

Specification In this that he the said private John
Armstrong of Rifle Compy B 6th US. Inf did sell or otherwise
dispose of the following articles of Clothing viz one Great Coat,
One pair Laced Boots and One pair Grey woollen coveralls at Fort
Atkinson on or about the 1st Oct 1825 in violation of the 31st
Article of War--

Charge 2nd Neglect of Duty

Specification In this that the said private John Armstrong of
the aforesaid Company and Regs did at Fort Atkinson on or about
the 30th Oct 1825 absent himself from Company inspection and
remain absent until about 4 oclock in the afternoon of the same
day without permission so to do.

Signed George C Hutter
Lieut 6th Regt

To all of which Charges and Specifications the prisoner pleaded Guilty
Serg Winningham of Compy B 6th Infantry a witness for the prosecu
==tion being sworn says--On or about the time set forth in the charge
the prisoner, Armstrong, was absent from roll call and company inspec
==tion, he was absent from 8 in the morning until between 3 or 4
in the afternoon.--

Lieut G C Hutter, 6th US Infy being sworn says the prisoner Armstrong was absent as charged after he came in I asked him the reason of his absence, he told me that he was afraid of being punished as he could not exhibit his clothing at inspection I asked him what he had done with his clothes, he told me that he had sold his Great Coat to Cogeshall of Co. A one pair of laced boots to McCullough of the same company and a pair of Grey woollen pantaloons to Giles a private Waiter of Lt. Waters. I sent for these men and got the clothing from them and returned it to the prisoner.--

The Court after mature deliberation find the prisoner John Armstrong Guilty as charged and sentence him to be confined to the Guard house at hard labor for one month to wear a ball and chain and have the whiskey part of his rations stopped for the same period. The whiskey to appropriated to the company to which he belongs.--

Was next tried private John Bull of Company F 6th, US Infantry charged as follows

Charge Riotous of Unmilitary conduct Specification. In this that the said Bull did at the Bake house on or about the night of the 30th October 1825 create or assist in creating a riot or noise at the bake house at a late period in the night so as to call the attention of the Police Guard at Ft. Atkinson.

By order of Col. Woolley
Signed J. Gantt Capt &
Offr of the Day

To which Charge & Specification the prisoner pleaded Not Guilty Corpl. Mallory of Compy C, 6th Reg a witness for the prosecution being sworn says--on or about the night 30th of October last I saw Riley Corpl. of the Guard--At about 10 Oclock I was calld for by Sentinel No 3 I went and asked him what he wanted, he told me some persons were making a noise near the bake house I went down and found the prisoner Bull and McPherson (the 2 Bakers) clenched

and apparently fighting and making a great noise I brought them both to the Guard house.

Private Colvin of Company A 6th Reg. A witness for the prosecution being sworn says--on or about the 30th October last I was a sentinel of the Police Guard No 3 at Fort Atkinson and about 10 O'clock at night the prisoner & McPherson commenced making a noise. I ordered them to stop, but they did not. I then called for the Corpl of the Guard and reported it

The prisoner having no testimony to offer nor defence to make, the Court after mature deliberation find the prisoner private John Bull Guilty as charged and sentence him to have the whiskey part of his rations stopped for one month the Whiskey to be appropriated to the use of the company to which he belongs.--

Was next tried Private Jacob McPherson of Compy K 6th Regiment of Infantry charged as follows

Charge Riotous and Unmilitary Conduct

Specification In this that he the said McPherson of Compy and Regs. aforesaid did create or assist in creating a riot & noise at or near the Bake house at Fort Atkinson so as to call attention of the police Guard-

By order of Col. Wooley
Signed J Gantt Capt of 6th Regt.
off .of the day

To which Charge and Specification the prisoner pleaded Not Guilty
Corpl. Walling of Compy C 6th Infy a witness for the prosecution being sworn says--On or about the 30 Oct 1825 I was Relief Corporal of the police Guard at Fort Atkinson--at about 10 O'clock at night I was called for by Sentinel No 3 I went and asked him what he wanted he told me that some persons were making a noise near the Bake house. I went down and found the prisoner and Bull (the 2 Bakers) clenched and apparently fighting and making a great noise. I brought them to the Guard house.

Private Colon of Co A 6th Regt Infantry a witness for the prosecution

being sworn says on or ?? I was a sentinel of the Police Guard at Fort Atkinson--at about 10 O'clock at night the Prisoner and Bull commenced quarrelling and making a noise near the Bake house. I ordered them to stop it, but they did not I called for the Corporal of the guard and reported it.

The prisoners having no testimony to offer or defence to make the Court after mature mature [sic] deliberation find the prisoner Jacob Mc Pherson Guilty as charged and sentence him to have the whiskey part of his rations stopped for one month. The Whiskey to be appropriated to the use of the Company to which he belongs.

The Court adjourned Sine Die

E Shaler
Capt 6 Infy
President Court

Hd Qr 6th Infantry
Fort Atkinson 1 Nov. 1825

The proceeding and sentences of the Court in the respective cases of Privates Armstrong, Bull and McPherson are approved and will be carried into execution. The respective Compy. Commanders of the prisoners will see that the stoppages are made. Bull and McPherson are released from confinement and will report for duty in their Companies--The Court is dissolved.

AR Woolley
Lt Col Comg

Hd Qrts 6th Inf==

Fort Atkinson 3rd Nov. 1825

Orders

A Regimental Court Martial will assemble
at 10 O'clock to day for the trial of such prisoners as may be
brought before it. The Court will be composed of the following
Officers to wit.

Capt Gantt President
Lieuts Waters and Crosman Members

By order Lt Coln. Woolley

Signed Thom. Noel

Adj 6th Reg.

The Court convened pursuant to the above order present
Capt. Gantt Prest, Lt Waters & Crosman Members and being duly
sworn in presence of the prisoner who being previously asked if he
had any objections to either members mentioned in the order and
replying in the negative proceeded to the trial of Private Robert
Hancock of Co D 6th US. Infy charged with Drunkenness on
Duty--

Specification In this that he the said Robert Hancock of Co
D 6th Regt US Inf. did get so much intoxicated as to be
unable to perform his duty while on detail as Teamster for
the Staff Officers of the 6th US Infy this at Fort Agkinson
on or about the 2nd Novr 1825

By order of Lt Col Woolley

Signed Thos Noel Adj 6th Regt.

To which Charge & Specification the prisoner pleaded Guilty
The Court confirm the plea of the prisoner Robert Hancock and
sentence him to have his ration Whiskey stopped for the period of
one month to be appropriated to the benefit of his company.--

The Court next tried private Robert McCullough of Co
A, 6th Infy charged with Neglect of Duty--Specification
In this that he private McCullough of Compy A 6th Regt Infy
on or about the evening of the 2nd Novr 1825 at Fort Atkinson

Had suffered to cross when his Charge to float away without using the necessary precaution to stop it--He being at the time a sentinil on post at or near the place where it was moved.

	Lt. Holmes	Signed R Holmes
Witnesses	Lt Richardson	Lt 6th Infy
	Fort Atkinson Novr 3rd 1825	

To which charge & Specn. the prisoner plead Not Guilty Lt Richardson a witness for the prosecution being duly sworn says I was Officer of the Guard at the Guard at the time mentioned in the Specification, the prisoner was a sentinel on post at that part of the landing where the canoe and other boats lay, with orders that if any one of them broke loose, to call the Corpl of the Guard and report it to him immediately--Some time during the fore part of the last night I think after Tattoo the Sgt of the Guard reported to me that the sentinel had reported that one of the canoes had drifted away--It was very dark at the time--The Court adjourned in Consequence of the absence of Lt Holmes one of the witnesses for the prosecution, to meet again tomorrow morning at 10 O'clock.--

Novr. 4th Inst. 1825

The Court met pursuant to adjournment and adjournment until tomorrow at 10 O'clock AM.

Novr. 5th inst.

The Court met pursuant to adjournment and the consequence of the absence of Capt. Gantt Pres. of the court, adjourned to tomorrow morning 10 O'clock.

Novr. 6th Inst

The Court met pursuant to adjournment and adjourned until tomorrow at 10 O'clock AM.

The Court next pursuant to adjournment present all the members and proceeded with the trial of Pt. Mcollough Co A

Lt. Holmes a witness for the prosecution being duly sworn.

states--on the morning after the time specified in the charge I questioned the prisoner relative to the canoe having floated away when he told me that the reason of his not stopping it was that he did not see it until it had got too far but that he called the Corpl of the Guard several times successively but supposed he the Corpl. did not hear him--these were all the measures he took to stop the canoe.--

The Court find the prisoner private McCullough of Co A, Not Guilty of the Charge and Specification preferred against him and do therefore acquit him.--

The Court next tried Sergt. F. G. Brown of Co E 6th US Infy Charged with Conduct unbecoming a NonCom-Officer Specification In this that he Sergt F. G. Brown of Co E 6th Infy did at Fort Atkinson on or about the 3rd of Novr 1825 suffer a canoe belonging to the U States to float down the river without taking the measures either to stop it himself or report it to an officer of the post which as a Non Comd Officer he should have taken

Witnesses

Signed R Holmes A.A. Qr Ms

Doct. Gale

Lt Holmes

Pt Smartwood Ft. Atkinson Novr. 3rd 1825

To which Charge & Specn the prisoner Sergt F. G. Brown plead Not Guilty Surgeon J Gale a witness for the prosecution being duly sworn says--About the time in the charge I met the prisoner several miles from the Garrison and enquired of him why he had cast loose the canoes--he replied that he had not cast them loose said he was present when one of them escaped from the shore but did not cast it loose--

Private Smartwood a witness for the prosectuion being duly sworn says--Four days ago I brought a canoe to the landing place and made it fast to the Ferry Boat, the day after this

I saw the canoe float on loose and hollered to the prisoner who was standing near to stop it.

Private Reeves a witness for the prosecution being duly sworn says—On or about the time mentioned in the Specification I was down at the river and heard the prisoner hollowing to some men standing near that a canoe had broken loose and was floating off upon which four men went in the Barge in pursuant of it but the wind blowing very fresh at the time up the river prevented them from getting it. The prisoner and myself had gone down to the river to cross with our Pack horse in the Barge but were obliged to return on account of the high wind--The Sentinel on post at the landing called for the Corpl. of the Guard after the prisoner had given the alarm that the canoe was loose.

Lt Holmes stating that he knew very little or nothing relative to the case was not called upon as a witness.--

The Court find the prisoner Not Guilty of the Charge and Specification preferred against him and do therefore acquit the said Sgt F G Brown accordingly.--

The Court then tried private Patrick Mahar of Co. G 6th US Infy charged with Forgery

Specification In this that the said private Patrick Mahar of Battn. Co G 6th US Infy did at Fort Atkinson on or about the 4th Day of November 1825, Forge, fabricate and sign and hand to the Comg. Officer's orderly a permission for his the Comng. officers signature which permission was wrote in Sgt. Wyatt's name and purported to have been signed by Lt. G. C. Hutter, the said permission was countersigned by the Comsg Officer and deliverd to the said Maker by his (the Comdg officers) orderly without the consent or knowledge of the said Lt Hutter or Sgt. Wyatt

Witnesses
Col Woolley
Lt. Hutter
Sgt Wyatt
Corpl Williamson

By order of Coln Woolley

Signed G. C. Hutter
Lt. 6th Infy

To which Charge & Specification the prisoner Patrick Mohar plead Not Guilty.

Lieut Col. R Woolley a witness for the prosecution being called upon and duly sworn states--on the evening of the 4th November my orderly Corpl. Williamson brought a permission to me for One Quart of Whiskey, it was a favor of Sert Wyatt purporting to have been signed by G.C. Hutter Lt 6th Infy I countersigned it believing it to have been signed by him--In a few minutes afterwards It was reported to me that the permission was a forgery and I directed measures to be taken to bring the prisoner to punishment.

Lt Hutter a witness for the prosecution being duly sworn says--I never have signed a permission for Sergt. Wyatt for One quart of Whiskey at any one time.--

Sergt Wyatt a witness for the prosecution being duly sworn says--On or about the time mentioned in the charge Corpl. Williamson reported to me that a permission had been handed as a permission of that kind but that he had found it already signed by Lt Hutter and requested me not to say any thing about it observing that there would be as much whiskey as we would both of us want to drink that night--I told that Prisoner that I never had such a permission signed by Lt Hutter and that he (the prisoner) had better give up the permission to me or I should report him to Lt. H--The prisoner replied that he had not the permission with him having left it in his room.--

Corporal Williamson a witness for the prosecution being duly sworn says--on or about the time mentioned in the Charge being Orderly for the Comdg Officer, the prisoner came to me and asked me if Sgt Wyatt had handed to me a permission to be signed by the Comdg Officer for one Quart of Whiskey and observed it the same time that he (the Prisoner) has been writing two letters for

Sgt Wyatt I answered him that Sgt Wyatt had not handed to me any such permission for the Counter signature of the Comg Officer, upon which the prisoner said he would go over and see the Sgt—he went off accordingly in that direction but soon afterwards returned with a permission in vaovr of Sgt Wyatt and signed by Lt Hutter for one quart of Wiskey I handed it to the Comg Officer for his signature The Col. Signed it and I returned it to the prisoner—

The Court find the prisoner guilty as charged & sentence him as follows viz to solitary confinement in the cell for twenty days on bread and water and wear hand cuffs during his confinement, to have his ration whiskey stopped for one month and given to his condition to be marched round the interior of the Garrison twice, once before and once after undergoing his sentence on Confinement.

There being no other prisoner before the Court it was adjourned Sine Die

J Gantt
Capt. 6 Infy
President of the Court

Hd Qrs 6th Infantry
Fort Atkinson 8th Nov. 1825

The proceedings and Sentences of the Regl. Court martial of which Capt. Gantt is president are approved in the respective cases of Private Rober Hancock of Battn. Comp. D 6th Infy Private Robt. Mc Cullough of Comp A 6th Inf Seargent F G Brown Battn. Comp E 6th Inf & private Patrick Mahar of Battl Co G 6 Inf. And the Commg Officer directs that the sentences in the cases of Hancock and Mahan be carried into execution except so

much of the sentence in the case of Mahar as subjects him to have one half of his head shaved and on that condition to be marched round the interior of the Garrison twice which is hereby remitted, the remainder of the sentence will be carried into rigorous execution. Pts. Hancock and McCullough & Serg. FG Brown are released from arrest and will report for duty in their respective Companies, the furlough of Sergt. Brown is hereby revoked, the Court will reconvene for the trial of such prisoners as may be brought before it.

AR Woolley
Lt Col Comg

Further proceedings of a Regimental Court Martial convened at Fort Atkinson on the 3rd Novr. 1825 and continued by adjournment to the 7th inst. and reconvened on the 8th inst. at the place aforesaid by virtue of the following order viz.

Orders	Hd Qrs 6th Inf
No 49	Fort Atkinson Nov. 8th 1825

The Regimental Court Martial of which Captn Gantt is President will reassemble immediately for the trial of Sergeant Stelson of the Rifle Compy. 6th Inf and such other prisoners as may be brought before it

By order of Lt Col. Woolley
(Signed) Thos. Noel Adj. 6th Inf.

The Court so assembled in obedience to the above order present Capt Gantt Prest. Lts Waters and Crosman Members and in consequence of the lateness of the hour (near half past 20 clock) adjourned until tomorrow at 10 O'clock AM--

Novr 9th 1825

The Court met pursuant to adjournment--present Capt Gantt

Present-- Lt. Water & Crossman Members--and being earlier organized in presence of the prisoner who being having been previously asked if he had any objections to either members of the Court and replying in the negative proceeded to the trial of Sergt. Thomas Stilson of Rifle Compy B 6th Reg US Inf

Charges with "disobedience of Orders."

Specification In this that he the said Sergt. Thos. Stilson of the aforesaid Company and Regiment did at Fort Atkinson on the evening of the 7th Nov. 1825 play at hustle cap--that is dollars or half dollars in a hat and turning them out head or tails in positive disobedience of orders.

Lt. G C Hutter

Signed G C Hutter

Serg. Wyatt Rifle Co B

}Witnesses

Lt. 6th Inf

To which charge & Specification the prisoner plead "Not guilty" Lieut Hutter a witness for the prosecution being duly sworn says--on the evening specified I went into my Company rooms & in one of which I found the prisoner and some others playing at hustle cap, I told them to desist and sent some of the men to there Qrs. and particularly told Sergt. Stilson not to permit any more playing in his room.--

Sergt. Wyatt a witness for the prosecution being duly sworn says after Lt Hutter had reported to me (about the time mentioned in the charge) that the men were gambling in the company. I went into the prisoners room and found him and some of the men in his company setting in a circle playing at hustle cap, I ordered them to stop gambling in the company room--some of them observed that it should be stopped--I went in the second time and still found them playing at hustle cap and told Corpl Robinson that he must take charge of the room and see that there was no gambling in it, for that Serg Stilson was on the sick report.

Question by Court--Had or had not Lt Hutter given the order to the prisoner to stop playing at hustle cap previous to your going into the room?

Ans. I dont know

Private Hayden a witness for the prisoner being duly sworn says a watch was brought into the room to be raffled for and the prisoner and others raffled for it by playing hustle cap-- Lieut Hutter came into the room & ordered the prisoner to stop at upon which the prisoner ordered it stopt and it was stopped accordingly, those men, who had been ordered out of the room by Lt Hutter each took his share of the money from the hat and went out.--

Question by the Court--After Lt Hutter had ordered the prisoner to desert from playing at hustle cap did the prisoner at any time afterwards permit the playing to go on?

Answer--Not while I was there, which however was only four or five minutes.--

Question by the Court--Did any of the men who had been ordered out of the room, return again while you were there?

Answer--Yes, there was one only

Question by the Court--Did Sergt Wyatt come into the room while you was there or if so what orders did he give?

Answer--he came in directly after Lt Hutter went out, and told the Prisoner not to permit any more Ganbling in the room--The prisoner replied that he had just received the same order from Lt Hutter, and that he should not allow any more playing in the room--Sergt Wyatt then Ordered Corpl. Robinson to take charge of the Room and prevent any more playing them.

Corporal Robinson a Witness for the prosecution being duly Sworn Says at the time specified I was in the prisoners room and saw him & others playing at Hustle Cap. Lt Hutter came into the room and ordered it to be stopped, it was immediately done and I say no more of it afterwards, but I left the room soon after.

Question by the Prisoner, was you not in the room when Sergt Wyatt came in and if you was state whether those was or not any

Gambling at the time, and what orders if any the Sergt gave?

Answer--I was there when Sgt Wyatt came in, there was no gambling at the time, it had been previously stopped. Sergt Wyatt ordered me to take charge of the room as Sergt Stilson was on the Sick report, but I replied that as Corpl Wilson who ranked me was present & belonged to the room I would go to my quarters if the Sergt would permit me upon which I left the room with the Sergeant

Question by the Prisoner to Sergt Wyatt who was again called by Court--what time elapsed between your first & second visits to my room on the evening of the 7th Inst.?

Answer--About fifteen minutes

Question by the Court. Did Corporal Robinson leave the room the the [sic] first or second time you visited it?

Answer--he left it on my second visit, and shortly after I had given him the order to take charge of the room

The Court after mature deliberation find the prisoner Sergt. Thomas Stilson guilty of playing Hustle Cap but not guilty of the Charge, and Sentence him to be publicly reprimanded by his company officer, Lt Hutter.

The Court next tried private Peter Lasher, charges with conduct prejudicial to good order & military dicipline Specn. 1st In this that he the Said Lasher of Compy F 6th US. Infantry did sell whiskey to private Dickinson of Co. F, 6th Infy. at or near a place called the Dairy near Fort Atkinson on or about the 7th Novr. 1825

Charge 2d Conduct unbecoming a Soldier--

Specn. In this that he the said Private Lasher of the Company and Regiment aforesaid did sell butter at an exorbitant price to Soldiers of Company F, 6th Infy at or near a place called the Dairy near Fort Atkinson thereby speculating on his brother Soldiers, this on or about the 21st Oct 1825

Signd. GH Crosman

Lt Comg Co. F

To which charge & Specification the prisoner plead Guilty
The Court Confirm the plea of the Prisoner, and Sentence him
to have his ration whiskey stopped for the period of thirty
days, to be matched of one half his monthly pay for two
months, the whole to be appropriated to the benefit of his
Company, to ride the wooden horse two hours, one hour in
the forenoon and one in the afternoon of the Same day, with
the word Huckster written in large and legible letters af==
==fixed to his back

The Court then adjourned Sine die

J. Gantt
Capt. 6 Infy
President of the Court

Head Qrs. 6th Infy Ft Atkinson
9th Nov 1825

The finding & Sentence of the Regimental Court Martial
whereof Capt Gantt is President in the case of Sergt Stiltson of
the Rifle Company and approved, and he will be reprimanded
accordingly-- In the case of Private Peter Lasher Battn.
Company F 6th Infy the proceedings and sentence of the
Court are approved, and the Sentence of the Court will be
carried into execution, excepting so much as Subjects him
to ride the wooden horse, which in consideration of the
general good conduct of the Prisoner & mitigating circum==
stances the Commanding Officer remits--Sergt Stiltson
after he has been reprimanded, and private Lasher will
be released from arrest and will report for duty in their com==
==panies- - The Court whereof Capt Gantt is President
is dissolved

A R Woolley
Lt Col Comg

Proceedings of a Regimental Court Martial held at
Fort Atkinson Council Bluffs by virtue of the following order

Head Qrs. 6th Regt. Fort Atkinson
27th Nov. 1825

Extract. Order
No. 56

A Regimental Court martial will convene this day at
10 O'clock for the trial of such prisoners as may be brought
before it and gainst whom charges shall be exhibited

By order of Lt Col Woolley
Signd. Thomas Noel
Adgt 6th Regt
Head Qrs. 6th Regt Fort Atkinson
21st Nov 1825

Orders No 57

Agreeably to an order of this date Lts Wickliffe, Batman
and Richardson are detailed as members of a Regimental
Court Martial to assemble at 10 O'clock A.M. the Senior
member will preside--

By order of Lt Col. Woolley
Signd Thomas Noel
Adj. 6th Regt

The Court met pursuant to the above order.

Private Lt Wickliffe President

Lts. Batman and Richardson members

The Court being duly sworn in presense of the prisoners, who
who [sic] were previously asked if they had any objections to either
of the members named in the order, and replying in the
negative, proceeded to the trial of Corpl John Gaskin of Co. D
6th Regt. of Infy on the following Charge

Charge Theft

Specn. In this that he Corporal John Gaskin of Battln. Co D.
6th Infy did steal one pair of supenders, and atempt to steal
one pr. Gloves at the Sutlers store, this at or near Fort Atkinson
on or about the 6th Nov 1825

Signd G. W. Folger Lt
Comg. Co. D

To which the prisoner pleaded not Guilty

Corpl McGrady a witness for the prosecution being duly sworn says. I do not know of his (Corpl. Gaskin) stealing suspenders I was in the Sutlers Store on or about the time mentioned in the Specification, and saw a pr of suspenders on the floor before and near Corpl Gaskin--I do not know how they came there at the time I saw them on the floor there was a number of pair on the Counter for sale--I saw nothing in Corporal Gaskin that would lead to a suspicion that he wished to steal the suspenders he did not show a desire to conceal them while on the floor Mr Rederick Saugrain a witness for the prosecution being duly sworn says. I do not recollect the precise date, but believe it was on or about the date mentioned in the Specification I was trading with Corpl. McCrady, and Corpl. Gaskin was Present, there was suspenders on the Counter. I saw the prisoner had a pair, and put them between his body and the Counter. I asked him what he intended to do with the suspenders, & he asked, "what suspenders" stepped back and they fell on the floor, he picked them up and handed them to me. He was looking at the same time at some gloves (three pair) he threw down two pair: I did not see him take them but they were missing and not to be found.

Private Newman a witness for the prosecution being duly sworn says, on or about the time mentioned in the Specification I saw a pair of suspenders lying on the floor in the Sutlers store I heard Mr Saugrain accuse the prisoner (Corpl Gaskin) of attempting to steal a pr of suspenders, he said he did not and picked them up and handed them to Mr Saugrain, that is all I know of the charge--

The evidence on part of the prosecution being closed and the prisoner having no testimony to offer, or a defence to make, the Court was cleared and the whole of the proceedings read over to the Court, and the following Sentence was pronounced

The Court after mature deliberation on the testimony adduced find the prisoner not Guilty as charged & do therefore acquit him

The Court adjourned to meet tomorrow at 9 O'clock
22 Nov 1825

The Court met agreeable to adjournment

Present Lt Wickliffe President
Lts Batman & Richardson members

Was next tried private McGinn of Battallion Co C 6th Infy on the following charge & Specifications

Charge Stealing or being accessory to Stealing

Specn. 1st In this that he private McGinn of Battn Co. C, 6th Infy did on or about the evening of the 7th Nov. 1825, take from one of the rooms of Lt Co A 6th Regt Infy a silver watch and about 12 Gills of whiskey Contained in a wooden Canteen & a bottle belonging to Corpl Johnson of A Co. and private Powel of D. Co. They then being under orders to go on express to Liberty Mo.

Spec 2d In this that he private McGinn of the Company & Regiment above specified, and on or about the time above stated did in front of the Quarters of I company 6th Regt. Infy give to private Morris of I Company and other Soldiers of the 6th Regiment whiskey from a wooden Canteen.

Specn. 3. In this that the said McGinn of the Company and Regiment stated in the 1st Specification at Fort Atkinson on or about the time above stated did give to private Gourley of Rifle Co B, 6th Infy a silver watch telling him (Gourly, to take care of it)

Signd G W Waters
Lt 6th Infy

To which charge & Specifications, the prisoner pleaded not guilty. Sergt Moore a witness for the prosecution being duly sworn says. I do not know that the prisoner did steal the watch as he is charged. On or about the time specified I lost a watch, and some time after found it in the possession of Gourly of Co. B, who said that McGinn Gave it him for safe keeping. I do not know that the prisoner stole the whiskey mentioned in the 2d Specn. or that he gave it away as mentioned in the 3d--

Private Morris of Co I, a witness for the prosecution being duly sworn says, I know nothing as to the 1st Specification, on or about the time mentioned in the 2d Specification I saw the prisoner have a Canteen with whiskey in it, and drank some with him & I saw others do the same. I know nothing of the 3d Specification.

Private Gourly of B Co. witness for the prosecution being duly sworn says—I do not know that the prisoner state either the watch or whiskey. I know nothing as to the 2nd specifications. On or about the time mentioned in the 3d Specn. the prisoner gave me a silver watch and requested me to take care of it for him, two or three days after. Sergt Moore of A. Company claimed the watch as his, and I gave the watch to him.

Private Caldwell of B, Company a witness for the prosecution being duly sworn says, I know nothing of the 1st Specifn. On or about the time mentioned in the 2d Specification, I drank some whiskey out of a Canteen which was in possession of the prisoner, and saw others drink of the same, at the same time. I know nothing of the 3d Specification.

The Court adjourned to meet tomorrow at 9 Oclock
The Court met ? To adjournment 23d Novr.

Present Lt Wickliffe President

Lts Batman & Richardson Members

The evidence on the part of the prosecution being closed, and the prisoner having not testimony to offer to the Court, the Court may

clear, and the proceedings read over, and the following finding was in order--the Court find the prisoner not guilty of the 1st Specification, guilty of the 2d & 3d but award no punishment to the prisoner, in Consequence thereof not guilty of the Charge.

The Court then proceeded to the trial of private McGinn on the following charge preferred against him by Lt Palmer.

Private McGinn of Co C, 6th Infy is Charged with drunkenness and neglect of duty.

Specn. In this that he the said McGinn when on duty under Sergt N. C. Dimmick to assist in having cattle belonging to the Public, the said, McGinn did after being ordered by, Sergt Dimmick to go in pursuit of some Cattle from a place called the "Dairy" on or about the 20th Novr. 1825, at or near Fort Atkinson, neglect to ship the grain, and did come to the Cantonment at Fort Atkinson, and did there did there [sic] get drunk, and the said McGinn did on the same day neglect to return to his party at a proper time, and also neglect to assist in herding the cattle at evening as was his special duty

Signd Z C Palmer

Lt 6th Infy

To which charge the prisoner pleaded not Guilty
Sergt Dimmick a witness for the prosecution being duly sworn says, on or about the time Specified in the charge, I sent the prisoner after cattle, he went away but did not return 'til after the Cattle was brought up & herded. he was so much intoxicated when he returned that he Could not perform his duty or usual labor-- Private Harlow a witness for the prosecution being duly sworn says, on or about the time specified the prisoner left the dairy early in the day, I do not know by whose order he returned late in the afternoon, and appeared to be too much intoxicated to perform his usual labour.

Lt Eaton witness for the prosecution being duly sworn says, on or about the time specified, I was going towards the Sutler Store. I

I met the prisoner with two men, he was between them and supported by them, my impression at the time was that he was so much intoxicated that he could not walk without the support of the two men, and scarcely with their support. I know nothing as to the rest of the charge--The evidence being closed, the Court was cleared & the whole of the proceedings read over to the Court the following finding & Sentence was awarded Guilty of the charge & Specn. preference against him, and Sentence him to be confined in the cells for five days, and to have his ration of whiskey stopped for thirty days to be appropriated to the use of the Company to which he belongs

The Court next proceeded to the trial of Sergt Shaw Of Co D 6th Regt Infy on the following charge and Specification viz Charge--Sergt. Shaw of Battallion Co D, 6th US. Infy did absent himself from the drill of the Company to which he belongs, on the morning of the 22d Novr. 1825

By order of Lt Col Woolley
Signd, Thomas Noel
Adgt 6th Regt.

To which charge and Specification the prisoner pleaded Guilty The Court confirm the plea of the prisoner and find him Guilty of the Charge & Specification preferred against him, and sentence him to be suspended from his rank of Sergt for one month

The Court next proceeded to the trial of private Brannon of Co. K, 6th Infy on the following charge.
Charge Josiah Brannon of Battallion Co. K 6th Infy did neglect to attend the drill of the Company to which he belongs on the afternoon of the 21st Novr. 1825 at Fort Atkinson

By order of Lt Col Woolley
Signd Thomas Noel
Adgt. 6th Regt.

To which Charge and Specification the prisoner pleaded "not Guilty"
Capt Shaler a witness for the prosecution being duly sworn says on or about the time specified, I ordered the prisoner to go after a load

of wood intend to be back time enough to drill in the afternoon I thought he would have time enough to go and return in time, he did not return and I do not believe he made any unnecessary delay. The prisoner is my Company teamster. I have always found him prompt in the discharge of his duty a such.

Corporal Connors, witness for the prosecution being duly sworn says, on or about the time specified, the prisoner was ordered to go after wood, he did not return in time for the afternoon drill and did not attend drill.

Private Twist a witness for the prosecution being duly sworn says, on or about the time specified

Quest. By the Prisoner was you with me after wood on the 21st

Answer yes

Ques. By the same. did I make any unnecessary delay?

Ans. You did not.

The evidence being closed, the Court was cleared and the whole of the proceedings read over, and after mature deliberation on the testimony adduced, the Court find the prisoner not guilty of the Charge preferred against him

Was next tried private Twist of Co K 6th Infy on the following charge and Specification

Daniel Twist of Battallion Co K 6th Infy is charged with disobedience of Orders

Specn. In this that the said Daniel Twist of Battallion Co K, 6th Infy did neglect to attend the drill of the Company to which he belongs on the afternoon of the 21st November 1825

By order of Lt Col. Woolley

Signd Thomas Noel

Adj. 6th Regt.

To which charge and Specification the prisoner pleaded Not Guilty

Capt. Shaler, witness for the prosecution being duly sworn says

I ordered the Prisoner to go with the Compy teamster after a load of

wood, and to be back time enough to drill in the afternoon I thought he would have time enough, to go and return on time to drill in the afternoon. He did not return to the drill was about half over. I do not believe he made any unnecessary delay.

Corpl. Connors witness for the prosecution being duly sworn says on or about the time specified, the prisoner was ordered to go with the Company Teamster after a load of wood, he did not return in time to attend Company reveille in the afternoon.

The testimony having been all heard, the Court was ordered to be Cleared, and the whole of the proceeding read over, and after mature deliberation on the testimony adduced find the Prisoner, not guilty of the charge and Specification preferred against him

Was next tried Corporal Crump of Light Co. A 6th Infy on the following charge and Specification

Charge--Conduct unbecoming a NonCommissioned Officer & a soldier and disobedience of Orders.

Specfn In this, that he the said Corporal Crump of the Compy & Regiment aforesaid after returning from a ball held at a place called the Council house near Fort Atkinson which ball was held by Several Non Commissioned Officers & Soldiers by granted Permission from Lt Co. Woolley, did leave his Company Quarters and climb over the west gate at Fort Atkinson and disceded outside the Garrison with the manifest intention of leaving it, all of which is contrary to existing orders of the post, and subversive Of good order & Military discipline, at Fort Atkinson on or about the night of the 21st November 1825

Signd G. W. Waters

Lt 6th US Infy

To which charge the Prisoner pleaded "Not Guilty"

Corpl. Clark witness for the Prosecution being duty sworn says, on or about the time Specified I saw some person on the platform at the West gate. I was sent to see who it was, when I got there there was no person on the platform. I saw the prisoner on the opposite side going towards the Council house. I called him back & reported

him to the Officer of the guard.

Private Hadsane Witness for the prosecution being duly sworn says on or about the time Specified, I was Sentinel on post, between the hours of 11 & 12 Ock. I saw a man go over the platform at the west gate, the Officer of the guard sent the Corporal of the guard after the person, and he returned and reported Corporal Crump to the Officer of the Guard. I was not certain that the person I saw was Corpl Crump.

Lieut Eaton witness fore the prosecution being duly sworn says, on or about the time Specified I was Officer of the Guard between the hours of 11 & 12 at night I was walking in front of the guard house, I saw a man Come out of one of the rooms of Co. A, and ascend the stairs at the west gate. I did not know his object, and sent the Post Corporal to order him to his quarters. The Sentinel Called to me, and said the man was getting over the platform. I ordered the Corporal to make haste and bring him to the guard house, the Corporal returned and told me it was Corporal Crump. The prisoner came round to the guard house. I asked him what was his object in Climbing over the gate--he said he had permission to go to a ball that was at the Council house, and that he was going there, and did not wish to trouble the Guard.

The evidence being closed, and all the proceedings read over to the Court, and after mature deliberation on the testimony adduced find the prisoner guilty of the Charge and Specification preferred against him, and Sentence him the prisoner (Corpl Crump) to be suspended from the rank of Corporal for one month.

The Court adjourned to meet tomorrow at 9 Ock
The Court not pursuant to adjournment Nov. 24th 1825
Present Lt Wickliff President
Lts Batman & Richardson Members

The Court next proceeded to the trial of Mus. Ruelle a Musician of Co I 6th Infy on the following charge

Charge Intoxication

Specn. In this that the said Musician Alexis Ruelle of the Company & Regt. aforesaid, did get so much intoxicated as to render him incapable of performing his duty as Musician at Troop beating on the morning of the 23d Novr 1825 at Fort Atkinson

Signd Thomas Noel
Adjt 6th Regt

To which the Prisoner pleaded “guilty”

The Court confirm the plea of the prisoner and find him guilty as Charged, and Sentence him to have his ration whiskey stopped fifteen days, to be appropriated for the use of the Company to which he belongs

The Court next proceeded to the trial of John S. Robinson who having heard the Order constituting the Court, and being asked if he had any objections to either of the members named in the Order and replying in the negative, was arraigned on the following charge

Charge Disobedience of Orders

Specn. In this that he the said John S. Robinson a private of the Company & Regiment aforesaid, did when ordered by his Superior Sergt Moore, refuse to turn out on Company drill on the morning of the 22d Nov. 1825, and did also refuse to prepare for mounting guard on the same morning. When he the Said J. S. Robinson had been ordered by his Superior Sergty Moore this at Fort Atkinson on or about the morning of the above stated date To which Charge & Specification the prisoner pleaded “Not Guilty” Sergt Moore witness for the prosecution being duly sworn says, on or about the time specified, I ordered the prisoner to prepare for drill, and guard mounting, a short time before the bugle Sounded for drill in the morning, the prisoner came to me, and asked me to put him on the sick report. I told him

I should not, and will not He would not go on drill
nor prepare for Guard Mounting either, nor did he prepare
for either duty--

Corporal Turwilliger a witness for the prosecution
being duly sworn says, on or about the time Specified
I ordered the prisoner to prepare for Guard mounting and he
refused so to do. He did not attend Company drill on the
morning of the 22d Novr. 1825, nor did he go on guard that
morning--after he refused to perform these duties he was
put in Confinement.

The evidence being closed and the prisoner having no
defence to offer, the court was cleared and the evidence
read over, and after mature deliberation on the testimony
adduced, find him guilty of the charge & Specification
preferred against him, and Sentence him to Solitary con-==
finement twenty days, to be fed on bread and water for
the same period, and to have his rations of whiskey
stopped for thirty days

The court having no further business before it, adjourned
Sine Die

Wm W Wickliffe
Lt--Prest.

Head Qrs 6th Infy Fort Atkinson
25th Novr 1825

The proceedings and finding of a Regimental Court Martial
whereof Lt Wickliffe is President in the Case of Corporal
John Gaskin of Balln. Co D, are approved, he is hereby
released from arrest and will report for duty.

The finding in the case of private McGinn of Battallion
Co C as it repsects the charge of Theft is disapproved

The finding and Sentence in relation to the charge of drunkenness

and neglect of duty are approved and will be carried into execution--Lt Eaton Commanding Co. C will cease the stoppage of whiskey to be made.

The proceedings and Sentence of the Court in the case of Sergt Shay are approved and he is accordingly suspended from the rank of Sergeant from and after the promulgation of this order for the period of one month

The findings of the Court in the respective cases of privates Issiah Brannon of Battallion Co. K, and private Daniel Twist of said Company are approved--Company Commanding will have a case how they send their men away from the Garrison, where it interferes with the Commanding Officers positive order that they shall attend drill under all circumstances--Brannon & Twist will return to duty

The proceedings and finding of the Court in the case of Corporal Crump are approved, the Sentence is not. The cause of conduct adopted by Corporal Crump is highly Subusiv of good order--The idea of a Non Commissioned Officer being found scaling the walls to get out of Garrison after tattoo, will not answer to be dwell on. Corpl. Crump is released from arrest and will report for duty in his Company

The finding of the Court in the case of Musician Ruelle of Battallion Co. I, is approved--the sentence is remitted & he will return to duty--The finding & Sentence of the Court in the case of John A. Robinson are approved and will be carried into execution--The Officer of the day is changed with the execution of it so far as relates to Confinement & did and Lt Waters Commanding Co A, will cause the stoppages of whiskey to be made for thirty days--The Court whereof Lt. Wickliffe was President is dissolved

A R Woolley
Lt Col Comg

Proceedings of a Regimental Court Martial Convened at Fort
Atkinson by virtue of the following order viz

Order No 61
Head Qrts 6th Regt
Fort Atkinson 30th Nov. 1825

A Regimental Court martial will Convene this morning at
11 Oclock for the trial of such Prisoners as may be brought before it
The Court will be Composed of the following Officers to wit

Brevet Majr Ketchum President
Lieuts Hutter & Folger members

By order of Lt Col Woolley
Signd Thomas Noel
Adjt 6th Infy

The Court met pursuant to the above order

Present Maj Ketchum President
Lieuts Hutter and Folger Members

The Court after being duly sworn in presence of the prisoner
who being previously asked if he had any objections to any of the
members mentioned in the above Order, and answering in the
negative, the Court proceeded to the trial of Sergt Solomon Wyatt
of Rifle Company B, 6th US Infantry on the following Charge
and Specification preferred by orders of Brt. Lt Col Wooley, and
Signed Thomas Noel Lt & Adjt 6th Infy

Charge Sergeant Solomon Wyatt of the Rifle Company
B, 6th Regiment US. Infy is Charged with embezzeling Company
Rations, and neglect of duty.

Specn. 1st In this that the Said Sergt Wyatt of the Company
and Regiment aforesaid did improperly dispose of the rations of
whiskey which he (Sergt Wyatt) issued for the men of the Rifle
Company, B, 6th Infy viz for the 29th and 30th Novr. 1825 at
Fort Atkinson.

Specifn 2d that the said Sergt Wyatt of the Company and Regt.
aforesaid did neglect to issue the rations of whiskey did the men
of the Rifle Company B, 6th US. Infy on the 29th Nov. 1825 at

Fort Atkinson on way his duty

Signd By order of Lt Col Woolley
Thomas Noel Adgt 6th Regt

To which charge and Specifications the prisoner pleaded "Not Guilty"

The Court then adjourned until tomorrow at 10 O'clock

The Court met pursuant to adjournment Present all the members

Private Parker a witness on the part of the prosecution being duly sworn says "All I know of the charge is that I received my rations of whiskey of Sergt. Wyatt on the 29th Novr. 1825. I do not know of Sergt. Wyatts disposing of any whiskey on the 29th Novr. 1825.

Question by the Court--Do you or did you not know that a member of the men of Rifle Company B did not receive their rations of whiskey on the 29th Novr. 1825.

Answer. I saw the last of the whiskey poured out of the Company Keg on the 29th November.

Musician Hansen a witness on the part of the prosecution being duly sworn says, I did not receive any rations of whiskey on the 29th November 1825, and Sergt Wyatt was doing the Orderly duty of Co. B & I was Musician of the same Company--On the 30th November I recieved two gills of whiskey from Sergt. Stiltson, we immediately after revielle and tho this at Dinner hour--I do not know of Sergt Wyatt disposing of any of the Companies whiskey, otherwise than issuing it to the men at any time during the return.

Corporal Wilson a witness on the part of the prosecution being duly sworn says I did not receive my rations of whiskey on the 29th Novr. 1825 and Sergt Wyatt was orderly of the Company to which I belong, I do not know if Sergt Wyatt, improperly disposing of any of the whiskey belonging to the Company at any time during the last Return--Sergt Wyatt came out the room to which I belong and said he had no whiskey to give out except about fourteen gills, and the 30th November I received two gills of Sergeant Stiltson who got it by an order Commanding Co. B on the

commissary.

Lieut Hutter a witness on the part of the prosecution being duly sworn says On the morning of the 29th Novr Sergt Wyatt Came into my quarters and reported to me that he had fall short nearly two days rations of whiskey. On the 30th I gave an Order to Sergt Stilson for two Gallons of whiskey in order to make up Sergt Wyatts deficiency to the men of the Company.

Private Sousley a witness on the part of the Prisoner have I or have I not frequently let the bucket that I issued the whiskey out of on the jam of the chimney, and went out of the room and when I returned, found some whiskey taken out of it.

Answer--Yes I did in one instance see Sergt Wyatt set his bucket on the jam of the Chimney, and I saw a man Come in and dip a gill cup full from it without tipping the bucket, and when the Sergt returned there was not suffiecient to fill a gill Cup in the buckt

Casell a witness on the part of prisoner being duly sworn says about a week ago, I saw the prisoner set the bucket on the jam with whiskey in it and go out to drill, and when he returned he said some one had taken whiskey out of it, and asked me if I know any thing about it.

Question by the Court. Did you or did you not see Sergt Wyatt take and drink whiskey out of the Company keg more than his rations during the last return?

Answer. I have seen Sergt Wyatt take a drink of whiskey out of the Keg, but not more than once a day, and I do not know whether it was more than his rations or not, and I do not know whether he drank his rations when he issued to the men of the Company

The evidence on the part of the prisoner being closed, and the previous having no defence to make, and the whole of the proceedings having been read over, the Court after mature deliberation find the prisoner Sergt.

Solomon Wyatt not guilty of the 1st Specification Guilty of the 2d Specification and guilty of the Charge leaving out the words "Em==bezzling Company Rations" and do Sentence the prisoner Sergt S. Wyatt

to be Suspended from the rank of Sergeant for one month, and to do the duty of a private Sentinel for the same period, and to have the whiskey part of his rations stopped for thirty days, and to have one month pay stopped--The pay and whiskey to be appropriated to the use of the Company to which he belongs.

The Court having no further business before it, adjourned
Sine Die

D Ketchum
Maj and Act President
Of the Court

Approved

A R Woolley
Lt Col Comg

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Proceedings of a Regimental Court Martial Convened at
Fort Atkinson Council Bluff by virtue of the following order
Head Quarters 6th Regt.
Orders Fort Atkinson
Dec. 13th 1825

A Regimental Court Martial will assemble to day for
the trial of such Prisoners as may be brought before it
Lt Waters President
Lieuts Batman and Eaton Members
By order of Lt Col Woolley
Signd Thomas Noel
Adgt 6th Regt.

The Court met pursuant to the above order
present--Lt Waters President

Lieuts Batman and Eaton Members

The Court being duly sworn in presence of the Prisoners who
being previously asked if they had any objections to the members
named in the order and replying in the negative proceeded to
the trial of Sergt Porter Flemming of Battallion Co. F, 6th US. Infy

as he was arraigned on the following charge and Specification preferred against him by order of Lt Col. Woolley

Charge Neglect of duty

Spect. In this that he the said Sergt Porter Flemming of Battallion Co. F 6th Regt. US Infy. did neglect to parade the men of Battallion Company F 6th Regt US. Infy at Revielle roll call on the morning of the 13th Nov. 1825 at Fort Atkinson

By order of Lt Col Woolley
Signd Thomas Noel
Adgt 6th Regt

To which charge the prisoner pleaded "not Guilty"

Corporal Williamson of Battallion Co. F, a witness for the prosecution being duly sworn states--On the morning of the 13th the Company F, was formed at Revielle by who I do not know Sergt Flemming left the Company and went into the Cook room and returned immediately to the Company.

Private Barker of Battallion Co F, a witness for the prosecution being duly sworn says--On the morning of the 13th Decr. 1825 when Reivelle Commenced I turned out to answer to my name most of the Company was present and formed in two ranks. Sergt Flemming was turning out the rest of the men from their quarters to attend roll call.

Question by the Court. Did you hear the Prisoner Sergt. Flemming give any words of Command to form the Company

Ans.—"I did not"

Lt Col. Woolley a witness for the prosecution being duly sworn says, on the morning of the 13th at my usual time of turning out at Revielle roll call which is not until after the first bugle has ceased, I saw nearly all the Companies formed or forming except Co. F-- I proceeded immediately to the F Co. Quarters, previous to my reaching them some three or four men had placed themselves in some kind of order as if they intended to form--I went into one of the rooms and there found the Orderly Sergt. of the Company (The Prisoner) he

was standing in the room apparently at his ease--I could not discover that he was engaged about any thing, although he might have been engaged in turning out some of the Company, there was a backward move in the room, I am inclined to think from the Circumstances of the prisoner being in the room, that he was persuading or Coaxing the men to turn out, although no words passed between them that I heard

Question by the Court when you came out of the room was the Compy found in two ranks or not?

I did not observe particularly. I ordered the Prisoner to call the Roll and afterwards to retire to his quarters in Arrest--I then immediately left the Co. Qrs.--

Question by prisoner--Was I or was I not in the act of returning to the Company when you spoke to me?

Answer he appeared to be leisurely turning himself around when I spoke to him--my speaking to him appeared to have very little effect upon him--I think it very probably that he would have left the room in a very short time if I had not entered, my going into the room made very little difference

The evidence on the part of the prosecution being closed, private Chase of Co. F, a witness for the Prisoner being duly Sworn says on the morning of the 13th, between the Taps, and Revielle, the prisoner came into the Cook room of Co. F, and ordered me to take my place in the ranks, and also asked me if the Camp Kettles were ready to draw rations, as the prisoner was going out of the door he met Lt Col. Woolley who told the prisoner he should arrest him (the Prisoner) when I took my place in the Ranks the prisoner was on the right of the Company--

Lt Waters a witness for the prisoner being duly sworn Says On the morning of the 13 December 1825, having Command of Company F, I went to the Company a little before Revielle a little before Re--vielle [sic] had half done beating, the Comany was formed in two Ranks with the prisoner on the right, I remained with the Company until

ceased and the roll was called by the Prisoner. I then ordered the Company to be dismissed. I have every reason to believe that the Company was formed by the Prisoner, as Revielle had not beat five minutes when I reached the Company

The testimony on the part of the Prisoner having been heard, & the prisoner having no defence to make the Court was cleared. The Proceedings read over, and the following was the finding of the Court--The Court after mature deliberation on the testimony adduced, find the Prisoner Serg. Porter Flemming Not Guilty of the Charge and Specification exhibiting against him, and do therefore acquit him--

The Court next proceeded to the trial of Private Thom. C Bird upon the following Charge and Specifications preferred against him by Lt Thomas Noel.

Charge "Disobedience of orders."

Specn. In this that he the said Thomas C. Bird of Battallion Co. G, 6th US. Infy did when ordered by Corporal Jacob Strouse of the Company & Regt. aforesaid to bring in some wood into Corpl. Strouse's room, and to which room he the said Bird belonged, refuse so to do, and whom further ordered to go for the wood, replyd to the said Corporal Strause, "I will see you damn'd first" I would sooner go under guard; this at Fort Atkinson on or about the 5th Decmr. 1825

Signd Thomas Noel

Lt Comg Company

To which the prisoner pleaded "Not Guilty"

Corporal J. Strause a witness for the prosecution being duly sworn says, on or about the time Specified, I was ordered by Sergt Walker of Compy G, to turn the men of my room (also the prisoner to bring in wood for the night--I turned out all except the Prisoner who refused to go, he replied "Ill see you damned first" I then told him that unless he went I should put him under Guard--he replied "I will sooner go under guard than bring in wood" I reported him to Sergt Walker who ordered me to take him to the

Guard house--I did as I was ordered--

Question by the Prisoner--after you ordered me to bring wood, did I not tell you that I was Sick?

Answer. At the time I ordered you I did not hear you tell me, but when I was taking you to the guard house you told me you was sick--

The evidence on the part of the prosecution being closed, private John Buchanan of Co G, a witness for the prisoner being duly sworn says--On or about the time Specified, I heard Corpl Strause order the Prisoner to go for wood, he replied that he was sick Corporal Strouse ordered him a second time, he replied "I'll be God damnd if I do" The Corporal then ordered him to go with him to the guard house, he went

Wm. Gess a witness for the prisoner being duly sworn says, on or about the time Specified, I heard Corpl. Strouse ask the prisoner to go for wood, the prisoner replied "that he was sick, and did not feel able to go for wood, this is all I heard, I left the room then--

The testimony on the part of the prisoner having been heard and the prisoner having no defence to make, the proceedings were read over after the Court having been cleared, and the following is the finding and Sentence of the Court.

The Court after mature deliberation on the testimony adduced find the prisoner Thomas C. Bird of Battallion Co. G, 6th US Infy Guilty of the Specification & Charge exhibited against him, and do Sentence him to five days Solitary Confinement in the cells, and to have the whiskey part of his ration stopped for thirty days, to be appropriated for the benefit of the Company to which he belongs

There being no further business before the Court, the Court adjourned
Sine die

G. W. Water
Lt & Pres.

Head Qrts 6th Infy
Fort Atkinson
14th Decr. 1825

The proceedings of a Regimental Court Martial whereof Lt Waters is President have been reviewing--Sergt Porter Flemming has been very much wanting in his duty the finding in his case, however is approved, and he escapes for this time

The proceedings finding and Sentence in the case of private Thomas C Bird of Battallion Comp. G, are approved The Officer of the day is Charged with the execution of the Sentence so far as it relates to Confinement in the cells, & the Commander of Co. G, will cause the stoppages of whiskey to be made--The Court is dissolved.

A R Woolley
Lt Col Comg

Proceedings of a Regimental Court Martial held at Fort Atkinson Council Bluffs by virtue of the following order,

Orders Hd Qr 6th Infantry
Fort Atkinson 3rd Jany. 1826

A Regimental Court Martial will convene at 10 Oclock this morning for the trial of such prisoners as may be brought before it

Major Ketchum President
Lts Wickliffe and Crosman Members
By order of Lt Col Wooley
Signed Thos. Noel Adj 6th Reg

The Court convened agreeably to the above order present Major Ketchum President and Lts Wickliffe & Crosman members and being duly organized in presence of the prisoner Corpl John Gaskin adjourned until tomorrow morning at 10 Oclock

Fort Atkinson Jan 4th 1826 The Court met pursuant to adjournment present Major Ketchum President Lieuts. Wickliffe and Crosman members. the prisoner was asked if he had any objections to either of the members and replied in the negative when they proceeded to the trial of Corpl. John Gaskin of Co D 6th US Infy on the following Charges and specifications

Charge 1st Intoxication

Specfn. In this that he the said Corpl. John Gasken was so much intoxicated as to be unable to perform the duties of a soldier this at Fort Atkinson on the 1st January 1826.

Charge 2nd Insubordinate Conduct

Specifn. In this that he the said Corpl John Gaskin of Battl Co D, did create a noise and disturbance in one of the rooms of the said company and Regiment and abuse private Smith of said Company

Fort Atkinson
Jany 2nd 1826

Signd D Ketchum
Maj US Army

Witnesses--Corpl. Dailey

Prts Snmith and Marsh

To which Charges and Specifications the prisoner Corpl. John Gasken plead Not guilty

Corpl Dailey a witness for the prosecution being duly sworn says--On the 1st Jany 1826 I saw Corpl. Gasken the prisoner at different times in the course of the day and evening he appeared to be so much intoxicated as to be incapable of performing his duty. In the course of the evening of the said day I heard a noise in the room of which the prisoner had charge--I went into the room and enquired what the noise was--the prisoner was talking very loud and was cursing some of the men in the room--I observed to the prisoner that such a noise would not answer and that he must keep the room quiet and be quiet himself or words to that effect--A short time afterwards I heard another disturbance in the same room--I went into the room a second time the Prisoner was hallowing very

loud I ordered him to be quiet.

Private Marsh a witness for the prosecution being duly sworn says: I saw the prisoner Corpl. Gaskin at the time & place mentioned in the charge, he was considerably intoxicated--I saw a scuffle between the prisoner and private Smith of Co D, in which the prisoner struck Smith several times which was not presented by Smith--The scuffle originated with Smith who lifted the prisoner from the floor where he was sitting and let him fall so that his head struck against the wall--Smith made excuses to the prisoner that he did not intend to hurt him previous to the scuffle with Smith the prisoner quarrelled with O'Hara and created considerable noise disturbance in the room.

The testimony being closed on the part of the prosecution & the prisoner not having any witness to testify in his favor, the Court after mature deliberation find the prisoner Corpl. John Gaskin Guilty as charged and sentence him to be reduced to the station of a private Sentinel.

The Court then proceeded to the trial of Sergt. Matthew King of Compy I 6th Regt US Infy charged with Insubordinate Conduct.

Specn. In this that he the said Sergt King of the Co and Regt. aforesaid did refuse to obey the orders of the Sergts. of the police Guard at Fort Atkinson on the 2nd day of January 1826 and did refuse to obey the orders of the sentinel of the police Guard when ordered to stand, not complying with said order causing the Sentinel to fire and thereby jeopardizing the lives of individuals within the garrison--this at Fort Atkinson at the time and place aforesaid.

Witnesses Sergt. Quinn
Corpl. Rider
Corpl. Nation
Prt Rash

By order of Lt Col. Woolley
Signed Thos. Noel Adj. 6th Regt.

To which charge and specification the prisoner plead not guilty.

Sergt. Quinn a witness for the prosecution being duly sworn says I was Segt. of the police Guard on the 2nd Jany. 1826--the accused Sergt. King brought private Evans of Co. J to the Guard house and asked me to take charge of him as a prisoner--I asked him by whose order the man was confined he replied that he the accused could not find either the Officer of the Guard or the Commdg. Officer of his company and continued that he wished me to take charge of the man until he the accused could see one of them--I refused to receive the man--the accused remained at the Guard house some time repeating his request that I would take charge of the man (Evans) when I again refused to take charge of him and ordered the accused to leave the lodge of the Guard. I cursed the accused by saying God damn you go home--he replied "God Almighty God damn you I wont." Upon which I drew my sword and told him that I was on duty and that if he cursed me I would run him through--he told me to strike and be damn'd--I ordered him into the Guard house as a Prisoner--he replied that he would see me damned first before he would go. I then ordered the sentinal to take charge of him, the accused, went into the Guard house and I ordered the sentinal to take charge of him, he remained, there but a few minutes when he run out and passed the sentinal at the door--the sentinal hailed him and ordered him back to the Guard house--the accused did not come back but continued on. I then ordered the sentinal to shoot him--the accused made an answer to my order by saying "shoot and be damn'd--The sentinal immediately fired, but without effect--the accused still proceeded off when I sent three men of the Guard who brought him back and he was again placed in confinement.

Question by the accused--At the time you ordered in to leave the Guard house did I not immediately go away from the vicinity of the Guard before I made any reply?

Answer--The accused was not ? I had first ? from the Guard house door, when he crossed me.

Ques. by accused When you ordered me back to the gd. House did I not immediately go back, meet you and go into the Guard house?

Ans. When the accused halted and replied by cursing me he stood still and did not go back until ordered by the sentinel.

Ques. By the accused--Can you state positively that when I was hailed by the Sentinel whether I was ordered into the Guard house or merely to stand?

Ans.--The accused was first ordered to stand and afterwards ordered to come back.

Ques. By the accused. When I brought the man Evans to the Guard house did I not say to you that I had been ordered by the Orderly Sergt. of Co. (I) to confine him?

Ans. The accused did not give me such information Private Rash a witness for the prosecution being duly sworn states: at the time and place mentioned in the charge I was sentinel on post (No. 1) in front of the Guard house--The accused Sergt. King brought a man (Evans Co I) to the Guard house and requested the Sergt. of the Guard to take charge of him adding that he the accused had been to the Quarters of the Officer of the Guard and the Officer of his Company but could not see them--Sergt. Quinn who was Sergt. of the Guard told the accused that he would not take charge of the man unless it was by an Officer's order the accused asked the Sergt. of the Guard "Why wont you take charge of him/" The Sergt of the Guard replied "I shan't take charge of the man and that is sufficient and damn you be off." Whe the accused turned round and said damn you I wont be a a damn in your debt--The Sergt. of the Guard next drew his sword and ran towards the accused saying he would run him thru', and ordered him into the Guard house, the accused said

he would get in, but on his hesitating some time the Sergt. of the Guard ordered me (who was then a Sentinel on post) to take charge of him, upon which I ordered the accused into the Guard house and he went in--In about five minutes afterwards I saw the accused going away from the guard house and ordered him to halt, he did not halt and the Sergt. of the Guard ordered me to fire at him, the accused turned round and said "fire and be damn'd or words to that effect when I fired at him-- the accused still continuing to walk off. I called out for the Grd and the Sergt of the Guard sent some men who brought him back.--

Ques. by the accused "When I brought the man Evans, to the Guard house, did I not tell the Sergt. of the Guard that I brought him there by order of the orderly Sergt. of Co (J)?"

Answer I did not hear the accused say so

Private Fish a witness for the prisoner being duly sworn says: I was one of the Police Guard on the 2nd Jany. 1826. The accused brought a man to the Guard house and requested the Sergt. of the Guard to take charge of him as he the accused could not find when the Officer of his company or the Officer of the Guard, the accused told the Sergt. of the Guard that he had reported to the Orderly Sergt. of his Company before confining the man The Sergt. of the Guard replied to him that he would not take charge of the man and cursed the accused Sergt. King by saying "you be damned" The accused replied to the Sergt. of the Guard by saying "You be damn'd I wont be a damn in you debt" The Sergt of the Guard then drew his sword and threatened the accused that he would run him through and ordered him into the Guard house, the accused went into the Guard house and remained there a few minutes and then came out and went off, upon which the Sergt. ordered him to come back--the accused did not come back and the Sergt of the Guard ordered the Sentinel to fire at him, the sentinel fired, accordingly but the accused still coninuing on the

Sergt. of the Guard? ? Who brought him back and confined him again.

Quest by the accused. When I went into the Guard house by order of the Serg of the Guard did I not request him to report the circumstance to the Officer of the Guard, that he would not receive a man from me without the order of an Officer who also that he had confined, if so what was his reply.

Answer. I did not hear such conversation

The Court then adjourned to tomorrow morning at 10 O'clock Fort Atkinson Jan 5th 1826. The Court met agreeably to adjournment present Majr. Ketchum Prest. & Lts Wickliffe and Crosman Members and proceeded with the trial of Sergt Matthew King.

Private Smith a witness for the Prisoner being duly sworn says, in answer to the following.

Ques. by the Prisoner. On the day specified and after I was confined did you hear a conversation between the Sergt. of the Police Guard and myself and if so what was it.

Answer I heard the accused after he was confined ask Sgt. Quinn (the Sergt. Of the Guard) if he Quinn would report the circumstance to the Officer of the Guard. Sergt. Quinn said "no God damn you not until I get ready."

The evidence being closed in the case of the accused Sgt. King the indulgence of two days was requested and granted him by the Court for him to prepare his defence when the following paper was handed by the accused to the Recorder and read before the Court.

Honorable Gentn of the Court,

I am disagreeably placed before you;

I have done and what I have done it was from duty and the dignity of the Office I held--my feelings are trampled upon my Office disrespected by an inferior who possessed power with reason--the former was abused and the latter not used. He Serg Quinn ought to have received the man that I confined not cursed me--for it always has been a custom at this post for a Non Commissioned Officer of the "Guard

to receive a man until it could be reported to a higher authority and I know of no other law contrary to it as for my leaving the guard. I confess that I was wrong in so doing--because the order of a guard are sacred to every soldier--as for my returning a disrespectful answer I confess I was wrong but every guard should respect the feelings of those that apply to them--I was at the time under the impression that if he would not secure a private soldier--who was confined by a superior who was at the time in the Compy.--that is--the Orderly Sergs.--that he had no right to confine me--and, when I asked him to report to report [sic] my confinement to higher authority--he returned an answer that he would not, accompanied with curses--this I could no bear my feelings were trampled upon I was provoked to leave the guard under such circumstances--I think myself highly wrong in causing a Riot in the vicinity of the Guard because it did not belong to the dignity of the Office to expose in the presence of inferiors in rank. I humbly give my opinion that the Non Commissioned Officers of the Guard did not know his duty and that there is a want of correction of this evil--I mean that when brought to the Guard house by superiors they ought to be received--it would prevent further difficulties of the nature and savd my feelings--Gentn. if you conceive me wrong acting under those circumstances I am willing to suffer

Gentlemen
I remain Yo. Obt. Sert
(Segnt) M. King

The Court find the accused Sergt. Matthew King guilty of the specification and guilty of the Charge of "Insobordinate Conduct" and do sentence him to be reduced to the station of a private sentinel. The Court then proceeded to the trial of Sergt. William Quinn of Co I, 6th Regt. US Infy charged with "Neglect of Duty" Specification 1st. In this that he the said Sergt. Wm. Quinn of the Compy & Regt. aforesaid did neglect and refuse to receive a

prisoner brought to the Guard house by Serg King 6th Regt. he the said Sergt. Quinn being Sergt of the Police Guard this at Fort Atkinson on the 2nd day of Jany. 1826.

Specification 2nd In this that he the said Sergt. Quinn of the Compy. & Regt. aforesaid whilst Sergt. of the Police Guard at Fort Atkinson on the 2nd Jany 1826 did order one of the sentinels of the aforesaid Police Guard to fire on Sergt. King of the 6th Regiment without sufficient cause for so doing--this at Fort Atkinson at the time and place aforesaid.--

By order of Lt. Coln. Woolley
Signed Thoms. Noel
Adj. 6th Regt.

To which Charge and specifications the prisoner Sergt. Thom Quinn plead Not Guilty.--

Sergt King a witness for the prosecution being duly sworn says on the day specified in the Charge, I took private Evans of Co. I to the Guard house and requested the accused who was then Sergt. of the Guard to take charge of him as I had been to the Quarters of the Officer of the Guard as also to those of my Company Officer neither of whom I could see and that I had reported the circumstance to the Orderly Sergt. of the Company upon which he the Orderly Sergt. had ordered me to take the man to the Guard house--I then again requested of the accused that he would take charge of the man until I could see either my Company Officer or the Officer of the Guard--the accused refused to take charge of the man and ordered me to leave the Guard house saying to me "God damn you be off" I wont receive the man--I walked off a few paces and turning round said to the accused "God damn you I wont be a damn in your debt" upon which he ordered the sentinel on post to take charge of me and at the same time ordered me into the Guard house--the accused then drew his sword and ran at me when I told him not to strike me--I

went into the guard house--after remaining in the Guard house a few minutes I asked the accused the reason why he would not receive the man Evans from me without an order from an Officer's and added that as he would not receive a man without such order why he had confined me without an order from an Officer? and at the same time I requested him to report the circumstance to the Officer of the Guard--he replied that he would see me damn'd first until he got ready--upon this I thought his orders to confine me was illegal and I walked off when (the sentinel ordered me to stop) [crossed out]) he ordered the sentinel to stop me and I not stopping he then ordered the sentinel to shoot me The Sentinel discharged his piece at me, but I still continued on until some of the Guard were sent who arrested me and placed me in confinement.

Corporal Nation a witness for the prosecution knows nothing of the circumstances set forth in the Charge and Specifications

Private Rash a witness for the prosecution being duly sworn says: At the time specified in the charge Sergt King brought a man to the Guard house and asked the accused who was then Sergt of the Guard if he would take charge of the man--The accused asked Sergt. King by whose order the man was brought there. He Sergt. King replied that he had been to the Quarters of the Officer of the Guard as also to those of his company Officer but could see neither of them--King then again asked the accused to take charge of the man and upon being refused he enquired of the accused the reason why he would not take charge of him--the accused replied that he should not and that was sufficient, adding damn you be off--Sergt King then turned around and said "damn you I wont be a damn in your debt," upon which the accused drew his sword and ran at him saying I'll run you thru go into the guard house, and as Sergt King hesitated some time the accused ordered me, (who was then a sentinel on post) to take charge of him--I ordered him into the Guard house and he went in--After about five minutes

I said Sergt I saw Sergt. King going away when I ordered him to stop--King replied that he would not stop, I repeated to him to stop or I would fire at him, at which the accused ordered me to fire at him. King said "fire and be damn'd" I did fire by order of the Sergt. --King still went on when I called out to the Guard and the Sergt. of the Guard, the accused sent some men who brought King to the Guard house and confined him.

Quest. by the Court. When Sergt. King brought the man Evans to the Guard house was his (Kings) manner provoking or disrespectful to the accused?

Answer--Not that I saw, the accused gave the first harsh language that I heard.--

The Court then adjourned until to [sic] tomorrow morning at 10 Oclock

Fort Atkinson Jany. 6th 1826

The Court met pursuant to adjournment Present Major Ketchum presdt. Lt Wickliffe and Crosman members & proceeded with the trial of Sergt. Quinn.

Private John Hiddle witness for the prisoner being duly sworn says in answer to the following:

Ques. by the accused On the day specified in the charge did you hear me order Sgt. King into the guard house and if so what reply did he make me?

Answer--I did--King replied "I'll see you damn'd first I wont go in for you."

Quest. by the accused--After Sergt. King was in the Guard house by my order, did you hear him request me to report the circumstance to the Officer of the Guard, and if so what was my reply?

Answer--I did--I am not positive but as near as I recollect the accused replied that the Officer of the Guard was not there present.

Corpl. Weir a witness for the accused being duly sworn says to answer to the following

Quesn by accused--Have you been frequently on guard at this post as a Non Commisioned Officer?

Answer--I have

Questn. by the accused. What has been the custom among the Non Commd. Officers of the Guard relative to receiving prisoners without an order from an Officer?

Answer--I don't know, never having acted as Sergs of the guard--

Ques. by the accused--Have you ever heard a Serg of the guard refuse to receive a prisoner brought to the Guard house without an order from an Officer?

Answer--No I never have seen a prisoner refused by the guard under any circumstances.

Corpl. Johnson a witness for the accused being duly sworn was asked the following:

Ques. By the Prisoner--What has been the custom among the Non Commissn Officers of the Guard at this post relative to receiving prisoners without an order from the Officer?

Answer. It has been cutomary to record all prisoners brought to the Guard house by a non Commd Officer by order of an Officer, but in cases where there was no order from an Officer to confine the man he was rejected by the Non Com==
==missd. Officers of the Guard. This has been the custom in all cases that have come within my knowledge.--

Ques by the Court. How does the Non Commd. Officer of the guard obtain his information by whose orders the man is sent to the Guard house?

Answer--By enquiring of the Non Commissd. Officer who brings the man there.--

Corpl. Lucey a witness for the prisoner being duly sworn says no reply to the following.

Quest. by the accused What has been the custom among the Non Comm Officers of the Guard at this post relative to receiving prisoners without an order from an Officer--

Answer--It has been customary to receive all men as prisoners who were sent to the Gd. House by order of an Officer, but without such order to reject the man sent.

Sergt. Shultz a witness for the prisoner being duly sworn was asked the following:

Ques. by the Prisoner--What has been the custom among the Non Commd. Officers of the Guard at this post relative to receiving prisoners without an order from an Officer?

Answer It has been customary not to receive a man as prisoner unless brought to the Gd. House by an order from some Officer--

Sergt Humberson a witness for the accused was asked the following:

Ques. by the prisoner--What has been the custom among the Non Commd. Officers of the Guard at this post relative to receiving prisoners without an order from an Officer?

Answer--So far as my experience goes it is customary not to receive men as prisoners unless brought to the Guard house by order of an Officer.--

The Court than adjourned until to morrow morning at 10 Oclock

Fort Atkinson Jany 8th 1826

The Court met agreeably to their adjournment of yesterday and adjournment until tomorrow morning at 11 Oclk

The Court met pursuant to adjournment and the accused Sgt Quinn being called upon for his defence submitted the following papers to the Records who read this contents before the Court vis

Mr President as gentleman of the Court.

This is the first time in my life, that I have been arraigned before a military tribunal to make answer to Charges and Specifications. However disagreeable it may be to me to appear

before you Gentlemen a prisoner and a culprit I feel a pleasing satisfaction to the reflection that your decision will put at rest a question on which there appears to be a variety of opinions & much doubt. Your decision in this case will serve as a prominent land mark to point out the rock on which I (if guilty) have split.

Before proceeding to examine the testimony permit me Gentlemen to call your most serious attention to the specifications supporting the charge in the indictment--'tis stated in the first specification that I as Sergt. of the police Guard refused to receive a prisoner brought to the Guard--a prisoner--does it appear Gentlemen from my definition of the word prisoner however vague, that the man brought would come within the meaning of the work, let us for a moment refer to some of our, most distinguished. Lexicographers—"Prisoner one who is confined in hold: "a Captive" (Walker)—"Prisoner—one taken by an enemy?" (Johnson)—"Prisoner--one of the enemy taken in or after a battle or seige." (Military Dictionary)

Specification 2nd Did order one of the sentinels of the police Guard to fire a Sergt. King--this to support the charge "Neglect of Duty"--how my giving a positive order, and having that order promptly executed can in any way whatever, either directly or indirectly be connected or allied to "Neglect of Duty" is for this Court to decide.--and lastly Segt King is charged with disobeying the very identical order that I am charged for trying to execute--this presents a case truly novel, unprecedented perhaps in any Court of Juris prudence in our Country.--But to the evidence, both myself and witnesses for the prosecution all say--that I neglected to take charge of a man brought to the guard by Sergt. King, but do not for a moment admit that he was a prisoner but merely brought, for nobody knows.

To this subject I beg leave to direct the most serious attention of this most honorable Court, as important consequences must result from your decision--Can this Honorable Court for a moment admit that I as Sergt of the Guard am bound to receive every person who may be brought to the body of the Guard (by every man who may all

As a Non Comm Officer No this is ridiculous—also very ? would the bulding a for the accomidation of prisoners have to be released, such would be the thirst for gratyfying personal feeling around the non Comm grades of the Regiment. Besides it was an Officer's Guard, to this Officer I am responsible for every transaction relative to the Guard, and to this Officer Sergt. King ought to have take his man and from him to the Sergt. of the Guard--this is the only channel through which I could had received him.

Sergt. King says that he had made much search for the Officer of the Guard and his Company Officer, this may be strictly correct with respect to the Officer of the Guard, but I am inclined to think that he made but few enquiries about his Company Officer or he would have found him, as he was on evening parade not ten minutes before and went from thence to his mess room--all this too before the eyes of Serg King. It may be said that this alluding to forms and would be attended with delay--prejudicial to service but take a cause the most extreme--descent it as you may and you will see that nothing can arise, which ought to be so much thanked as the consequences of a bad or wrong precedent--However this does not appear to be one of those extreme cases, the crime of the offender was such as occurs every day, he was a little intoxicated and so was Sergt. King, unfortunately for himself, this was the true & only reason why they paid me a visit at the Guard room & this is the cause why Sergt King who on this occasion appears to be unnecessarily vigilant in making prisoners, became on himself.

I will now call the attention of the Court for a few moments to the rules and articles of War. to the Custom of Services and to the Custom of this post.

Rules & Articles of War No 50 say “no Officer Commanding a Guard or provost Martial shall refuse to recive or keep any prisoner committed to his charge by an Officer belonging to the forces of the United States, Provided the Cofficer committing shall at the same time deliver an account in writing signed by himself of

the crime with which the said prisoner is charged.

This article appears to enjoin two things on a guard receiving prisoners viz First that the prisoner be brought by or confined by an Officer--Secondly--that the crime for which the prisoner is confined be set forth in writing, signed by the Officer committing the Prisoners In the case of Evans none of those obligations were complied with, he was not sent by an Officer neither was he charged verbally or otherwise with any crime consequently it was imperative on me--I could not receive him

As to the customs of Services my information is limited consequently I cannot cite a variety of instances--I will mention the custom and practice at Old Point Comfort or the school of practice which is immediately under the eyes of the Government & which is made up of a part of all the Artillery Regiments in Service which renders it perhaps the best authority that I could offer.

At this place (Point Crawford) it is not considered obligatory (in fact it is not permitted) on the ground to receive or take charge of a prisoner under any circumstances whatever, without a written Charge setting) forth the crime or cause of confinement and that signed by a proper authority), the customs of other posts might be introduced, but I deem it unnecessary.--

With regard to the customs of this post, what do the witnesses for the defendant say--they all say positively that it has not been the custom to receive prisoners sent to the guard unless they were sent by an Officer, those witnesses are all Non Comm Officers who have done the duties of Non Comm. Officers of the Guard longer perhaps than I have been in the service and some of them nearly as long as I have been in the world and to whom the customs of the post must be well known--It was from those men I got my information, it was to those men I looked for instructions if I have been wrong informed it is a circumstance, not within my control and for which I cannot be amenable.--

To the Second specification the witnesses say that I did order

a sentinel? To ? ? Sergt King but do not say without different causes, on the contrary they say that Sergt. King refused to leave the Guard house when ordered, that when the order was reiterated in stronger language, cursed & damn'd me in presence of my whole guard and when ordered into the Guard house did positively refuse until ordered by the sentinel, that after he had submitted to the guard and entered the guard room a prisoner did leave the same without permission, that he did refuse to halt when ordered by the sentinel & myself that he did turn round and exultingly curse, fire & be damn'd --nothing is said in the specification as to the right or wrong of my arresting or confining Sergt. King consequently it is not a subject of deliberation before this court, that he was a prisoner was acknowledged by his submitting to the sentinel and entering the guard room--and as a prisoner it was my duty, it was my most positive order, to hold him in safe keeping and for which purpose I was to use the means in my power, and what were there means?--They were a sentinel with a ladden musket who had under his charge, twelve or fifteen prisoners for whom he was responsible, his post or walk was limited to the front of the prison room, ought I to have sent this sentinel after him and persuade him back or should I have left my guard, and followed him round the Garrison entreating him to return-- you will all answer--no, and say the very moment that he disobeyed the Sentinel's order and forced himself across his post that instant there was cause, yes, more than sufficient cause for me to order the sentinel to fire on him.--It may be said that Sergt. King's arrest and confinement should have admitted of wildest means a course not so energetic ought to have been pursued towards him--I must again remind this Honbl. Court that his arest and the causes which led to it are not subjects to be considered by them, he was a prisoner in charge of the guard and as such I was bound to treat him--suppose for

instance, instead of Sergt. King it had been one of the convicts in charge of the guard ought I to have fired on him or ought I let him walk off at his leisure importuning him to return, surely you will say without hesitation that I ought to fire on him and that with promptness--a rule which is good in the mean must be good on the extreme--establish the rule that a sentinel shall not fire on a prisoner in the act of making his escape and you will very soon find the number of prisoners diminished.--

I will now conclude by again calling your attention to the manner in which the charges are drawn up. The word prisoner ought certainly to have been something else, the man brought was not a prisoner, the 2nd Specification does not support the charge, neither has it any connection or relevancy to it, it could not even be intended for it--It may be said the meaning of the prosecutor must be taken, and that any little want of form in the indictment ought not to lay it aside, but look at our civil courts, the mis spelling or misplacing one single word makes well and void the whole indictment--the intention of the Prosecutor drawing up the indictment cannot be admitted, it would be establishing a precedent dangerous and fatal in its consequences, ought not then Mr. President the same custom to continue as to formality and be observed in a Military Court where the consequences may be not less fatal.

Gentlemen permit me to tender you my sincere thanks for your patient indulgence--should your sentence deprive me of my appointment, I will retire to the rank, conscious of the uprightness of my intentions which will serve as a baton to my lacerated feelings.

Gentlemen I am prepared to receive my sentence

Signed William Quinn

Sergt 6th Regt Inf

The Court after a mature deliberation on the testimony adduced for and against the accused find the accused Sergt. William Quinn of Co. J, 6th US Inf. Guilty of the 1st Specification The Court find

to find in the 2nd Specification omitting the words
without sufficient proceedings was guilty of the charges
and sentence the accused Sergt. Wm Quinn to be reduced to the
station of a private sentinel.

The Court then adjourned

Sine die

D Ketchum

Maj US President Court

Hd Qrs 6th Infantry

Fort Atkinson 9th Jany. 1826

The respective findings & sentences in the cases of Corpl.
John Gaskin of Battn. Compy. D of Sergt. Matthew King
and William Quinn of Battn. Compy J, are approved & will
be carried into execution--Corporal John Gaskin is reduced
to the station of a private sentinel. Sergt. Matthew King is
reduced to the station of a private sentinel and Sergt. William
Quinn is reduced to the station of a private sentinel--They are
released from arrest and will report for duty--The Court whereof
Bvt. Major Ketchum was president is dissolved.

A R Woolley

Bt Lieut Col Comg

Preceedings of a Regimental Court Martial held at
Fort Atkinson by virtue of the following order

Orders

Hd Qs 6th Infantry

No 11

Fort Atkinson 19th Jany 1826

A Regimental Court Martial will assemble
at 10 Oclock this morning for the trial of such prisoners as may
be brought before it.

Capt. Shaler President

Lt Folger and Nichols Members

By order of Lt. Col. Woolley
Signed Thos. Noel
Adjt 6th Regty

Jan'y 19, 1826 The Court met pursuant to the above order
Present Capt. Shaler President
 Lts. Folger & Nichols Members

The Court being duly sworn in the presence of the prisoner proceeded to the trial of Corpl. Levi Wallen of Battn. Compy C 6th Regt. Infantry who being previously asked if he had any objections to the members named in the order and replying in the negative was arraigned on the following Charge preferred against him by Lt. Hutter of the 6th Regt. Infantry

Charge

Conduct unbecoming a NonCommissioned Officer and Soldier Specification--In this that he the said Corpl. Wallen of Compy & Regs aforesaid did without any just cause or provocation maltreat Pte. Wm. Brown & T. Billingsby of the Comps. aforesaid by striking them and otherwise abusing them by insulting & irritating language--this at Fort Atkinson on or about the evening of the 16th Jan'y. 1826--He the said Corpl. Walling was at the time and place above named and had been so during the whole day--so much intoxicated as to render him a common ridicule for the men of the Compy & Regs. to which he belonged.

Signed G. Hutter

Lt. 6th Infy.

To which Charge & Specification the prisoner pleaded not Guilty
Private Stiles of Compy C, 6th Regt. of Infantry a witness for the prosecution being duly sworn says--on the evening of 16th as specified in the charge I saw the prisoner Corpl. Wallen strike Pt Brown of Compy C, with his fist--I did not observe that the prisoner had any just provocation for so doing--I did not see the prisoner strike any other person--I cannot say Corpl. Wallen

was intoxicated during the day, but I perceived that he was much intoxicated on the morning? of the 16th as specified in the charge

Question by the prisoner--Did you not see Brown take up a stick of wood to strike me, and did you not take it away from him.

Answer. I did

Question by the Court. Was this before or after the prisoner had struck private Brown

Answer--It was after the Corpl. had struck Brown Private Hollenback of Battn. Compy. C, 6th Regt. Infantry a witness for the prosecution being duly sworn says--about the time specified I saw Corpl. Wallen (the prisoner) strike Private Brown--we came in from tattoo--as soon as Corpl. Wallen entered the room--Brown asked him (the prisoner) if he was actg. as Orderly Sergt.--The Corpl. answer that he was there was other words that passed between them--but I cannot recollect what they were--The Corpl (the Prisoner) struck private Brown--soon after this--the prisoner & private Brown were disputing again--Brown took up a stick of wood to strike the Corpl. but private Stiles assisted me to take the stick from Brown At the time of this transaction--Corpl Walling (the prisoner) was doing the duties of first Sergt in the Company, he (the prisoner) appeared to be much intoxicated during the afternoon and the fore part of the evening.

Question by the Court--Was there any cause or provocation for the prisoner's striking Private Brown.

Answer--I did not think there was.--

Question by the Court--Did you see the prisoner strike Pt Billingby of Compy C.

Answer I did not

Pt. Billingby of Compy C, 6th Infy a witness for the prose==
==cution being duly sworn says--On the evening of the 16th soon after tattoo--Corpl. Wallen came into the room when Private Brown was

Brown asked the prisoner if he was Actg. Orderly Sergts--the prisoner replied—"G-- damn you I am--and what having you to say about it."--You may get your posterior kicked--Brown then stept out on the floor and brushed the Corpl. (the prisoner) with his hand--and the Corpl. immediatly knocked him (Brown) down--Pte. Brown then asked the prisoner why he struck him--The prisoner replied for nothing at all--Brown told the prisoner that he did not wish to be abused--The prisoner then struck him again and knocked him down--Soon after this I was preparing to go to bunk--I observed to the prisoner that he should not have struck Brown, the prisoner immediatly advanced me saying--"as for your share Mr. Billingby go to bunk.--I told him I should as soon as I could get off my Pants. The prisoner said if you do not go to bunk. I will knock you through the wall I said to him (the prisoner) that "I could not take off my Pants. As long as he stood over me with his fist--upon hearing this the prisoner sprang and caught his gun from the rack and ran at me. Pte. Hollenbeck of Compy C, knocked the gun one side & prevented the Corpl. from injuring me with it. The prisoner then ordered me to the Guard house, as I was going out of the door of the room, the Corpl. struck at me with his musket and I clenched it with my hand to prevent him from striking me. The prisoner was much intoxicated at this time.--

Question by the Court.--Did Brown use any insulting language to the Corpl. before or after he struck him.

Answer--He did not

Question by the Prisoner--Did you not clench me by the throat as I was going out of the door to place you under guard.--

Answer I did not

The evidence on the part of the prosecution being closed, Private Hollenbeck of Compy C, 6th Infy a witness for the prisoner being duly sworn says an answer to the following Question by the Prisoner viz Did you not see private Billingby seize hold of me on the evening

of the 16th after I had ordered him to the Guard house & while I was in the actual discharge of my duty.--

Answer. I heard you order Pte Billingby to the Guard house--when you had got out of the door I saw Pte. Billingby seize hold of you and throw you down--I took him away and then went to my bunk--this transaction took place after tattoo--

The testimony being closed and the prisoner having nothing to offer in defence--the whole of the proceedings were read over & the following sentence pronounced--Sentence--

The Court after mature deliberation on the testimony adduced find the prisoner Corpl. Levi Wallen of Battn. Compy. C, 6th Infy Guilty of the Specification of the charge leaving out the words "whole of the day" & striking Private Billingby" & Guilty of the charge and sentence him to be reduced to the station of private sentinel.--

E Shaler
Capn 6 Infy
President

Head Quarter 6th Infantry
Fort Atkinson 20th Jany 1826

The finding and sentence of the Court in the case of Corporal Levi Wallen of Battn. Compy C, are approved and he is accordingly reduced to the station of a private Sentinel

The Court whereof Capt Shaler was President is dissolved.

A R Woolley
Bt Lieut Col Comg

Proceedings of a Regimental Court Martial held at
Fort Atkinson on the 1st Feby. 1826

Orders

A Regimental Court Martial will convene
to day at such time and place as the president may direct
for the trial of such prisoners as may be brought before it.--

Lieut. Hutter President

Lieuts Anderson & Clay members

By order of Lt. Col Wolley

Signed Thoms. Noel

Adj. 6th Regt

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The Court met agreeable to the above order

Present

Lieut Hutter President

Lieuts Anderson & Clay Members

As business being brought before the Court, the Court adjourned
until 10 Oclock tomorrow.

Feby. 2nd 1826

The Court met pursuant to adjournment, Present

Lieut. Hutter President

Lieuts Anderson & Clay Members

The Court being duly sworn in presence of the prisoner proceeded
to the trial of private Thomas Doyle of Co. C, 6th Reg. Infy who
being previously asked if he had any objection to either of the members
of the Court named in the order and replying in the negative was
arraigned on the following Charge & preferred against him by
Lieut Eaton.

Charge Theft

Specification--In this that the said Thomas Doyle of Company and
Regiment aforesaid did steal, take or otherwise make way with a
Blanket which Blanket belonged to private Beebe of the
Company and Regiment aforesaid and sell the same for a certain con==
==sideration or sum of money. This at Fort Atkinson on or about the

on the day of ?

Signed W. W. Eaton

Lt & Com

To which Charge and Specification the prisoner plead Guilty
Private Ben Beebe of Comp C 6th Regt. Infy a witness for the
prosecution being sworn says: He said Beebe being on Guard
on the night of the twenty sixth, a blanket was taken from
his quarters, which blanket was returned to him by private
Fanning of Compy K 6th Reg. of Inf

Ques. By the Court. Were you a room mate of the prisoner--

Ansr. No

Ques. By the court.--Are you in the habit of loaning your blankets

Ans. Not to the prisoner

Private Fanning a witness for the prosecution being duly sworn,
says, on or about the 26th of January 1826 he purchased of the prisoner
a blanket which proved to be the property of the aforesaid Beebe.

The evidence on the part of the prosecution being closed and the
prisoner having no testimony to adduce in his defence, the Court
being ordered to be cleared and the whole of the proceedings read
over by the recorder the following sentence was pronounced.

Sentence

The Court after mature deliberation on the testimony adduced
Confirm the plea of the prisoner and do sentence him to be confined
under charge of the Guard for thirty days and have his Whiskey
stopped for the same period for the benefit of the Company to which
he belongs, one fourth of which confinement shall be solitary.--

George C Hutter

Lt & President

Head Qr. 6th Inf 21 Feb. 1826

The finding and sentence of the Court are approved and

the sentence will be carried into execution.

The Court whereof St. Hutter is present in dissolved
A R Woolley
Bt Lt Col Comg

Proceedings of a Regimental Court Martial held at Fort Atkinson
Council Bluff by virtue of the following order.

Orders
Hd Qr 6th Regt.
Fort Atkinson 4th Feb. 1826
A Regimental Court Martial will convene

immediately for the trial of such prisoners as may be brought
before it. The Court will consist of
Lieut. Wickliffe President
Lieuts. Waters & Eaton Members
By order
Signed Thos. Noel
Adj. 6th Regt.

The Court met pursuant to the above order
Lieut. Wickliffe President } Present
Lieuts Waters and Eaton Members }

The Court being duly sworn in presence of the prisoner
proceeded to the trial of Private W Smith who being previously
asked if he had any objections to the members named in the order
and replying in the negative was arraigned on the following Charges
and Specifications preferred against him by Lt. Waters 6th Regt US
Infantry.

Charge 1st Drunkeness
Specification. In this that he the said Wm Smith a private of
Light Company (A) 6th Regt U.S. Infantry did after being detailed
as a Sentinel of the Police Guard by Sergt Morgan, Orderly Sergt.
of said Light Compy get so much intoxicated as to be unable to do

duty at Fort Atkinson on or about the 3rd of Feby 1826

Charge 2nd Insubordinate and abusive language

Specn. In this that he the said Wm Smith of the Comps. and Regs. aforesaid did at Fort Atkinson on or about the time above specified while Sergt. Morgan Orderly of Light Compy. A 6th Infy was taking said Smith to the Guard house, abuse in a shameful manner the said Sergt. Morgan and did otherwise behave in an insubordinate manner to Corpl. Johnson of said Company, after Sergt. Morgan had ordered Corpl. Johnson of said Company, after Sergt. Morgan had ordered Corpl. Johnson to take him, the said Smith, to the Guard house by swearing "by God", that he would not be confined unless by an order from his immediate Commdg. Officer, Lt Waters, or words to that effect.

Sergt. Morgan--Corpl. Johnson witness

To which the prisoner pleaded "Not Guilty."--

Sergt. Morgan of the Compy and Regt. aforesaid a witness for the prosecution being duly sworn says: On or about the time mentioned in the Specification when the first call for Guard mounting had been beat, I went to inspect the men of Comp. A, for Guard, the prisoner Smith was one of them--I discovered that he was somewhat intoxi==
==cated and that his gun was out of order. I ordered him to go and oil the lock and went with him into the Cook room for that purpose, when I then observed that he became more intoxicated-- I asked him where he got his liquor to get drunk--I do not recollect his reply--I told him that I must confine him, he said that I might do so, that he would go in the Guard house & stay about a month & then he would have me broke--I told him that I would try that--I then ordered him to take off his uni--
==form, while he was doing that he was very abusive,--I believe the prisoner was too much intoxicated to perform the duty of a Sentinel correctly--After he had taken off his uniform--I order Corpl. Johnson to take him to the Guard house--he refused to go saying "by God" that he would not go without an order from Lt. Waters--

Corpl. Johnson, a witness for the prosecution being duly sworn says.

On or about the time specified, I was ordered by Sergt. Morgan to take the prisoner, Smith, to the Guard house--he swore "by God" that He would not go for me or Sergt. Morgan either, nor for any other person except Lt. Waters ordered him--I thought the prisoner was too much intoxicated to perform the duty a Sentinel when he was in the Cook ==room, his language towards Sergt. Morgan was highly abusive--The evidence on the part of the prosecution being closed and the prisoner having no witnesses to be examined or defence to make--the Court was cleared the proceedings read over to the Court and the following sentence was pronoun==ced--The Court after mature deliberation on the testimony adduced find the prisoner Private William Smith of Light Co. A 6th Regl. US Inf. Guilty of the specifications and Charges exhibited against him & do sentence him to fifteen days solitary confinement in the cells, to be fed on bread & water during that period & to have the Whiskey part of his rations stopped for thirty days, to be applied for the benefit of the Company to which he belongs.--There being no more business before the Court, the Court adjourned Sine die--

Wm W Wickliffe
Lt & Presdt.

Head Qr 6th Infantry
5th Feby 1826

The finding and sentence of the Regl Court Martial whereof Lt. Wickliffe was president in the case of Prt. Wm Smith of Light Compy A 6th Regt. Infy are approved, the sentence will be carried into execution. The Officer of the Day is charged with the execution of the sentence so far as relates to Confinement and the Comms. of Compy. A will see that the stoppages of whiskey are made.--

The conduct of Sergt. Morgan is anserable in all ordinary cases and this does not appear to be a case without the rule. A report should be made to the Company Commander, unless this he done the 80 Article of the Rules and Article of War, cannot be complied with

Non Commissd. Officers will not ? ? in future
to take a soldier to the Guard House for confinement without having
previously obtained a commitment in writing from an Officer.

Much of the difficulty in this case would have been avoided had
No 367 Art 41 General Army Regulations been attended to. The
Superintendence of an Officer of the Company when the details for
Guard turn out for inspection is hereby strictly enjoined.

The Court whereof Lieut Wickliffe was President is dissolved

A R Woolley

Bt Lt Col Comg

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Proceedings of a Regimental Court Martial of which Capt.
Shaler is President now in Session, in the case of Musician Burke
of Battallion Compy E, 6th Infy.

The Court Sentence Musician Burke of Battallion Compy.
C, 6th Infy for Contempt of Court in getting so much intoxi==
==cated while ordering of said Court as to render him the Said
Musician Burke of Battn. Co C, 6th Infy totally incapable of
discharging his duty as such viz--to be Confined to the Guard
house for thirty days, to be put to hard Labour and to have the
whiskey part of his rations stopped for the same period

Fort Atkinson }
Feb 9th 1826 }

E Shaler

Capt 6 Infy

President Court

Head Qrs 6th Infy Fort Atkinson

9th February 1826

The proceedings of the Court in relation to Musician Burke
of Battallion Co. E, Orderly of the Court are approved, and
the Sentence will accordingly be carried into execution, with
which the Officer of the day is charge in respect to confine==
==ment & hard Labour--The Commander of Co. C will see that
the Stoppage of whiskey be made.

The adjutant will detail a discreet Non Commissioned Officer to attend the Court as Orderly and in future only such will be detailed for that Service

A R Woolley
Bt Lt Col Comg

Proceedings of a Regimental Court Martial held at Fort Atkinson by virtue of the following order

Head Qrs 6th Regt
Fort Atkinson

Orders No 24 8th February 1826

A Regimental Court martial will convene to say at such time and place as the president thereof may direct for the trial of such prisoners as may be brought before it

Capt Shaler President
Lieuts Batman & Nichols Members
By order of Lt Col Woolley
Signd Thos Noel
Adgt 6th Regt

The Court met pursuant to the above Order

President Capt Shaler President

Lieuts Batman and Nichols Members

The Court being duly sworn in presence of the Prisoner proceeded to the trial of Sergt. Martin Shoultz of Battallion Compy E, 6th Regiment US. Infy who having been previously asked if he had any objections to the members named in the above Order and replying in the negative was arraigned on the following charge preferred against him by Lt Holmes 6th Regt Infy Charge

Charge and Specifications preferred against Sergt. Martin

? of Battallion E, 6th Infy

Conduct unbecoming of a Non Commissioned Officer
Specification 1st in this that he Sergt. Martin Shoults of
Battallion Co. E, 6th Infy was on or about the 7th February
1826 at Fort Atkinson intoxicated in the Qrs of Co C, 6th
Infy

Specification 2d In this that he Sergt Martin Shoultz of
Battallion Co. E 6th Infy did at Fort Atkinson on or about
th 7th February 1826 load a Rifle in one of the company
rooms of CompY E, 6th Infy and say that he would shoot
Sergeant Harris of said Company or words to that effect

Signd R Holmes

Lt 6th Infy

To which charge and Specification the prisoner pleaded
“not Guilty”

Sergt Harris of Batts Co E, 6th Infy a witness for the prose==
==cution being duly sworn says--On the 7th February 1826 I
went in to the Cook room of Company E, I saw the priso==
==oner lying upon the floor much intoxicated. I told Corpl.
Lacy to take him up and lay him in his bunk, the
prisoner said he would not go to his bunk but that he
either shoot or whip me. I was eating my dinner when
this took place, when I had finished my dinner I left
the Cook room and went to my own room--Boyan
Came and informed me that the prisoner (Sergt Shoults)
had loaded a Rifle and sworn that he would shoot me
Corporal Lacy was present where private Boyoun gave me the
information. I ordered the Corporal to go and take the Rifle
from the prisoner--The Corporal brought the Rifle to me I
found that it was loaded. I then went and reported the
circumstances to Lt Homes.

Private Boyoun of Battallion Company E, 6th Infantry

a witness for the prosecution being duly sworn says I know nothing of the 1st Specification of the Charge at the time Specified I saw the prisoner take a Rifle from the rack saying at the same time that he would load it I did not see him (the prisoner) load the Rifle. Corpl. Lacy took the Rifle from the prisoner--I did not hear the prisoner say that he would shoot Sergt Harris as Specified.

Private White of Battn Co. E, a witness for the prosecution being duly sworn says On or about the time spcified in the Charge I saw the prisoner, he appeared to be much intoxicated--I did not see the prisoner load the Rifle soon afterwards I saw the prisoner take the Rifle from the rack saying that he would load it to Shoot Sergt Harris but Corporal Lacy took the Rifle from the prisoner before he had loaded it and the rifle was put in the gun rack soon after the Corporal came to examine the rifle I then saw that it was loaded, the Corporal then took it out of the room

Corporal Lacy of Battallion Co C 6th Infy a witness for the prosecution being duly sworn says, on the 7th February I saw the prisoner in the Cook room he appeared to be much intoxicated. I did not see the prisoner load the Rifle. The prisoner took the rifle and said that he would load it and intended to shoot Sergt Harris. I took the rifle from the Prisoner but I did not examine it and could not say that it was loaded. I opened the pan it was not primed; Soon after I was ordered by Sergt Harris to go and get the rifle I did so and on examination I now found the rifle loaded & primed--The evidence on the part of the prosecution being closed, the prisoner having no witnesses, nor anything to offer to the Court in his defence, the proceedings being read over to the Court and the following Sentence was

The Court after mature deliberation on the testimony ad--
--duced find the prisoner guilty of the 1st Specification--
Guilty of the Second Specification leaving out the words
“loading a rifle” and guilty of the Charge exhibited against
him and Sentence him (the prisoner) Sergt. Martin Shoults
of Battallion Co. E, 6th Infy to be reduced to the station of a
private Sentinel, to be put to hard labour for thirty days,
his rations of whiskey stopped for the same period for the
benefit of the Company to which he belongs

The Court adjourned Sine die

E Shaler
Capt 6 Infy
President Court

February 9th 1826

The Court reassembled agreeable to the following Order

Head Qrs 6th Regt
For Atkinson Feb 9th 1826

Sir

The Colonel directs that your Court Martial reas==
==semble to day for the trial of Sergt Moore and such other
prisoners as may be brought before it

Yours respectfully
Thomas Noel
Adjut 6th Regt

To Capt Shaler
President C

Present

Capt Shaler President

Lt Batman & Nichols members,

The Court proceeded to the trial of Sergeant David Moore
of Light Co. A, 6th Infantry on the following charge preferred
against him by Capt J. Gantt 6th Regt. US. Infy
Charge--Neglect of duty.

Specification 1st. In this that he the said David Moore of the above mentioned Regiment & Company did neglect to turn out the whole of the police Guard when visited by the Officer of the day, and also fail to exercise the authority vested in him as Sergeant of the Guard, and being otherwise dilatory and neglectful of his duty of Fort Atkinson on the 9th February 1826.

Specification 2d In this, that he the said Sergeant Moore did suffer a member of the Police Guard to remain and lay drunk in the Guard room without reporting the same to the Officer of the Guard at Fort Atkinson on the 9th February 1826.

Signd. J. Gantt
Capt 6th Infy
Officer of the day.

To which the prisoner pleaded Not Guilty

Capt J. Gantt a witness for the prosecution being duly sworn says I was Officer of the day on the 8th February and on the 9th I was relieving Sergt. Moore was arrested about half an hour after two Oclock on the 8th, and was relieving as Sergeant of the Guard by Sergeant Stillson, consequently the Specification does not relate to any transaction that took place on the 8th February 1826.

Lt Anderson a witness for the prosecution being duly sworn. says I know nothing of the Charge or Specification

The evidence on the part of the prosecution being closed and the Prisoner having no witness, the Court was cleared and the whole of the proceedings read over the following Sentence was pronounced.

Sentence

The Court after mature deliberation on the testimony adduced find the Prisoner Sergeant David Moore of Light Company A 6th Regiment Infy, Not guilty of the 1st Specification of the charge Not Guilty of the 2d Specification & not Guilty of the Charge therefore the Court acquit the Prisoner

Before the same Court was tried private Michael Sheehan.

of Company J 6th US Infy, who being previously asked if he had any objection to the members named in the order, & replying in the negative, being arraigned on the following charges preferred against him by Capt J. Gantt of the 6th US Infy

Charge

Private Michael Sheehan of Co. J 6th US. Infy is charged with being so much intoxicated while on guard as to be incapable of performing the duties of a Sentinel at Fort Atkinson on or about the 8th February 1826

Signd J. Gantt
Capt 6th Infy &
Offr. Day

To which the prisoner pleaded not Guilty.

Capt Gantt 6th US Infy a witness for the prosecution being duly sworn says on the 8th February I was Officer of the day when I visited the Guard I found the prisoner in the Guard room the whole of the Guard being paraded (except the prisoner) he was laying down on the floor. I directed the Sergt to parade him with the rest of the guard, & on examining I found the prisoner was drunk. I had him relieved & Confined

Lieut Anderson a witness for the prosecution being duly sworn says, on or about the time Specified the Guard was visited by the Officer of the day between the hours of 2 & 3 Oclock. The Officer of the day after he had inspected the guard Ordered me Officer of the guard to arrest the Sergeant of the Guard as well as the prisoner. I arrested and confined the Prisoner and discovered that he was much intoxicated at the time

The evidence on the part of the prosecution being closed & the prisoner having no testimony to offer or any thing to say in his defence the proceedings were read over to the Court and the following Sentence pronounced.

Sentence

The Court after mature deliberation on the testimony adduced find the Prisoner private Michael Sheehan of Battallion Compy J, 6th Regt US. Infy guilty of the charge exhibited against him and Sentence him to be confined to the guard house, to undergo hard labour and to have the whiskey part of his rations stopped for the period of twenty days the whiskey to be appropriated to the use of the Company to which he belongs

The Court adjourned Sine die

E Shaler
Capt 6 Infy
President Court

Head Qrs. 6th Infy Fort Atkinson
11th February 1826

In reviewing the proceedings of a Regimental Court Martial of which Capt Shaler was President, the Commanding Officer finds it incumbent upon him to disapprove of so much of the proceedings in the case of Sergeant Martin Shoults of Battallion Company E, as respect th 2d Specification, the facts in relation to which mark the character of an offence only cognizable by a General Court martial--The proceedings, finding any Sentence of the Court in reference to the 1st Specification and the Charge of Conduct unbecoming a Non Commissioned Officer for intoxication are approved, and for which Sergeant Martin Shoults is accordingly relieved to the Station of a private Sentinel, he will be held in Confinement to await his trial by General Court martial for the grave? Offence

The Commanding Officer cannot withhold the expression of his astonishment at the proceedings in the case of Sergeant David Moore of Light Compy A, they exhibit as much trifling

With a show of seriousness as he has ever witnessed in the judicial administration of the Army--Sergt Moore is hereby released from arrest and will return to duty-- The proceedings finding & sentence of the court in the case of private Michael Sheehan of Company I, are approved and will be carried into execution.

The rules and articles of war will be read at the heads of the respective Companies at Sunday Inspection

The Court where of Capt Shaler was president is dissolved

A R Woolley
Bt Lt Col Comg

=====

Proceedings of a Regimental Court martial convened by virtue of the following Order

Head Qrt 6th Regt Fort Atkinson

Orders February 18th 1826

A Regimental Court martial will convene to day for the trial of such prisoners as may be brought before it The Court will consist of Major Ketchum President and Lieuts Folger and Anderson members

By order of Lt Col. Woolley
Signd Thomas Noel
Adjt 6th Regt

The Court met pursuant to the above Order Present

Major Ketchum President

Lieuts Folger & Anderson Members

The Court being then duly sworn in the presence of the Prisoner Corporal Ripley, who being previously asked if he had any objection to any member of the court, and replying in the negative was arraigned on the following Charge.

Corporal Ripley of Battallion Co C, 6th US. Infy is charged with being so much intoxicated on the 17th Inst. as to render

him incapable of performing duty, and to such a degree as to
bring him into contempt and disrespect

Fort Atkinson
February 18th 1826

By order of Lt Col Woolley
Signd Thomas Noel
Adjut 6th Regt

To which charge the prisoner pleaded not guilty
Sergt Riley on part of prosecution being duly sworn disposed as follows
I saw the prisoner on yesterday between the hours of 11 & 12 O'clock
who from all appearances had been partaking of Arduant Spirits, he
Conversed however in a rational manner. It is my opinion if he
had been called on for the discharge of any duty he would have been
capable of performing it. I recollect of having seen the prisoner but
once more during the day, he was then laying down, whether he was then
intoxicated or not I am not able to say

Corporal Weir for prosecution being duly sworn says, I was
orderly to Col. Woolley on the 17th Inst. I saw the prisoner Corpl Ripley
Speaking with Col. Woolley in his office. I recollect to have heard
nothing that passed between them but the following words of Colonel
Woolley addressed to the prisoner. "Go to your quarters Sir, and con=
=
sider yourself in Arrest"

Question by the Court--Do you believe from what you say
that the prisoner was so much intoxicated as to be incapable
of performing duty?

Answer. To the best of my knowledge he was
Colonel Woolley a witness for the prosecution was also called, who
being duly sworn says, yesterday morning Corporal of Battallion
Co. C, was my orderly. He permitted the prisoner to come into my
office in a state of intoxication, to such a degree, as nearly to render
him incapable of knowing what he was about, this was at Fort
Atkinson on the 17th Inst between the hours of 11 & 12 O'clock A.M.
The evidence on part of the prosecution has closed. The Court

then adjourned til tomorrow at 10 Oclock A.M.

The Court not pursuant to adjournment Present
Major Ketchum President
& Lt Anderson.

In Consequence of the Arrest of Lt Folger the Court adjourned
'til to morrow morning 10 Oclock

Head Qrs 6th Regiment

Orders Fort Atkinson
No 32 February 19th 1826

Lieut Richardson is detailed as a member of the
Regimental Court Martial of which Maj Ketchum is president
now in session as this post to supply the vacancy of Lieut
Folger

By order of Lt Col Woolley
Signed Thomas Noel

Adt 6th Regiment

The Court met pursuant to Adjournment. Present
Majr Ketchum President

Lieut Richardson and Anderson Members

Lieut Richardson being then duly sworn in the presence of the
Prisoner Corporal Ripley, who being previously asked if he had any
objection to Lt Richardson and replying in the negative, the Court
proceeded to the trial of the prisoner. Lt Richardson witness
for the prisoner being duly sworn says, On the 16th February
I returned from Command, Corporal Ripley of Battallion
Co. C, was one of my Command. On the morning of the 17th
the prisoner Corpl. Ripley came to me and asked if he should
report for Company duty. I replied not 'til the public property
is turned over to the Asst Qr master. I also told him after he had
turned over the public property to the Qr Master, he might have the
rest of the day to himself, and that he must report himself for Company
duty the following morning. He turned over the public property
this day agreeably to my orders. I saw him once or twice during

the day he did not appear to me to be so much intoxicated as to be incapable of performing duty. I perceived however he had been drinking a little, that was after this the prisoner Complied with my order in relation to public property this was in the fore part of the day

Lieut Eaton witness on part of the prisoner Corporal Ripley being duly sworn says in Answer to a question of the prisoner Question by prisoner. When I reported to you I was in Arrest did you Consider me so much intoxicated as to incapable of performing duty? Answer. I did not think him so. Some time between the hours of 12 & 2 O'clock on the 17th Inst. Corporal Ripley Came to me to get a permission signed. I signed the permission and afterwards questioned him about the orders he had received from Lt Richardson when sent by him from the Omahaw village to this place, he gave the orders to me nearly word for word as he had privously done when he first arrived on or about the 22 or 23 of January 1826.

The Court after the most mature deliberation on the testimony adduced find the prisoner Corporal Ripley guilty of intoxication, but not to the degree specified. And do Sentence him Corporal Ripley of Battallion Co. C 6th US. Infantry to be suspended from rank for the period of two days, and to perform duty as a private Sentinel for the same period.

The Court then proceeded to the trial of private Gess of Battn. Co. G 6th Infy. The Court being duly sworn in presence of the prisoner Richard Gess who being previously asked if he had any objections to any member of the Court and replying in the negative, was arraigned on the following Charges and Specifications

Charges and Specifications preferred against Private Richard Gess of Battallion Co G, 6th US. Infy
Charge 1st, Disobedience of Orders
Specn. In this, that he the said Richard Gess of Battallion Compy G, 6th Infy whilst a sentinel of police Guard at Fort Atkinson

and having ? In Charge Hageman, Convicted, with positive hours not to suffer the said Hageman to receive any liquor will disobey Said Order by permitting him the said Hageman to become completely intoxicated on or about the 19th February 1826

Charge 2d Neglect of duty, Specification in this that he the said private Gess of Company G, 6th Infy did neglect his duty as Sentinel of the police Guard at Fort Atkinson, by suffering Hageman, prisoner, to get intoxicated on or about the 19th February 1826

Signd J Nichols Lt
& Officer Guard

To which Charges and Specifications, the prisoner pleaded not Guilty--Corporal Nation witness for prosecution being duly Sworn, Say } I was relief Corporal of police Guard on or about the 19th February 1826 at Fort Atkinson--He the prisoner Richard Gess was sent with Hageman a Convict to one of the work shops at or near this post, with positive orders from Corporal Williamson Post Corporal of the police Guard, not to allow said Hageman to have any liquor--When he (the said Gess) will return with Convict Hageman he (Hageman) was very much intoxicated--The Guard did not relieve from the time the prisoner left the Guard house with convict Hageman, until his return to the same.

Sergt. Moose witness for the prosecution being duly sworn says, I was Sergeant of the Police Guard at Fort Atkinson, on or about the 19th February 1826. I know nothing of the orders given by the Post Corporal to the prisoner in relation to Convict ha==geman, all I know is he, Hageman, returned intoxicated and the charge of the prisoner, the said private Richard Gess-- Corporal Williamson witness for prosecution being duly sworn says On or about the 19th of February 1826 I was Post Corporal of Police Guard at Fort Atkinson. Hageman the Convict Called

for me and asked me if I would send a Sentinel with him to the blacksmiths Shop to get a shirt his chest being there. I came out of the Guard house and met Gess a private of the police Guard whom I directed to go with Hageman, and to see that he Hageman, got no whiskey--When the prisoner Richard Gess returned having under his charge the said Convict Hageman he (Hageman) was very much intoxicated, notwithstanding when the said Hageman left the Guard house, he was perfectly sober to the best of my knowledge. The Sentinels were not relieved during the absence of the Prisoner the said Richard Gess from the Guard house.

The evidence for prosecution being here closed

Convict Hageman witness for for [sic] prisoner who being duly sworn says--On or about the 19th February 1826 I was permitted under the Charge of the prisoner Richard Gess to go to the black smiths shop for some clothing. I got no liquor whilst under the Charge of the Prisoner Richard Gess. The liquor which I did drink I drank before I left the Guard house under charge of the prisoner the said Richard Gess--Here the evidence Closed.

The Court after due deliberation on the testimony adduced find the Prisoner private Richard Gess not guilty as Charged

The Court adjourned Sino die

D Ketchum

Maj President
Court

Head Qrs. 6th Infy Fort Atkinson
25th February 1826

In reviewing the proceedings of a Regimental Court Martial whereof Brvt. Major Ketchum was president, the Commanding Officer has to remark, that from his own personal observations he was Convinced of the absolute intoxication of the prisoner, Corporal Ripley of Battallion Compy C, 6th Infy to a degree that deprived him of the power of articulating distinctly, and to such a state

of insensibility to his situation as to come to come to the Commanding Officer of the post for a permission for more whiskey in this object state of intoxication; but the Court has thought proper to lay a very light hand upon the prisoner the sentence is reluctantly approved and will be carried into execution with the administration that it is the second time the Comang Officer has had to take hold of the Corporal within a few weeks for intoxication under his own observtion, and that it behoves the Corporal to beware of the third.

In the case of private Richard Gess of Battalion Co. G. 6th Infantry the Commanding Officer disapproves of the finding--The Situation of Hageman who was admitted as a witness strikes vitally at his credibility. If the rules of law make such witnesses Competent, but little regard should be paid to their testimony unless strongly fortified by other evidence. Gess will be released from Arrest and will return to duty.

The Court whereof Brevt Major Ketchum was President is dissolved

A R Woolley
Lt Col Comdg

Proceedings of a Regimental Court Martial held at Fort Atkinson by virtue of the following order--

Orders

Head Qrs 6th Infy

No 37

23rd Feb 1826

A Regt. Court Martial will convene to day for the trial of such prisoners as may be brought before it.

The Court will be composed of Lt. Wickliffe President

Lts Clay & Alston Members

By order of Lt Col. Woolley

Signed Thos. Noel

Adj. 6th Regt

The Court met pursuant to the above order

Present Lieut Wickliffe Present

Lieut Clay & Alston Members

The Court being duly sworn in the presence of the prisoners proceeded to the trial of Private Matthew Smith of Battln. Co D, on the following Charge and Specification preferred against him by Lt. R Holmes 6th Regt. U.S. Infy.

Charge

Charges & Specification preferred against private Matthew Smith of Battl. Co D, 6th U.S. Infy

Charge Drunkenness on Duty

Specification--In this that he private Smith of Battln Co. D 6th US Infy was whilst on detailed duty, sawing at the pit at or near Fort Atkinson on or about the 22nd Feby. 1826 so much intoxicated as to be incapable of performing the said or his duty.--

Lt. Holmes

Signed R Holmes

Witnesses Pte Kanada A Co

Lt 6th Infy

To which Charge and Specification the prisoner pleaded Not Guilty.

Private Kanada witness for the prosecution being duly sworn, says on or about the time and place stated in the charge, the prisoner was in my opinion, so much under the influence of spiritous liquor as to be unable to perform his duty as a Sawyer.

Lt Holmes witness for prosecution being duly sworn says, on or about the time and place stated in the specification, Smith was brought to my quarters by Kanada under whose immediate charge he then was, and he appeared to be unable to perform any kind of duty. The evidence being closed--The Court after mature deliberation on the testimony adduced find the prisoner Guilty as charged and sentence him to have his rations of Whiskey stopped for fifteen days to be appropriated to the use of the Co--to which he belongs.

The Court next proceeded to the trial of private George Green on the following Charge and Specification preferred against him by Lt

Charge

Private Green of Co J 6th Infy is charged with getting drunk and absenting himself from drill on the 22nd Feby 1826 at Fort Atkinson

Witnesses } Lt Batman
Sergt. Stevensen Co J

Signed M W Batman
Lt 6th Infy
Fort Atkinson 22nd Feb. 1826

To which Charge and Specification the prisoner pleaded Guilty The Court confirm the plea of the prisoner and sentence him to have the Whiskey part of his rations stopped for 15 days to be appropriated to the use of the Company to which he belongs.

The Court next proceeded to the trial of Musn. Thos. Mount of Battn. Co. E 6th Infy on the following charge and specification preferred against him by Lt R Holmes 6th Infy.

Charge 1st Theft

In that he Musn. Thos. Mount of Battn Co. E 6th Infy did at Fort Atkinson on or about the 13th Feby 1826, steal from private Kitchen of Compy G 6th Infy one pair of Grey Woollen Overalls.

Charge 2nd Fraudulent and villainous conduct.

Specification 1st In this that he Musn. Thos Mount of Battn Co. E 6th Infy did at Fort Atkinson on or about the 19th Feby 1826 sell and receive pay for the Grey woollen overalls aforesaid from private Cahoon of Battn Co E 6th Infy & did then refuse or neglect to deliver the overalls to Cahoon aforesaid who never received them.

Specification 2nd In that he Musician Thos. Mount of Battn. Compy E, regt. aforesaid did at Fort Atkinson on or about the 22nd day of Feb. 1826 sell to and receive pay from private Miller of Battn Co E, for the same coveralls he had stolen from the aforesaid Kitchen and sold without delivery to the aforesaid Cahoon, he at the same time having the overalls marked with the aforesaid Kitchen's name.

Witness } Kitchen G
Cahoon E
Miller E Signed R Holmes
Fort Atkinson Feb 22nd 1826 Lt 6th Infy

to all which Charges and Specification the prisoner pleaded Not Guilty

Private Kitchen of Battn Co G, witness for the prosecution being duly sworn, says on or about the 13th Feby 1826 I lost my pantaloons and on the 22nd Feb. I found them in the quarters of Co. E, and that the prisoner Mount acknowledged to have taken them and wished me to say nothing about it.--I know nothing of the 2nd Charge or its specifications.

Private Cahoon of Battn Co. E, witness for the prosecution being duly sworn says--I know nothing of the first charge or its Specification. In relation to the 1st Specification 2nd charge, I purchased the overalls from the prisoner, Mount, and paid for them but did not receive them. I know nothing of the 2nd Specification.

Questn. by the prisoner--Was there any bargain or contract entered into between you and myself--if so--state the price paid for them.

Ansr. The prisoner owed me about Two Dollars I gave him something to drink if he agreed to let me have the Overalls.

Private Miller of Co E witness for the prosecution being duly sworn says--I know nothing of the 1st Charge or its specification as to the 2nd Charge & its Specification on or about 21st Feb. 1826 he, Mount, the prisoner stated to me he had a pair of Overalls for sale. I asked him if they were his, he replied they were. I then purchased them of him and paid for them.

The evidence being closed on the part of the prisoner & the prisoner having no defence to make--The Court was cleared and after mature deliberation on the testimony adduced find the prisoner, Mount, Guilty of the 1st Charge & Specification Guilty of the 2nd Charge & Specifications & Sentence him to fifteen days solitary confinement & to be fed on bread & water for the same time & to have his rations of whiskey stopped for thirty

days to be appropriated to the use of the company to which he belongs.

(The following highlighted portion has been crossed off in the book)

The Court next proceeded to the trial of prt Peter Brown Compy B, 6th Infy on the following charges

Charge

Private Peter Brown of Rifle Co B 6th Infy is charged with being intoxicated when on duty as Orderly to the Adjts Office 6th Regt. US. Infy Fort Atkinson, on or about the 24th Feby 1826.

Signed Thos. Noel

Witness Lt. Clay Mus. Houser B, 6th Infy Adj 6th Regt.

The prisoner being put to his plea and being previously asked if he had any objection to either of the Members of the Court replying in the negative plead Guilty to the charge.

The Court after mature deliberation confirm the plea of the prisoner and sentence him to ten days solitary confinement to be fed on bread and water and to have his rations of whiskey stopped for fifteen days to be appropriated to the use of the company to which he belongs--

There being no further business before the Court the Court adjourned Sine dio

The Court met examined Charges preferred against private Conly of A Compy and are of opinion that the charge of Mutinous conduct is not cognizable by a Regtl Court Martial.

These being no further business before the Court, the Court adjourned Sine Die.

Further proceedings of a Regt. Court Martial held at Fort Atkinson by virtue of the following orders.

Hd Qrs 6th Infantry

Orders

Fort Atkinson 24th Feb. 1826

The Regl. Court Martial of which Lt Wickliffe is president will reconvene this morning for the trial of such prisoners as may be brought before it.

By order of Lt. Col. Woolley

Signed Thos. Noel

Adjt. 6th Regt

The Court met pursuant to the above order

Present Lt Wickliffe president

Lts Clay and Alston Members

The Court being duly sworn in the presence of the prisoner proceeded to the trial of Peter Thompson a private of Rifle Co. B 6th Regts on the following Charges and Specifications.

Charge 1st Disobedience of orders

Specification In this that the said private Peter Thompson of Rifle Co. B. 6th U.S. Infy did at Fort Atkinson on or about the evening of the 22nd Feb. 1826, go to the Commanding Officer of the post Lieut. Col. Woolley, to make a complaint against Mrs. Wunningham after having been previously informed by Sergt Wunningham agreeable to Lt. Richardson's order (company commander) that any man wishing to complain of any grievances should first inform the Company Commander before going to the Commanding Officer.

Charge 2nd Unsoldierlike conduct

Specification In this the said Thompson of the Company and Regt aforesaid did on the evening above specified, say, that as he owed Sergt. Wunningham a grudge that he would have either him Sergt Wunningham, or his wife brought into trouble if he possibly could or words to that effect and the said Thompson was also very much intoxicated on the evening above specified

Witness

Signed A Richardson

Sergt. Wunningham

Lt & Coms. Co B

“ Stilson

Private Colwell

To which charges and Specifications the prisoner pleaded as follows
Guilty--to the first Charge and its specification and Not Guilty to the second
Charge.

The Court then adjourned until 10 A.M. the following day
Fort Atkinson 25th Feb. 1826. The Court met pursuant to adjourned

Present Lt. Wickliffe President
 Lt. Clay and Alston Members

Sergt. Winningham Rifle Co B 6th Infy being duly sworn says on
or about the 22nd Feb. 1826--the prisoner was so much intoxicated whilst
on the sick report, that he was incapable of performing the duty of a
soldier--relative to the first part of the specification, I have no
knowledge of it.

Question by the prisoner--Had I not in Company with the
occupants of Sergt. Stilson's room permission to drink on that evening?

Ansr There was a permission written for the men of the room to
which the prisoner belonged--I have reason to believe it was signed.

Sergt Stilson Rifle Co. B a witness for the prosecution being
duly sworn says--I heard the prisoner say--he had reported Sergt
Winningham and his wife for selling Whiskey, & he (prisoner) appeared to
me to have drunk too much.

Private Colwell Rifle Co. B 6th Infy. being duly sworn says the
prisoner said that Sergt. Winningham had had him punished and that
he would go and report him and his wife, and have them punished if he
could. I asked him what he would report them for? He replied for selling
Whiskey.

The prisoner having no defence to make the Court was cleared and the
proceedings read over when the Court after mature deliberation confirm the
plea of the prisoner to the first charge and its specification and find him
guilty of the facts set forth therein--The Court after mature deliberation
on the testimony adduced in support of the 2nd Charge & specification find
the prisoner Guilty of the facts therein set forth and sentence him to be
reprimanded by his company commander.

The Court next proceeded to the trial of Private Peter Brown

Compy. B 6th Infy on the following Charge

Charge--Private Peter Brown of Rifle Compy B 6th Infy is charged with being intoxicated when on duty as orderly to the Adjnt of the 6th Regt. U.S. Infy Fort Atkinson, on or about the 24th Feb. 1826

Witnesses Lt. Clay Signed Thos. Noel
Musn. Hanson B 6th Infy Adjnt. 6th Regt.

The prisoner being put to his plea and being previously asked if he had any objection to either of the members of the court replying in the negative plead Guilty to the Charge--

The Court after mature deliberation confirm the plea of the prisoner and sentence him to ten days solitary confinement to be fed on bread== water and to have his rations of whiskey stopped for fifteen days to be appropriated to the use of the company to which he belongs.

There being no further business the Court adjourned Sine Die
Wm W Wickliffe
Lt & President

Head Qrs. 6th Infy
Ft. Atkinson 25th Feby 1826

The proceedings finding & sentence of a Regt. Court Martial whereof Lieut Wickliffe was President in the case of private Matthew Smith of Battn. Compy D, are approved, the Compy Commr will see that the stoppages are made agreeably to sentence.

The like in all things in the case of Private George Green of Battn Co.

J.

The proceedings, finding and sentence in the case of Musc Thomas Mount of Battln. Compy E are approved and will be carried into execution. The Officer of the day is charged with the execution of the sentence as it respects confinement and diet and the Commr of Compy E will see that the stoppages of Whiskey are made.

The sentence of the Court in the case of Private Peter Brown of

the Rifle Company approved and will be ordered into execution with
? The Officer of the day is charged.

The Comg Officer disapproved of the whole proceedings in the case of Private Peter Thompson of Rifle Co. B 6th Infy so far as it respects the specification of the 1st Charge to which the prisoner should not have been called upon to plead. In all Official & professional applications the chain of communication will be kept up, but in case of public or personal grievance the Commdg Officer will be as ready to hear the complaint of the humblest individual as he will be prompt to address it if it is well founded, a contrary course on the part of the Commg. Officer of a Garrison would render the 32nd Article of the Rules & Articles of War regatory, the complaint made by the prisoner to the Commg. Officer related to one of those abuses that had prevailed too much at the post and at one time threatened to become a very serious soil? and the Comg. Officer will at all times be ready to receive information repeating the selling of Whiskey by either Non Comd. Officer or Laundress no matter from what source he may derive his information provided it is well founded.

The Commdg. Officer approves of the finding and sentence on the Specification of the 2nd Charge, the prisoner deserves a reprimand for coming to his Commdg. Officer in a state of intoxication and indeed a punishment more severe, but was, much as it was the evening of the 22nd Feby and the whiskey had been obtained on a permission for a celebration the prisoner for this time will be let off with the foregoing reprimand.

The Court whereof Lieut. Wickliffe was President is hereby dissolved.

A R Woolley
Lt Col Comg.

Privates Smith, Green & Thompson will be released from confinement the two former will report to their respective Compy. Commander for

? ? To hard labor for ten days to have the whiskey part of his ration stopped for twenty day to be appropriated for the benefit of the Company to which he belongs.

Was next tried private James Gamble of Battn. Co D 6th US Infy upon the following charge

Charge "Drunkenness on Duty"

Specn. In this that he private James Gamble of Battn Co D 6th U.S. Infy was on or about the 26th & 27th of February 1826 at the Coal party in the vicinity of Fort Atkinson so much intoxicated as to render him incapable of performing his duty.

Lt Holmes

Signed R Holmes

Corpl Rayter } Witnesses

Lt. 6th Infy

To which, the prisoner pleaded "Not Guilty."

Lt Holmes a witness for the prosecution being duly sworn says on or about the time stated in the Specification, the prisoner was brought to my quarters by Corpl Ruyter, direct from the Coal party, he was so much intoxicated that he could not walk straight--I thought him incapable of performing any duty whatever & consequently had him relieved from the party and confined.

Corpl Ruyter being daily sworn says, on or about the time specified I ordered the prisoner to go to work, he was so much intoxicated as to render him unable to obey my orders, he was one of the Coal party Question by the prisoner--Was I not always attentive to my duty while on the party?

Answer--There could not be a man more attentive to his duty than the prisoner was before the time specified.

The evidence for the prosecution being exhausted, the prisoner was then asked if he had any witnesses to be examined, he replied in the negative but observed that he wished to make a few remarks. The prisoner said that he had been in the service of the U.S. for thirteen years, that he had always endeavored to do his duty as well as he knew how--that his was the first time he had over been arraigned before a Court Martial that he had never been reprimanded by his Compy. Commander. The Court was then

The evidence in the part of the prosecution being exhausted & the prisoner having no defense to be examined or defense to make the Court was cleared, the proceedings read & the following is the finding and sentence.

The Court after mature deliberation on the testimony adduced find the prisoner Private Phillip S Brown of Light Co A 6th U.S.A. Infy Guilty of the Specn, Guilty of the Charge & sentence him to be confined in the Guard house for ten days, his rations of whiskey to be stopped for thirty days to be appropriated for the benefit of the company to which he belongs.

Was next tried private George Stilson of Battln Compy C 6th US Infy on the following Charge--

Charge "Intoxication & neglect of duty"

Specn In this that he the said private George Stilson of the Compy. of Regs aforesaid was intoxicated and did neglect to get up his team for the purpose of furnishing the Compy. to which he belongs with wood & water he being at the time reported as Compy. Teamster, all this at Fort Atkinson on or about the 1st March 1826.

Sergt. Riley }

Clute } Witnesses

Signed W.W. Eaton

Lt. 6th Infy

To which the prisoner plead "Guilty"

The Court after mature deliberation confirm the plea of the prisoner & sentence him to have his rations of Whiskey stopped for thirty days to be appropriated to the use of the Compy.

Was next tried private Thomas Stuart of Battn. Co D 6th US Infy. on the following charge

Charge "Drunkenness on Duty"

Specn. In this that he private Thomas Stuart of Battln Co D 6th Infy was on or about the 26th & 27th February 1826 while on the Coal party in the vicinity of Fort Atkinson so much intoxicated as to be unable to perform his duty

Witnesses } Lt Holmes

} Corpl. Rugler

Signed R Holmes

Lt

To which the prisoner plead Not Guilty
Corpl. Ruyter being duly sworn says on or about the time specified
the prisoner was on the coal party--and was so much intoxicated
to be unable to perform his duty.

The evidence for the prosecution being exhausted and the prisoner having
not witness to be examined or defence to make--the Court was cleared
the proceedings read & the following is the finding & sentence.

The Court after mature deliberation on the testimony adduced find the
prisoner private Thomas Stuart Guilty as charged & sentence him
to be confined in the Guard house for ten days, to have the
whiskey part of his rations for thirty days, to be appropriated to
the use of the Company to which he belongs.

Was next tried private Benjamin Carman of Battn. Co
H 6th U.S. Infy. Was, at or near Fort Atkinson, on or about the 1st
March 1826, so much intoxicated as to render him incapable of
performing any kind of duty.

	Wm Martin	Signed R Holmes
Witness }	Corpl Nation	Lt. 6th Infy

To which the prisoner plead "Guilty."
The Court confirm his plea & sentence him to have the Whiskey
part of his rations stopped for twenty days to be appropriated for the
benefit of the company to which he belongs

Was next tried private Jesse W. Siddons of Battl. Co D 6th US
Infy on the following Charge

Charge--"Drunkenness"

Specn. In this that he private Jesse W Siddons of Battn Co D
6th US Infy was at or near Fort Atkinson on or about the 1st March
1826 so much intoxicated as to be unable to perform his duty in the
Carpenter Shop

		Signed R Holmes
Lt. Holmes	} Witnesses	Lt 6th Infy
Wm Martin	}	

To which the prisoner plead "Not Guilty."
Wm Martin being duly sworn says--on or about the time specified the prisoner was so much intoxicated as to be unable to perform his duty.

Lt Holmes being duly sworn says--on or about the time specified the prisoner came to my quarters to get excused from work--I saw that he was too much intoxicated to be able to work & had him confined in the Guard house.

The evidence on the part of the prosecution being exhausted & the prisoner having no witnesses to be examined or defence to make, the Court was cleared, the proceedings read and the following is the finding and sentence.

The Court after mature deliberation on the testimony adduced find the prisoner private Jesse W. Siddons, Guilty as charged & Sentence him to have the Whiskey part of his rations stopped for twenty days to be appropriated for the benefit of the Compy. to which he belongs.

There being no more business to transact, the Court adjourned Sine Die

M. W. Bateman
Lt & President

Hd Qrs. 6th Infy.
Fort Atkinson 2 March 1826--

The proceedings of the Regl. C. Martial whereof Lt. Batman was President are approved, the stoppages of whiskey will be made in the several cases of Privates William Swords of E, Prt. Gamble of D, Phillip S. Brown of L Co A, George Stilson of D Thos. Stuart of D, Benjm Carman of H and Jesse W Siddons of D. Compy. Commanders will see that they are made respectively--
Hard labor & confinement in the Guard house is remitted in

each and every case where it forms a part of the sentence. The prisoner above named will be released from confinement and return to duty.

The Court is dissolved

A R Woolley
Lt Col Comg

Proceedings of a Regimental Court Martial convened at Fort Atkinson by virtue of the following orders

Orders

Hd Qrs 6th Infy

No 45

Fort Atkinson 4th March 1826--

A Regimental Court Martial will convene to day at 12 O'clock, for the trial of such prisoners as may be brought before it

Capt. Shaler President

Lieuts. Richardson & Anderson Members

By order of Lt Col Woolley

(Signed Thos. Noel)

Adj. 6th Infy

The Court met agreeably to the above order--present Capt. Shaler president, Lieuts Richardson & Anderson Members.--

The Court being then duly sworn in the presence of the prisoners who being previously asked, if they had any objections to the members of the Court and replying in the negative, Sergeant Fielding G. Brown was arraigned on the following Charges and Specifications

Charge 1st Drunkeness

Specs. In this that he Sergt Fielding G. Brown of Battn. Co E 6th Infy. was at Fort Atkinson on or about the 4th of March 1826 intoxicated whilst having in charge one of the Company rooms of Company E 6th Infy

Charge 2nd Neglect of Duty

Specf in this that he Seargent Fielding G Brown
of Battln. Co E 6th Infy did at Fort Atkinson on or about
the 4th March 1826 permit Musician Burke and some other
men of said company to remain drunk in the room of which he
had charge and brot report the same to the Company Commander.

Signd R Holmes

Lt. 6th Infy.

To which Charges and Specifications the prisoner pleaded "Not Guilty."

Lieut Holmes a witness for prosecution being duly sworn, says
on or about the time and place stated in the specification of the
first charge, I saw Sergt. Brown in one of the Company
rooms of Compy. E--he appeared to be considerably intoxicated--so
much so--his speech was considerably affected--and his faculties some==
==what stupefied--on or about the time specified in the 1st
Specification 2nd Charge, he permitted Musician Burke and some
other men of the Company to get drunk without reporting it to me,
which I considered it his duty to do, or I was then in command
of said company.--

Questn. by the prisoner--What time of day did this take place?

Ansr. About ½ past 7 or 6 Oclock 6 p.m.

Question by the prisoner--Did you think me so much intoxicated
as to be incapable of performing duty if I had been called upon?

Answer. I am unable positively to say whether he was or not
--but he did neglect his Duty--inasmuch as he did not comply
at the time with the existing orders of the company, which orders
were that all irregularities which took place in the company, should
be, immediately reported to me, or the Superintendent of Company
police.

Question by the prisoner Will the witness Lt. Holmes be so
good as to state to the Court, my personal character as a
Non Commissioned Officer of the Company?

In answer to which Lt Holmes says: I have always thought
Sergt Brown very correct in all the duty which he has been called

on to perform sober and regular in his habits -- in fact was of the best Non Commissioned Officers in the Regiment.

Sergt. Harris a witness for the prosecution being duly sworn says on or about the 4th of March 1826, Lieut Holmes came into my room. He asked me if I had visited the next room--I replied not within an hour--he then ordered me to accompany him into it, we went in. He said "do you see the situation of this room"? He ordered me to arrest Sergt. Brown & Corporals Hutton & Anderson, with which order I immediately complied.

Questn. By the Court. Was the prisoner when you went with Lt. Holmes in his quarters intoxicated?

Ansr. I think he was

All I know in relation to the second Charge is that I saw Musician Burke lying drunk on the floor of the room of which Sergt. Brown has charge.

Questn by the prisoner. What time in the day did this take place?
Answer: About 7 O'clock PM

Questn by the prisoner. Did you think me so much intoxicated as to be incapable of performing duty, if I had been called upon?

Ansr. I think he was not.

The evidence for the prosecution was here closed- the Court then adjourned 'till 10 O'clock tomorrow.

The Court met pursuant to adjournment--present all the members Sergts Harris a witness for the prisoner, being duly sworn, deposes--

Questn by the prisoner. Did I not on or about the time specified report to you that Musn. Burke had been drinking, and was nearly drunk?

Answer He did not

The evidence was here closed

The Court after due deliberation on the testimony adduced find the prisoner Sergt Fielding G Brown guilty of the specification of the first Charge--Guilty of the first Charge.

Guilty of the Specification of the second Charge--Guilty of the Charge--and to sentence him to be reduced to the station of a private Sentinel. The Court however in consideration of the very fair Character given him by Lt Holmes his immediate Comg. Officer recommended a remission of the Sentence.

The Court next proceeded to the trial of Corpl. Wm. Hatton Battn. Co E 6th Infy on the following Charge & Specification

Charge, Drunkenness

Specn. In this that he Corpl. Wm. Hutton of Battn Co E 6th Infy was at Fort Atkinson on or about the 4th March 1826 so much intoxicated as to be unable to perform any kind of duty.

Signed R Holmes

Lt. 6th Infy

To which Charge & Specn. The prisoner pleaded "Guilty"

Lt Holmes a witness for prosecution being duly sworn says, On or about the time stated in the Specification of the charge, I saw the prisoner Corporal Hatton in one of the rooms of Co E, so much intoxicated that he was unable to stand up.

Questn by the Court. Had the prisoner permission to have a frolick?

Ansr. To the best of my knowledge he had not.

At the request of the prisoner Lt Holmes made the following statement. The prisoner Corpl. Hatton has always been an excellent character in the company and since his last appointment I never had cause to censure him except for the crime with which he is now charged.

The Court after mature deliberation in the testimony adduced and the plea of the prisoner find him Guilty and sentence him to be reduced to the station of private sentinel--but in consideration of his general good conduct recommends a remission of his sentence.

Corporal Andrew Anderson of Battln Co. E, 6th Infy was next arraigned on the following Charge & Specification

Charge Drunkenness

Specn. In this that he Corpl. Andrew Anderson of Battln
Co. E 6th US Infy was at Fort Atkinson on or about the 4th
day of March 1826 intoxicated, in one of the Company rooms
of Compy. E

Signed R Holmes

To which Charge and Specification the prisoner Lt. 6th Infy
To which Charge and Specification the prisoner pleaded "Not Guilty"

Lt. Holmes a witness for the prosecution being duly sworn
says:--on or about the time and place stated in the specification
I saw the prisoner Corpl. Andrew Anderson intoxicated, so much
so as if was plainly perceptible from his actions & speech.

Lt. Homes being requested by the prisoner to speak as to
his general conduct say: I have know the prisoner for two years
during the whole of which time, his character has been
excellent as a soldier & non Commissioned Officer.

Sergt. Harris a witness for prosecution being duly sworn says:

On or about the time stated in the specification of the
Charge, Lt Holmes came into my room. He asked me if
I had visited the next room--I replied not within an hour--
He then ordered me to come with him (Lt Holmes) and see
the situation of the room--I visited the room in which the
prisoner Corpl. Anderson was and found him intoxicated--Lt.
Holmes ordered me to arrest him, which I did.

Questn by the Court. Was the prisoner so much intoxicated
as to be incapable of performing duty if he had been called
upon?

Ansr I think he was not.

The Court after mature deliberation on the testimony adduced
find the prisoner Corporal Andrew Anderson Guilty as charged
and do sentence him, to be reduced to the station of a private
sentinel, but in consideration of his unexceptionable good chara-
ter hitherto The Court recommends that his sentence be remitted.

Private Daniel C Brown of Rifle Compy. B 6th US Infy

is not guilty of the following Charges & Specifications

Charge Drunkenness

Specification--In this that he the said private Daniel C Brown of Rifle Co. B 6th US Infy was at Fort Atkinson on or about the 5th ins. 1826 so much intoxicated as to render him incapable of appearing on Company parade for inspection in a soldierlike manner.

Signed Lt Richardson

Lt. Co R. Co. B

To which charge and Specification the prisoner pleaded
“Not Guilty.”

Lt Richardson being duly sworn as a witness for the prosecution says; on or about the time and place stated in the specification of the charge I was in command of Rifle Company B, to which the prisoner belongs. The prisoner was on parade and appeared so much intoxicated as to be incapable of performing his duty in the ranks

The evidence here closed, The Court after mature deliberation on the testimony adduced, confirm the plea of the prisoner and do sentence him as follows: Sentence--To be confined in the Guard house for the period of Fifteen days, to have his whiskey rations stopped for thirty days, to be appropriated to the benefit of the company to which he belongs.

Musn. Richard Burke of Battln Co. E 6th Infy was next tried on the following Charge and Specification

Charge. Drunkenness to the grossest degree

Specn. In this that he Musn. Richard Burke of Battle. Co E 6th Infy at Fort Atkinson on or about the 4th March 1826, having just left the Guard house by virtue of Lt. Col. Woolley's remission of the sentence passed on him by a Regimental Court martial for contempt of Court and drunkenness did become so completely (drunk; crossed off) intoxicated as to loose not only the power of utterance, but even the sense of recollection

Signed R Holmes

Lt. 6th Infy.

To which Charge and Specification the prisoner pleaded
“Guilty.”

Lt. Holmes a witness for the prosecution being duly sworn, deposes as follows; On or about the time stated in the specification Musc. Richard Burke the prisoner, so drunk as to be incapable of making use of any faculty whether physical or mental he had been released, from the Guard house about two hours before by virtue of a remission by the Commdg. Officer, of the sentence paper on him by a Regimental Court Martial for Contempt and drunkenness while in capacity of orderly to said Court.

The testimony was here brought to a close
The Court after mature deliberation on the testimony adduced, confirm the plead of the prisoner and sentence him as follows

Sentence--To be placed for the period of Fifteen days in solitary confinement--to be fed on bread and water--his rations of whiskey to be stopped for 30 days--to be appropriated for the benefit of his Compy.

Private Jesse W Siddons of Battln. Co D 6th US Infy was next tried on the following Charge

The Officer of the Guard will receive and keep in confinement private Jesse W Siddons of Battln. Co D 6th U.S. Infy, charged with being intoxicated and absenting himself from Tattoo roll call, on or about the 3rd March 1826 at Fort Atkinson on Mo

Fort Atkinson 4th March 1826--

Signed D. Ketchum
Maj. U.S.A.

To which charge the prisoner Jesse W Siddons pleaded
Guilty.

Corpl Hasson being duly sworn witness for the prosecution says:
On or about the time specified I was doing Orderly Sergts. duty in Company (D)--the prisoner was absent from tattoo roll call--I went to see the cause of it and found the prisoner so much intoxicated as to be unable to help himself.

The evidence then closed. The Court after mature deliberation on the testimony adduced confirm the plea of the prisoner and do sentence him as follows

Sentence

To be confined in the Guard house for the period of 15 days--to have his Whiskey rations stopped for the period of 30 days--to be appropriated to the benefit of the Company to which he belongs.

The Court adjourned Sine die

E Shaler
Capt 6 Infy
President

Hd Qrs. 6th Infy
Fort Atkinson 7 March 1826

The finding & sentences of a Regl. Court Martial whereof Capt. Shaler was president are approved in the respective case of Sergt. Brown, Corporals Hutton & Anderson and Musn Burke of Battn. Compy E private Daniel C Brown of Rifle Co. B and private Jesse W Siddons of Battln. Co D

Upon the recommendation of the Court the sentences in the three first named cases are hereby remitted, Sergt. Brown and Corporals Hatton and Anderson are released from arrest and will return to duty. The sentences of Burke, Brown and Siddons will be carried into execution--Compy Commg. Of E, B & D respectively will see that the stoppages of Whiskey are made--the Officer of the day is charged with the execution of the other parts of the Sentence.

The Court is dissolved
AR Woolley
Lt Col Comg.

Proceedings of a Regimental Court Martial held at Fort
Atkinson by virtue of the following order

No 48

Orders

A Regimental Court Martial will commence
this morning for the trial of each prisoners as may be brought before it

Lt. Palmer President

Lts Water and Clay Members

By order of Lt Col. Woolley

(Signed) Thos. Noel Adjt 6 Regt

The Court met pursuant to the above orders--present Lt. Palmer
president Lts. Water and Clay Members

The Court being duly sworn in the presence of the prisoners
proceeded to the trial of John Marter of Battln. Co
(G) 6th Infy who being previously asked if he had any objections to any
of the members named in the above order and replying in the negative
was arraigned on the following charge preferred against him by Lieut
Noel Adjt 6th Infy

Charge Neglect of Duty

Specn. In this that he the said Marter of the Company and
Regiment aforesaid did neglect to attend troop beating on the
of the 7th March 1826 at Fort Atkinson

To which the prisoner pleaded "Not Guilty"

Drum Major Contell a witness for the prosecution being duly
sworn says that the said John Marter did absent himself from
troop on the morning of the 7th March 1826 at Fort Atkinson

Musician Brown a witness for the prisoner was next duly sworn
Questn. by the prisoner Did I in the morning of the 7th
March ask you to bring from the Band house my bass horn?
And did you not tell me you would bring it, & did you bring it?

Ansr. On the morning of the 7th March asked me to bring
his base horn from the Band house, I told him I would bring it but
a consequent of hurry forgot it The evidence being closing the prisoner

? ? ?of the neglect of Brown
whereby he was absent from attending troop. The Court after mature
deliberation on the testimony adduced for the prisoners Guilty as
Charged--and sentence him to the stoppage of fifty cents of his
monthly pay to be appropriated for the use of the Band.

The Court next proceeded to the trial of private James Davis of
Rifle Company B 6th Infy on the following charge perform against
him by Lieut Richardson 6th Infy

Charge Repeated Drunkenness
Spec. In this that he the said private James Davis of Rifle
Compy B 6th U.S. Infy has been at Fort Atkinson between the
1st and 7th March 1826 and particularly in the afternoon of the 7th March
1826 so much intoxicated as to render him totally unfit for performing
any kind of duty.

Signed A Richardson
Lt & Comg. Co B

To which the prisoner pleaded Guilty
The Court after the most mature deliberation confirm the plea of the
prisoner and find him Guilty as charged and sentence him to the
Stoppage of his whiskey for one month and his pay for one half of
the same period to be appropriated to the use of the company to
which he belongs.

The Court met proceeded to the trial of Private Wm. Maxwell
Battn. Co E 6th Infy on the following Charges preferred against him
by Lt Holmes 6th Infy

Charge Drunkenness and Insubordination
Specn. 1st In this that he private Wm. Maxwell of Battn. Co E
6th Infy at Fort Atkinson on or about the 7th March 1826 was intoxi==
==cated in the company rooms of Compy E 6th Infy

Specn. 2nd In this that he private Wm Maxwell of Battn Co. E
6th Infy at Fort Atkinson on or about the 7th March 1826 did, when
ordered to be silent and make less noise by Sergt. Harris of said
company say—"I dont care for you or Lt Holmes" or words to

that effect in and did totally disregard the aforesaid order of Sergt. C Harris and farthermore when he was ordered to the Guard house by the said Sergt Harris in obedience to Lt. Holmes order he said, "Sergt. Harris you an a [sic] damned son of a bitch" or words to that effect

Signed R Holmes Lt 6th Infy

To which the prisoner pleaded "Guilty"

The Court after the most mature deliberation confirm the plea of the prisoner and find him guilty as charged and sentence him to the stoppage of one months whiskey and pay for half the same period likewise to be confined to the Guard house two days during which confinement he will ride the wooden horse two hours each day one hour in the morning and one in the afternoon with a gag of ½ inch in diameter

No further business being brought before the Court, The Court adjourned Sine die

Z. C. Palmer Lt &
President of the Court

Hd Qr. 6th Infantry
Fort Atkinson 9 March 1826

The proceedings of the Regl. Court Martial whereof Lt. Palmer was president are approved and the sentences will be carried into execution with the exception of so much of the sentence in the case of private Wm Maxwell of Battln. Co. E a subject him to the punishment of riding the wooden horse with a gag in his mouth which is hereby remitted--The Compy. Commg of G, B & E will see that the stoppages of whiskey and pay are made accordingly.

The Court is dissolved

AR Woolley
Lt Col Comg

Proceedings of a Regimental Court Martial convened at
Fort Atkinson by virtue of the following order

Orders Hd. Qrs. 6th Infy
Fort Atkinson 13 March 1826

A Regimental Court Martial will convene this
morning for the trial of such prisoners as may be brought before it.

Major Ketchum President
Lieuts. Wickliffe & Batman Members

By order of Lt. Col. Woolley
Signed Thos. Noel
Adjt 6 Reg

The Court met pursuant to the above order--present all the
members--and being duly sworn in presence of the prisoners who being
previously asked if they had any objections to any of the members named
in the Regimental order and answering in the negative proceeded to the
trial of private Bull of Company F, 6th U.S. Infy. Charged as following

Charge Intoxication on duty

Specification In this that private Bull of Company F 6th Infantry
was intoxicated whilst in the ranks and paraded for Company Inspection--
this at Fort Atkinson March 12 1826--

(Signed) J Nichols, Lieut 6th Infy

To which Charge & Specification the prisoner pleaded Not Guilty

Lt. Nichols for the prosecution being sworn says--at Fort Atkinson on the
12th March /24 the prisoner was in the ranks for company inspection--from his
appearance I was well assur'd that he was intoxicated--I assur'd myself of
this fact by carrying the company through the manuel--he was unable to go
this the motions with his usual facility.

Serg. Fleming of Compy F 6th Regt. Infy, sworn for the prosecution says at
Fort Atkinson on the 12th inst. I paraded Company F for inspection & took
notice that the prisoner had been drinking--I cannot say that he was drunk.

The testimony in the case having all been heard, The prisoner having no
defence to make, the Court after mature deliberation find the prisoner Private
Bull of Compy. F 6th Infy Guilty as charged and sentence him to have the

whiskey part of his rations stopped for 15 days to be thereof the Company to which he belongs.

Was next tried private Thomas Young of Light Co. A 6th Regt. Infantry charged as follows:

Charge. Disobedience of Orders

Specn. 1st In this that he Thomas Young a private of Light Co. A 6th Regt. U.S. Infy did at Fort Atkinson on or about the fourth day of March 1826 when on duty as a Tailor, altering clothing for the Band of the 6th Regt. U.S. Infantry, refuse to obey an order to go to work, by the Non Commissioned Officer having the supertendence of the Tailors (Corporal Buchanan) Specification 2nd. In this that the aforesaid Thos. Young of the Co. and Regiment aforesaid did positively refuse to obey the order aforesaid, when at the same time he the said Young knew that the order had emanated from the Adj. Of the Regt--this at Fort Atkinson on or about the 4th day of March 1826.

By order of Lt. Col. Woolley
(Signed) T. Noel
Adj. 6th Regt.

To which Charge & Specifications the prisoner Plead Guilty
The Court confirm the plea of the prisoner and find him Guilty as charged and sentence him to have his pay, and the Whiskey part of his rations stopped for one month, to be appropriated to the use of the Company to which he the said private Thos. Young belongs.

The Court adjourned Sine die

D Ketchum Maj A
President Court

Hd. Qrs 6th Infantry
Fort Atkinson 13 March 1826

Approved, the sentence will be carried into affect--the Commn. of Compy F & A will see that the stoppages are made--the prisoner Bull & Young will be released and report for duty in there respective companies--The Court is dissolved.

Fort? Atkinson? of a Regimental Court Martial held at
Fort Atkinson by virtue of the following order.

Orders
Head Qrs 6th Regt
Fort Atkinson
March 16th 1826

A Regimental Court Martial will convene to
day at such time and place as the President thereof may
direct for the trial of such prisoners as may be brought
before it

Capt Shaler President
Lieuts Nichols & Eaton Members
By order of Lt Col Woolley
(Signed) Thomas Noel
Adj't 6th Regt.

The Court met pursuant to the above order
Capt Shaler President Lieuts Nichol & Eaton members
In Consequence of not receiving the order 'till past 3 O'clock
PM. The Court adjourned to meet again on the 17th at 10,
O'clock AM.

17th March 1826 The Court met pursuant to adjournment
present all the members--The Court after being duly sworn
in presence of the prisoner on he being previously asked if
he had any objection to the members named in the order
and replying in the negative proceeded to the trial of
private T. Billingsbee of Battn Co. C. 6th US Infy on the
following charge exhibited against him

Charge--Private T. Billingsbee of Battn. Company C
is charged with disobedience of Orders and Neglect of duty
by letting Fry of Compy F have Communication with the
Armourer while he was a Sentinel on post at the Ar==
==mourer Shop. This on or about the 15th March 1826 at
Fort Atkinson

Signd A. Richardson
Lt 6th Infy

To which the prisoner pleaded "Not Guilty"
Lt Richardson being sworn says "On or about the time mentioned I was near the Armourers Shop. I saw Fry of Co F at the back windows apparently in Conversation with the Armourer. I asked the Sentinel his orders, he told me no one was to have Communication with workmen unless allowed by proper authority--The Sentinels post was so situated that he could not but absense the man if he was vigilant--

Ques by the prisoner--when I gave you my orders, did I not say that I had ordered the man away.

Ans. After having given me his orders, I ordered the man away the prisoner then told me that he had Ordered him away once Private Hanson being duly sworn says on or about the time mentioned Fry came to me to get the lock of his gun re=
==paired--The prisoner who was Sentinel ordered him away Fry then went round to the back windows and asked me to put his lock together for him Lt Richardson then came and Ordered him away.

Private Fry being duly sworn says, on or about the time specified I was to the door of the Armourers Shop the prisoner who was Sentinel Ordered me away. I went directly to the back windows when I stood there for half a minute when Lt Richardson Came and Ordered me away Question by the Court. Had the prisoner time after he ordered you away from the door to walk round the shop in order to discover you at the back windows

Answer--I do not think he had

The evidence for the prosecution being closed and the prisoner having no witness to be examined made the following remarks--When I was walking round to the back windows after having ordered Fry from the door,

The court met agreeably to the above order

Present Capt Gantt President

Lts Palmer & Richardson Members

The Court being duly sworn in presence of the Prisoners, who were previously asked if they had any objections to either of the above named members and replying in the negative, proceeded to the trial of private Jeremiah Driscol of Company K 6th Regiment US. Infy in the following Charge--Jeremiah Driscol a private of Co K 6th Regt US Infantry is charged with being absent from his quarters when the Taps were given for putting out lights, and remaining absent 'til some time in the night of the 17th March, in violation of army regulation, and the order of his Commanding Officer--This at Fort Atkinson

Signd E. Shaler

Capt 6th Infy

To which the prisoner pleaded "Guilty"

The Court confirm the plea of the prisoner and find him guilty as Charged and do Sentence him (Jeremiah Driscol) to have his rations of whiskey stopped for fifteen days to be appropriated for the use of the Company to which he belongs

Was next tried private Thomas Fitzgerald on the following charge

Thomas Fitzgerald a private in Company K, 6th Regt is Charged with striking and otherwise abusing private Ridge of the aforesaid Company and Regiment, on or about the 17th March 1826 at Fort Atkinson

Signd E. Shaler

Capt 6th Infy

To which the prisoner pleaded "Not Guilty"

Private Ridge a witness for the prosecution being duly sworn says--last evening in the cook room of Compy K 6th Infy at this place the prisoner Fitzgerald struck me on the side of the head and knocked me into the fire.

? ? A witness for the prosecution

being duly sworn says--last evening in the Cook room of Company K 6th Infy at this place I saw the prisoner private Fitzgerald strike Ridge of the same Company twice without any cause or provocation that I observed

The evidence on the part of the prosecution being closed and the prisoner having no testimony to offer or defence to make the Court was cleared and the whole of the proceedings read over to the court when the following sentence was pronounced.

The Court after mature deliberation on the testimony adduced find the prisoner private Thomas Fitzgerald guilty as charged and Sentence him to have his whiskey rations stopped for thirty days, to have one dollar stopped from his monthly pay to be appropriated for the use of the Company to which he belongs.

There being no further business the Court adjourned
Sine die

J. Gantt
Capt. 6 Inf
President Court

Approved--The Company Commander will see that the stoppage are made--Private Driscoll & Fitzgerald are released from Confinement and will report for duty

The Court is dissolved

A R Woolley
Lt Col Comg

Proceedings of a Regimental Court Martial convened by virtue of the following order.

Orders

No 54

Hd Qrs 6th Infy

Fort Atkinson 23rd March 1826

A Regimental Court Martial will convene to day at such time and place as the president thereof

may direct for the trial of such prisoner as may be brought before it.

Major Ketchum President
Lts Waters and Anderson Members
By orders of Lt Col. Woolley
Signed Thos. Noel
Adjut 6 Regt.

The Court met pursuant to the above order--present Major Ketchum president Lieuts Water & Anderson members. The Court then being duly sworn in the presence of the prisoners, who being previously asked if they had any objections to the Members of the Court and replying in the negative, private McGwinn was arraigned on the following Charge & Specifications

Charge Positive disobedience of Orders
Specn. In that he Private McGwinn of Battn. Compy C 6th US Infy did when ordered by Sergs. L Riley (orderly Sergs of said Company) to take a kettle of water out of the room and empty the same and to bring in another kettle of water and assist to wash out the room to which he (McGwinn) belongs say to Sergs Riley, that he would not do it--this at Fort Atkinson on the morning of the 21st March 1826.

Signed W.W. Eaton
Lt & Comr Comp C

To which Charge & Specification the prisoner pleaded "Not Guilty" Sergs. Riley a witness for the prosecution being duly sworn says on or about the time and place specified in the Charge, I ordered private McGwinn to take a kettle of water out one of the company rooms and empty it and to bring the kettle back full of clean water, he told me "he would not do it."

Musn. Well, a witness for the prosecution being duly sworn says On or about the time and place specified in the Charge I heard Sergt Riley order the prisoner private McGwinn to carry out a bucket of water--McGwinn told him (Sergt. Riley), he would not

? by the prisoner did not Sergt. Riley order another man who had take up the kettle for the purpose of carrying it out, to put it down, but say I should carry it out?

Answer He did

The Court after the most mature deliberation on the testimony adduced find the prisoner "Guilty" as Charged and do sentence him to have his whiskey rations stopped for the period of thirty days to be appropriated to the benefit of the company to which he belongs.

The court next proceeded to the trial of Private Wm Moore of Battn Company E, 6th Infy on the following charge.

Private Wm. Moore of Battn. Compy. E 6th U.S. Inf. is charged with being intoxicated whilst on duty at Fort Atkinson on or about the 22nd of March 1826.

(Signed) R. Holmes

Lt. 6th Infy

To which Charge the prisoner pleaded "Not Guilty."

Lt. Homes a witness for the prosecution being duly sworn says:--I saw the prisoner on the 22nd inst. at the Dispensary endeavoring to get excused from duty on account of a lame arm which he said he had, he was considerably intoxicated, he was at that time on the Quarter master's detail. I believe one of the threshers.

Sergt. Grubb a witness for the prosecution being duly sworn says on yesterday the prisoner was absent from work for an hour or more--in my opinion he was not drunk--but from appearances had been drinking.

Questn. by the Court. Did you consider the prisoner so much intoxicated as to be unable to perform the labor for which he had been detailed?

Ansr. I think he was

Quesn. by the prisoner Did I not complain of a lame arm?

Ansr. He did

Quesn by the prisoner Did you not accompany me to the dispensary for examination by the Surgeon.

Ansr. I did

Questn by the prisoner--Was I excused by the Surgeon from duty

Ansr. He was excused

The Court after mature deliberation on the testimony adduced find the prisoner "Guilty" as charged, and do sentence him, to have his whiskey stopped for fifteen days, to be appropriated to the use of the company to which he belongs.

Private Armstrong of Rifle Compy B, was next tried on the following Charges & Specifications

Charge 1st Forgery

Specn. In this the said private John Armstrong of the Company and Regiment aforesaid did forge an order on the Asst. Comms of Subsistence for One Quart of Whiskey on the Credit of Lt. J Clay 6th Infy at Fort Atkinson on or about the 23rd March 1826

Charge 2nd Fraud

Specn. In this that the said Private Armstrong did on or about the 23rd March 1826 at Fort Atkinson attempt by fraudulent means to obtain from the Asst. Commy. of Subn One Quart of Whiskey on a forged order from Lt Clay through the agency of Private Caldwell of Compy. B 6th Infy

Signed J. Clay

Lt. 6th Infy

To which Charges & Specifications the prisoner pleaded "Not Guilty"

Lt. Clay a witness for the prosecution being duly sworn says

On or about the 23rd March 1826 while at the store of the Commissary of Subsistence an order was presented to me which had been refused by Sergt. Haverty in consequence of not being genuine, which order private Armstrong did acknowledge to have sent by private Caldwell--I examined the order which was for a Quart of Whiskey and found it forged.

Sergt. Haverty a witness for the prosecution was next sworn Private Caldwell to day brought me an order signed "J. Clay" for a Quart of Whiskey--feeling some doubt as to it being genuine, I

? A.? Lt. Clay

Private Caldwell a witness for the prosecution being duly sworn says: this day Armstrong requested me to carry an order to the Ass. Commy for him for a quart of Whiskey. According to his request I went and presented the order to Sergt. Haverly who asked me "if Lt. Clay had signed it." I replied I dont know who signed it.

Private Burnes a witness for the prosecution was next sworn--all I know is that Armstrong came into the quarters of Lt. Clay with a paper in his hand--he asked me if Lt. Clay was in--I replied he was not.

Questn by the prisoner. Did I not tell you for what purpose I asked to see Lt. Clay.

Answer. He did not.

The Court after mature deliberation on the testimony adduced find the prisoner as follows: Not Guilty of the Specification of the first Charge, not guilty of the first charge, Guilty of the Specification of the second charge, guilty of the 2nd Charge, and do sentence him as follows

Sentence. To have 2 and 50/100 dollars of his monthly pay stopped, to have his whiskey rations stopped for the period of thirty days, both to be appropriated to the benefit of the company to which he belongs.

D Ketchum, Maj. US &

The Court adjourned Sine die

President of the Court

Hd. Qr. 6th Infantry
Fort Atkinson 24 March 1826

For

The Commanding Officer directs, that the Court

to breakfast. I replied I expected he had not. He ordered me to direct Seargent Domnick when he returned, to take Harrow to the G. House and cause him to be confined--I did so--

Question by the prisoner did you think me so much intoxicated as to be unable to perform the duties of the Shop?

Ansr. I did not take sufficient notice of him to be able to answer that question.

The prisoner refusing to bring up any witness the evidence here closed--

Being then asked if he had any defence to make, he spoke in substance as follows: When I went to the Armourer Shop this morning, for the purpose of commencing my daily labor, I felt considerably unwell--I felt so at breakfast--I therefore thought that instead of going myself to breakfast, I would remain in the shop for the purpose of sleeping till the rest of the workman should return--I did so--and I humbly conceive I had a right, as all working had been suspended until breakfast was over.

The Court after due deliberation on the testimony adduced find the prisoner Guilty as charged and do sentence him, to have his whiskey rations stopped for the period of twenty days--to be appropriated to the benefit of the Company to which he belongs.

Private Thomas Young of Company A, 6th US Infy was next tried on the following Charge & its specification.

Charge Drunkeness "on duty & disrespect to his Supr. Officer Specification 1st In this that he private Thomas Young of Company A, C US Infy was at or near Fort Atkinson, on or about the 23rd of March 1826 so much intoxicated as to make him neglect his duty, or in other words to make him regardless of the performance of his duty, he being on detail as a Tailor at the Band house.

Specification 2nd In this that he the said Young of the Company and Regiment aforesaid did when asked what his name was and where he had bee say "I dont intend to work any more without

extra pay” or words to that effect, and also remark as he left Lt. Holmes’ quarters for the Guard house that the above was what he had said, thereby almost defying the authority vested in Lt Holmes by his Commission and the orders of his Commanding Officer--this at Fort Atkinson on or about the 23rd of March 1826.

Signed R Holmes

Lt 6th Infantry

To which Charge and its Specifications the prisoner pleaded
“Not Guilty--”

Lt. Holmes a witness for the prosecution being duly sworn says, The prisoner Young was conducted to my quarters yesterday by Sergeant Brown--who reported that he had been absent from his duty for a considerable time--He was considerably intoxicated--so much so as to affect his speech & render him regardless of that difference and suspect, which he owes to his Superior Officer--He was then on detail as a Tailor at the Band house, under my Superintendence and the immediate charge of Sergt Brown--after he had entered my quarters I asked him what was his name, where he had been and how he dared to leave his work in that manner--He replied “I don’t intend to work any more without extra pay” or words to that effect--He mattered a good deal to himself and as I thought with an intention of irritating my feelings to make me strike him and as he left my quarters for the Guard house he uttered a sentence, the only words of which I could understand were that he had said “he would not work”--his manner was highly disrespectful--and totally devoid of that candour, which becomes a soldier.

Sergt. Brown a witness for the prosecution being duly sworn says: On the 23rd inst. Young was on detail as one of the Tailors of which I had Charge--After dinner I went up to the Band house--Young was absent--I waited there some time and then went to his quarters, where I found him very much

intoxicated. I ordered him to go to his work--he told me he would go in a short time--I was then absent from the room in which he quarters for some time--when I returned he was still there I then reported him to Lt. Holmes--Lt Holmes ordered me to conduct the prisoner to his quarters--I did so--Lt Holmes asked him a question (I dont recollect exactly what it was) and the prisoner replied "he would not work without extra pay" or words to that effect. Lt Holmes then ordered me to take the prisoner to the Gd House--as he came out of the room he uttered something I did not understand.

The Court after mature deliberation on the testimony adduced find the prisoner Thomas Young Guilty of the Charge and its specifications and do sentence him as follows

Sentence. To have 5 (five) dollars of his pay stopped and his whiskey rations subjected to stoppage for the period of thirty days--both of which to be appropriated to the benefit of the Company to which he belongs.

Musician Richard Burke of Battallion Company E, 6th US Infy was next tried on the following Charge and its specification

Charge Drunkenness

Specn 1st In this that he Musician Richard Burke of Battn Company E 6th US Infy did at or near Fort Atkinson on or about the 22nd of March 1826 notwithstanding he had been just released from confinement in the cells for drunkenness become in defiance of punishment intoxicated.

Specn. 2nd In this that the said Burke of Company & Regiment ajourned did at or near Fort Atkinson on or about the 23rd of March 1826 become intoxicated after he had promised Lt Holmes to the contrary on condition, that he would excuse that crime of the 22nd contained in the 1st Specification thereby showing not only disrespect to his Superior Officer, disregard to the truth, but the habits of a confined

drunkard.

Signed R Holmes

Lt 6th Infantry

To which Charge & its specifications the prisoner pleaded "Guilty"
The Court on due deliberation confirm the plea of the prisoner
and find him guilty as charged and do sentence him as follows

Sentence To have 5 (five) dollars of his pay stopped and
his whiskey rations subjected to stoppage for the same period of
thirty days--both of which to be appropriated to the benefit of
the company to which he belongs

D Ketchum Maj US &

The Court adjourned Sine die

President of Court

Hd Qrs 6th Infy

Fort Atkinson

The Commdg. Officer approves the proceedings and sentences of
the Court Martial of which Major Ketchum is president and
directs, that they be carried into effect--proper remarks will
be made on the Muster rolls that the stoppages of pay may
be made--The Comps Comdrs of A, B, C, D, & E will be
particular in causing the stoppages of whiskey to be made
in conformity to the sentences. Privates McGwinn, Moore,
Armstrong, Harrow, Young & Musician Burke will be released
from confinement & return to duty

The Court is dissolved

A R Woolley

Lt Col Comg.

Proceedings of a Regimental Court Martial held at Fort
Atkinson by virtue of the following orders

Orders

Hd Qrts 6th Infantry

No 63

Fort Atkinson 25th March 1826

A Regimental Court Martial will convene
immediately for the trial of such prisoners as may be brought before it

Capt. Shaler President

Lieut. Wickliffe & Nichols Members

By order of Lt. Co. Woolley

(Signed) Thos. Noel Adjt. 6th Regt.

March 25th 1826

The Court met pursuant to the above order.

Capt Shaler president

Present } Lieuts. Wickliffe & Nichols Members

The Court being duly sworn in presence of the prisoners, proceeded
to the trial of Private Thomas Stewart of Battn. Company (D) 6th
Infy who being previous asked if had any objection to the members
named in the order & replying in the negative was arraigned on the
following Charge preferred against him by Major Ketchum of the
6th Regt. Of Infy

Charge Drunkenness

Specification In this that he the said private Thomas Stewart of
Battn. Company (D) 6th Infy was so much intoxicated as to be
unable to perform the duties assigned him, this at Fort Atkinson on
or about the 25th March 1826.

(Signed) D. Ketchum

Maj. USA

To which the prisoner pleaded Not Guilty

Sergt Dayley of Battn Compy. D, 6th Regt. Infy. a witness

for the prosecution being duly sworn says: on or about the time
specified I went in to the Court room, where the prisoner was

to order him to get up the Company team. I found him, the prisoner, so
much intoxicated as not to be able to stand up, without a good deal
of difficulty, he the prisoner came into my room two or three times

after I had seen him in the Company room and he staggered every time he came in.

Private Poinier of Battn. Compy. D, 6th Regt. Infy a witness for the prosecution being duly sworn says: on the 25th March 1826 private Stewart, the prisoner, appeared to be so much intoxicated that he could not walk steady.

Question by the prisoner--Did you think I was able at the time to drive the Company team.

Answer I think he was.

The evidence on the part of the prosecution being closed, Sergt Shaw a witness for the prisoner being duly sworn says: I was Sergt. of the Guard at the time the prisoner was confined the 25th March I took notice of the prisoner & thought him capable of performing the duty assigned him--that of driving the Company team.

Capt Hasson of Compy. D, 6th Regt. Infy a witness for the prisoner being duly sworn says==on or about the time specified the prisoner had been drinking, but I did not think him so much intoxicated as to render him incapable of performing the duties assigned him that of driving team--the prisoner was not so drunk as to cause him to reel--The Court having been cleared and the proceedings read over, the following special finding was pronounced Viz.

The Court after the most mature deliberation on the testimony adduced, find the fact of the prisoner being under the influence of spirituous liquor on or about the time specified but not so much so as to render him incapable of performing his duty--Not Guilty of the Charge & Specification & do therefore acquit him.

Before the same Court was tried private Peter German of Battn. Company F 6th Regt. Infys. On the following Charge preferred against him by Lt. Nichols 6th Regt. Infy.

Charge Drunkenness

Specification In this that Peter German a private of Battle. Compy. F, 6th Regt. Infy was so much intoxicated on the morning of the 26th inst. at Fort Atkinson as to be incapable of mounting

his Guard Up ? Being warned for that duty the evening
foresaid

(Signed) J. Nichols Lt. 6th Infy

To which the prisoner pleaded Not Guilty

Dr. Nichols of the 6th Reg. Infy a witness for the prosecution being
duly sworn says: on the morning of the day specifd while inspecting
the guard detail of Comdg. F, the prisoner who was one of the detail
showed by his action & his appearance, that he was to much intox
icated to mount guard.

Serg. Fleming of Battn. Compy. F a witness for the prosecution
being duly sworn says: I warned the prisoner for Guard on the 25th
inst., he turned but on the morning of the 26th in uniform, I inspected
him--I saw he had been drinking so much, that I thought him
unfit to mount guard--& the Company Officer ordered me to furnish
another man in his place.

There being no more testimony to offer in this case the following
Sentence was pronounced.

Sentence. The Court after mature deliberation find the prisoner
Private Peter German guilty of the Charge & Specification exhibited
against him & sentence him to have the ration part of his whiskey
stopped for the period of (30) Thirty days to be appropriated to the
use of the company to which he belongs

E Shaler
Capt 6 Infy
Presd. Court

The Commanding Officer disapproves the finding of the Court in
the case of private Thomas Stewart of Battn. Compy. D, a man
who cannot stand steady is more fit for his bunk than for any
duty whatever. The proceedings in the case of German of Compy F
are approved and will be carried into effect. The Court whereof
Capt Shaler in president is dissolved

A R Woolley
Lt Col Comdg

Orders Hd Qrs 6th Regt
Fort Atkinson 31st March 1826

A Regimental Court Martial will convene this morning for the trial of such prisoners as may be brought before it. The Court will be composed of the following Officers

Captn. Gantt President

Lieuts. Clay and Alston Members

By order of Lt Col. Woolley

Signed T. Noel Adjt.

The Court met agreeably to the above order present all the members

Capt Gantt President

Lieut. Clay & Alston Members

The Court after being duly sworn in the presence of the prisoners proceeded to the trial of Private John Piper of Compy J, 6th Infy who being previously asked if he had any objections to any of the members named in the above order and replying in the negative was arraigned on the following Charge

John Piper a private of Battn. Co J 6th Infy is charged with being absent from dress parade on the evening of the 30th March 1826 without permission this at Fort Atkinson

Witnesses }	Lt. Batman	Co J	By order of Lt Col Woolley
			Signed MW Batman
	Sergt. Stephenson		Lt. 6 Inf

To which charge the prisoner pleaded "Not Guilty"

Lt. Batman a witness on the part of the prosecution being sworn in presence of the prisoner says as follows--on the evening of the 30th March 1826 at Fort Atkinson the prisoner Piper absented himself from evening parade without obtaining permission to my knowledge.

Question by the Court--Do you know of any order excusing the Regl. Teamsters from dress parade in the evening--

Ansr. I do not

Sergt. Stephenson a witness on the part of the prosecution being duly sworn says the prisoner Piper was absent from dress parade as specified in the charge--I know of no order excusing him from dress parade during

during the drill when the teamsters were excused from dress parade, by order of the Commg Officer, but at present the order requires all fatigues to cease at two O'clock--the prisoner (Piper) asked me if he should attend the evening parades. I told him that the order required all fatigue to cease at two O'clock but I did not tell him whether he would attend parade or not.

Lt Holmes a witness on the part of the prisoner being duly sworn says: Question by the Court--Do you know of any order excusing the Regl. Teamsters from dress parades in the evening--

Answer--I do not I believe there is an order in existence either in writing or verbal requiring all the teamsters to attend evening dress parades but still I understood from the Comg. Officer in the conversation I had with him yesterday morning would stall and feed their cattle, accordingly. I directed Sergt. Grubb that they would do so--I dont think there is time enough between drill and the first call for parade for them to pay that attention to their teams which they ought, and be ready to fall--in in uniform. It was not by my order that the teamsters were absent from parade.

The Court being cleared and after mature deliberation on the testimony adduced find the prisoner Piper guilty as charged and sentence him Piper to undergo a stoppage of ten days rations of Whiskey but from the alleviating circumstances of the case spread on the records of the Court--the Court recommend him to the Comg. Officer for a remission of the sentence awarded against him.

The Court adjourned to meet again on the 1st April at 10 O'clock
Am

April 1st 1826. The Court met pursuant to adjournment present
Captn Gantt President
Lieuts. Clay & Alston Members

And proceeded to the trial of Elias
Masco a private of Battn Co J 6th Reg Infy on the following Charges

excusing him from parade the last drill during the winter the Regimental teamsters were excused from evening deep parade but the order now requires all fatigues to cease at two O'clock p.m.

Lieut. Holmes a witness on the part of the prisoner answers the following question by the prisoner

Question by the prisoner--Do you know of any order excusing the teamsters from evening dress parade.

Answer--I do not I believe there is an order either written or verbal in existence requiring that Regimental teamsters to attend evening parade but still I understood from the Comg. Officer on the conversation I had with him on the morning of the 30th that the teamsters would stall and feed their cattle accordingly I gave directions to Sergt Grubb that they should do so and I do not think there is time enough between drill and the first call for parade for them to pay that attention to their teams which they ought and be ready to fall-in in uniform--It was not by my order that the teamsters were absent from parade--

The Court being cleared and after mature deliberation on the testimony find the prisoner Willis guilty as charged and sentence him to undergo a stoppage of ten days rations of Whiskey to be appropriated to the use of the Company J 6th Regt. but from the alleviating circumstances of the case spread on the records of the Court the Court recommend him to the Comg. Officer for a remission of the sentence awarded against him.

The Court next proceeded to the trial of Thomas Lowder of Company J 6th Reg. US Inf on the following charge

Thomas Lowder a private of Bn. Co J 6th Infy is charged with being absent from dress parade on the evening of the 30th March 1826 without permission this at Fort Atkinson

Witnesses

Lt. Batman } Co. J

Sergt. Stephenson

By order of Lt. Coln. Woolley

(Signed) M.W. Batman

Lt. Comg. Co. J

To which Charge the prisoner pleaded "Not Guilty."

Lieut. M.W. Batman witness for the prosecution being duly sworn says on the evening of the 30th March at Fort Atkinson the prisoner Lowder absented himself from evening dress parade without obtaining permission to my knowledge.--

Question by the Court--Do you know of any order excusing the Regimental teamsters from evening dress parade? Ans: I do not

Sergt. Stephenson a witness for the prosecution being duly sworn says--the prisoner Lowder was absent from dress parade as specified in the charge I know of no order excusing him from parade--last drill during the winter the Regimental teamsters were excused from evening dress parade but the order now requires all fatigues to cease at two O'clock p.m.

Lieut Holmes a witness for the prisoner being duly sworn answers the following question by the prisoner

Question by the prisoner--Do you know of any order excusing the teamsters from evening dress parade

Answer I do not I believe there is an order either verbal or written in existence requiring the Regimental teamsters to attend evening parade but still I understood from the Comg. Officer in the conversation I had with him on the 30th March that the teamsters should stall and feed their cattle accordingly I directed Sergeant Grubb that they would do so and I dont think there is time enough between drill and the first call for parade for them to pay that attention to their which they ought and be ready to fall-in in uniform. It was not by my order that the teamsters were absent from parade. The Court being cleared and after the most mature deliberation on the testimony find the prisoner Lowder guilty as charged and sentence him to undergo a stoppage of his rations of whiskey for ten days to be appropriated to the use of the Co J 6th Inf but from the alleviating circumstances of the case spread on the records of the Court the Court recommend him to the Comm'g Officer for a remission of the sentence awarded against him.

The Court next proceeded to the trial of Wm. Frances of Bn. Co J 6 Infy on the following charge.

Wm. Francis a private of Bn. Compy J Inf is charged with being absent from dress parade on the evening of the 30th March 1826 without permission this at Fort Atkinson

Witnesses

Lt. Batman

Sergt. Stephenson } Co. J

By order of Lt. Coln. Woolley

Signed M. W. Batman

Lt. Comg. Co. J

To which Charge the prisoner pleaded "Not Guilty."
Lieut Batman a witness on the part of the prosecution being duly sworn says:

On the evening of the 30th March 1826 at Fort Atkinson the prisoner Francis absented himself from evening parade without obtaining permission to my knowledge

Question by the Court--Do you know of any order excusing the Regimental teamsters from evening dress parade?

Answer I do not

Sergt. Stephenson a witness on the part of the prosecution being duly sworn in the presence of the prisoner says: The prisoner Francis was absent from dress parade as specified in the charge I know of no order excusing him from parade the last drill during the winter the Regimental teamsters were excused from evening dress parade but the order now requires all fatigues to cease at two O'clock p.m.

Lt Holmes a witness on the part of the prisoner being duly sworn answers the following Question--

Question by the prisoner--Do you know of any orders excusing the teamsters from evening parade

Answer I do not I believe there is an order either written or verbal in existence requiring the teamsters to attend evening parade but still I understood from the Comg. Officer in the conversation I had with him on the morning of the 30th that the teamsters would stall and find their cattle accordingly I

decided Sergt. Grubb should do so and I do not think there is time enough between drill and the first call for parade for them to pay that attention to their teams which they ought and be ready to fall in in uniform It was not by my order that the teamsters were absent from parade--

The Court being cleared and after mature deliberation on the testimony adduced find the prisoner guilty as charged and sentence the prisoner Francis to undergo a stoppage of his rations of whiskey for ten days to be appropriated to the use of Compy. I 6 Inf but from the alleviating circumstances of the case spread on the records of the court the Court recommended him to the Comg. Officer for a remission of the sentence awarded against him.--

The Court then adjourned to meet again on the 3rd of April 1826.

J. Gantt
Capt 6 Inf
President of the Court

Approved, the prisoners will be discharged from confinement & return to duty. The Comg. Officer remits the punishment in each and every case upon the recommendation of the Court.

Fort Atkinson 2nd April 1826

AR Woolley
Lt. Col Comg

Further proceedings of a Regl Court Martial held at Fort Atkinson by virtue of the following order.

Hd Qrs. 6th Infantry

Orders

Fort Atkinson 31st Mrch 1826

A Regimental Court Martial will convene this morning for the trial of such prisoners as may be brought before it, the Court will consist of

Captain Gantt President

Lieuts. Clay & Alston Members

By order of Lt. Col. Woolley

(Signed) Thos Noel Adjt. 6th Regt.

Specf 3rd 9 Oclock The Court met pursuant to adjournment present all the members:--Captn. Gantt president Lieuts Clay & Alston Members

And after being sworn in the presence of the prisoners who being previously asked if they had any objections to any of the members named in the order constituting the Court and replying in the negative was arraigned on the following charge Corporal McDonald of Co. I 6th. Infy.

Charge Corporal McDonald of Co I 6th Regt U.S. Inf is charged with being absent from the Non Commissioned Officers drill on the forenoon of the 31st March 1826.--

Adj. Noel By order of Lt. Col. A R Woolley
Witnesses } Sergt. Maj. Mitchell } Signed Thos. Noel Adj. 6th Regt.

To which Charge the prisoner pleaded "Guilty". The Court being cleared and after mature deliberation confirm the plea of the prisoner Corpl. McDonald & find him guilty as charged and do sentence him to be reduced to the rank and station of a private sentinel.--

The Court next proceeded to the trial of Private Glennon of Co. D, 6th Infy on the following charge--Charge--Private Glennon of D, Company is charged with being intoxicated while a sentinel of the police guard at Fort Atkinson on the morning of the 31st March 1826.

Lt. Water
Witnesses } Sergt. Ferguson (Signed) Geo S. Waters Lt & Off.
Guard

To which the prisoner pleaded "Not Guilty."--
Lieut. Waters a witness on the part of the prosecution being duly sworn says on the morning of the 31st March 1826 I was Officer of the Police Guard at Fort Atkinson, the prisoner Glennon was a sentinel of the police Guard--while the new guard was relieving the old I perceived the prisoner Glennon was somewhat intoxicated and I though him so much so as to be incapable of marching off guard.

Sergt. Ferguson a witness on the part of the prosecution being duly sworn says on the morning specified in the charge I was Sergeant of the police Guard the prisoner Glennon came to me & reported sick (while the guard was paraded for marching off) I ordered him to fall into the ranks as I observed he was intoxicated and so much so as to be unable to march off guard--

The Court being cleared and the proceedings read over the Court after mature

deliberation examine the following sentence – Sentence-- Find the prisoner Glennon of Co I 6th Inf Guilty as charged and sentence him to have his rations of whiskey stopped for the period of thirty days to be appropriated to the use of the company to which he belongs and to be confined in solitary confinement for the period of fifteen days and to subsist on bread and water during the time of his confinement.

The Court next proceeded to the trial of Private Josiah Brannon of Compy. K 6th Inf arraigned on the following charge

Josiah Brannon a private of Compy. K 6th Inf is charged with Corporal Harrington and other men of said Company and making a riotous noise in the cook room of Co. K on or about the 30th March 1826 at Fort Atkinson.

Witnesses } Corpl Harrington }
 } Prt. Logan } Co K (Signed) E. Shaler Capt. 6 Inf

To which Charge the prisoner pleaded “not guilty”

Corpl. Harrington a witness for the prosecution being duly sworn says==on or about the time mentioned in the charge at Fort Atkinson, the prisoner Brannon quarrelled with me, and was abusive, he also quarreled with Private Sanders of Company K and did make a riotous noise in the Cook room of the Compy.

Private Phillip Logan of Compy. K 6th Inf being duly sworn as a witness for the prosecution says: on or about the time and place mentioned in the charge the prisoner Brannon quarreled with Corpl. Harrington and Sanders of Compy. K, the prisoner made no other noise in the Cook room than that produced by his quarreling.

Thomas Fitzgerald of Co. K a witness for the prisoner being duly sworn says: the prisoner Brannon did quarrel with Corporal Harrington and Sanders of Co. K on or about the 30th March 1826 at Fort Atkinson

The Court being cleared and the whole of the proceedings being read over to the Court, the Court after mature deliberation on the testimony adduced find the prisoner Josiah Brannon guilty as charged and sentence him Josiah Brannon to undergo a stoppage of the whiskey part of his ration for twenty days.

The Court next proceeded to the trial of Matthias Marsh of Rifle

Compy. B 6th Inf arraigned on the following charge.

Mathias Marsh Rifle Co. B 6 Inf is charged with being so much intoxicated at Fort Atkinson on the afternoon of the 31st March 1826 as to render him quite incapable of performing his duty as a soldier on company drill

	}Lieut Clay	(Signed) J. Clay
Witnesses	}Sergt Winningham	Lieut. 6 Inf.

To which Charge the prisoner pleaded "Guilty"

The Court confirm the plea of the prisoner Matthias Marsh and find him Guilty as charged and sentence him to have twenty days rations of his whiskey stopped to be appropriated to the use of the Company to which he belongs.

The Court then adjourned to meet again at 10 O'clock on the morning of the 4th April 1826

April 4th, 1826--10 O'clock Am--The Court met pursuant to adjournment present all the members--Capt. Gantt president, Lieut. Clay & Alston members and proceeded to the trial of private Phillip Brown Light Co A 6 Inf on the following Charge.

Private Phillip L. Brown of the above mentioned Compy is charged with being intoxicated and making a disturbance in one of the rooms of said Company at Fort Atkinson on or about the 4 April 1826

Witness Sergt. Hamberson	(Signed) Geo. W. Waters Lt. 6 Inf
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To which charge the prisoner pleaded "Not Guilty"

Sergt. Hamberson a witness for the prosecution being duly sworn in presence of the prisoner says as follows. The prisoner Brown appeared like he had been drinking ardent spirits. I did not hear him make a disturbance, this was on the first of April 1826 at Fort Atkinson

Question by the Court--Was the prisoner so much intoxicated or effected by drinking as to be unable to perform his duty.--Ansr. I think he was Private John Robinson of Co A a witness being sworn (on the part of the prosecution) says: I do not know whether or not the prisoner was drunk on the 4th of April he appeared like he had been drinking--the prisoner attempted to strike private Bagby of Co A with a musket barrel and was prevented by Rogers of said company this was at Fort Atkinson.

The Court being cleared after mature deliberation on the testimony adduced find the prisoner guilty as charged and sentence him to have twenty days rations of whiskey

stopped to be appropriated to the use of Light company A and to be represented by his Company commander

The Court next proceeded to the trial of Private Jacob Bull of Compy F arraigned on the following charge and being previously asked if he had any objections to any of the members mentioned in the order constituting the Court and replied in the negative.

Charge and Specification preferred against Private Bull of Co. F 6 Regt.

Charge Drunkenness

Specification In this that Jacob Bull of said Co. & Regmt was so much intoxicated on drill on the evening of the 31 March 1826 at Fort Atkinson as to incapacitate him from performing his duty.

(Signed) J. Nichols Lt & Commd. Compy.

To which charge the prisoner pleaded "Guilty."

The Court being cleared after mature deliberation confirm the plea of the prisoner and find him guilty as charge and sentence him have twenty days rations of whiskey stopped to appropriated to the use of the Company to which he Jacob Bull belongs.

The Court next proceeded to the trial of Private Augustus Stanton of Bn. Co E who (after the court being duly organized did not object to any of the members named in the order constituting it) was arraigned on the following Charge.

Private Augustus Stanton of Bn. Co. E 6 Inf is charged with being drunk at Fort Atkinson on or about the 3rd Apl. 1826 and so much so as to render him incapable of attending drill.

Signed R Holmes Lt 6 Inf

To which the prisoner pleaded Guilty. The Court being cleared and after mature deliberation confirm his plea & find the prisoner Augustus Stanton guilty as charged and sentence him to undergo a stoppage of fifteen days rations of whiskey to be appropriated to the use of Company E 6 Inf.

The Court then proceeded to the trial of Private Peter Crowle of Rifle Co B 6 Inf arraigned on the following charge.

Private Crowle of Rifle Company B 6 Inf is charged with being intoxicated whilst on duty and to that degree as to render him incapable

of performing his duty at Fort Atkinson on or about the 30 March 1826

Signed R Holmes Lt. A.A.Ar.Ms

To which the prisoner pleaded “not Guilty”

Qr. M. Sergt. Cedars a witness for the prosecution being duly sworn says the prisoner was a Regimental teamster on or about the time & place mentioned in the charge engaged in hauling for the police party I saw him and he was so drunk as to be incapable of performing his duty.

The Court being cleared and after mature deliberation on the testimony adduced find the prisoner guilty as charged and sentence him Peter Crowle to undergo a stoppage of fifteen days ration of whiskey to be appropriated to the use the company to which he belongs.

The Court next arraigned private George Stilson of Compy. C on the following charge

George Stilson of Compy. C 6 Infy is charged with being drunk when on guard at Fort Atkinson on or about the 3rd of Apl. 1826.--

(Signed) M. W. Batman

Lt. 6 Inf. Offr Guard

To which charge the prisoner pleaded “not guilty”

Lt. Batman a witness for the prosecution being duly sworn says on the time specified in the charge the prisoner Stilson was a member of the police guard at Fort Atkinson and was so much intoxicated as to disqualify him from performing the duties of a sentinel.--

The Court being cleared and after mature deliberation on the testi==
==mony find the prisoner guilty as charged and do sentence him to undergo a stoppage of thirty days rations of whiskey to be appropriated to the use of Co. C 6 Inf.

The Court next proceeded to the trial of Private Geo. Stephenson of Co. C 6 Inf.

Charge Forgery

Specification 1st In this that he the said Stephenson of the company & regiment aforesaid did on or about the 29 March 1826 forge an order upon the Ass Commng of Subn. Lt. Palmer for one pint of whiskey in the name of Lt. Allston

Specification 2nd In this that he the said Stephenson of the Company a Regt. aforesaid, did on or about 31 March 1826 forge an order on the Asst. Commsy. of Sub. Lt. Palmer for a quantity of whiskey in the name of Lt. Allston all this at Fort Atkinson.

Wm. W. Eaton Lt 6 Inf.

To which charge the prisoner pleaded Guilty

The Court being cleared and after mature deliberation the court confirm the plea of the prisoner and find him guilty as charged and do sentence him to be confined in solitary confinement for the period of thirty days, to subsist on bread and water during that period and to forfeit all his rations except the bread part--thereof and to be drummed from right to left and from left to right of the Regiment on Regimental parade with the word forgery written in large legible letters on his back with a straw halter about his neck.

The Court adjourned to meet again at ten O'clock on the morning of the 5th April 1826.

J. Gantt

Captain 6th Inf

And

President of the Court

The sentences of the Court Martial whereof Captn. Gantt is president in each and every case are approved and will be carried into effect so far as respects stoppages--Compy. Commr. will see that the Stoppages are made. The Commg. Officer remits the punishment in the case of Corporal McDonald and so much of the sentence in the case of Glennon of Battn. Co D as subjects him to confinement is hereby remitted all the prisoners within named will be released from Confinement & return to duty excepts Stevenson of Battn. Compy C whose sentence will be carried into full effects

Fort Atkinson 5 April 1826

A R Woolley

Lt Col Comg.

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