"Fly swifter round ye wheels of Time." The years do this so obediently that some may not have noted that January has already come and gone, and they have not yet paid for the MISSIONARY HERALD for 1882. All such will be thankful for a simple reminder.

Your subscription is marked as follows:

Paid to the close of 1887 .

Due to the close of 1882. - - - \$ /. /0

If this is not correct, please notify at once. An early remittance will be a sufficient notice that the account is correct.

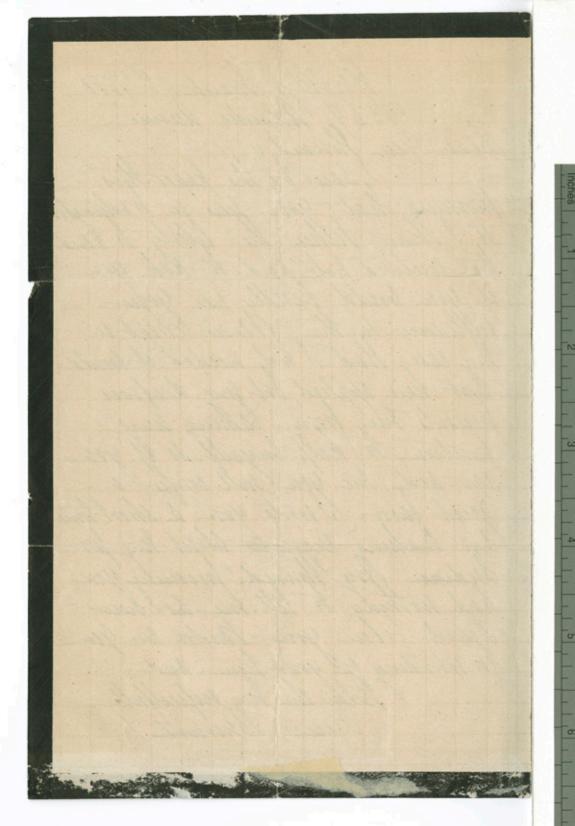
Address,

CHARLES HUTCHINS, I SOMERSET ST., BOSTON.

MARCH, 1882.



Broklyin March 1" 1882 1569 Attante hume Dear Gen Honard. I have by the key monning that you here in Washington It. I Man taken the liberty to Elma the buchsed hate hard to Ash you if you would pridly use your Williame by the Musin Deht in Mus case, Had I hot heeded it hould Byot have applied but my deafness ments hier from tathing hory Cler hed, he you will confee a great faron I mote you a short time Lys. making Enguires about huy from Indian Joy Monard mesule you had nothing to tell me as been heard then you Strobon he gen for introducing on your hime and Beleichne key sespecifully alicin Elmand







SOCIETY

OF THE

Army of the Tennessee,



Washington City, March 1, 1882.

To the Members Society Army Tennessee:

The Fitteenth Annual Reunion of the Society of the Army of the Tennessee will be held at St. Louis, Mo., on Wednesday and Thursday, May 10th and 11th, 1882, under the charge and direction of the following

EXECUTIVE COMMITTEE:

GENERAL THOS. C. FLETCHER, Chairman.

General John W. Noble, General A. J. Smith, Colonel D. P. Dyer, Captain M. A. Doyle, Colonel Jas. F. Howe, General O. P. Gooding, Colonel Jno. G. Butler, Colonel E. M. Joel, General Jno. D. Stevenson, Colonel Chas. Parsons, Captain Geo. W. Bailey, Major Geo. W. Gibson, Major E. F. Weigel, Colonel David Murphy, Sec'y.

Who will give due notice of the details of their arrangements.

The Annual Address will be delivered by Gen. John A. Williamson.

Officers who have at any time served with honor in the Army or

Department of the Tennessee, are entitled to membership in the

Society, and are especially requested to attend.

Members of Kindred Societies are cordially invited to participate.

W. T. SHERMAN.

A. HICKENLOOPER, Cor. Sec'y.

Cincinnati, O.

President.

Machington Mach 1. 1882.

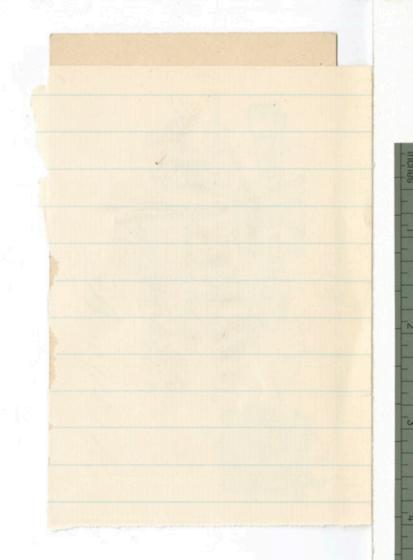
Tuskegge State Mormal School, For the Education of Colored Teachers. B. T. WASHINGTON, Principal. Juskegee, Ala. Mar. 1 1882 Maj. Gen. O. O. Howard, West Point N.y. Dear Sir: your letter informing ut of your acceptance of a trusteeship of our school is received. We feel very grateful to you for lit and are sure that it will result in good to the school, In the future I will write you more fully in regard to the work, plans, 4c. of the

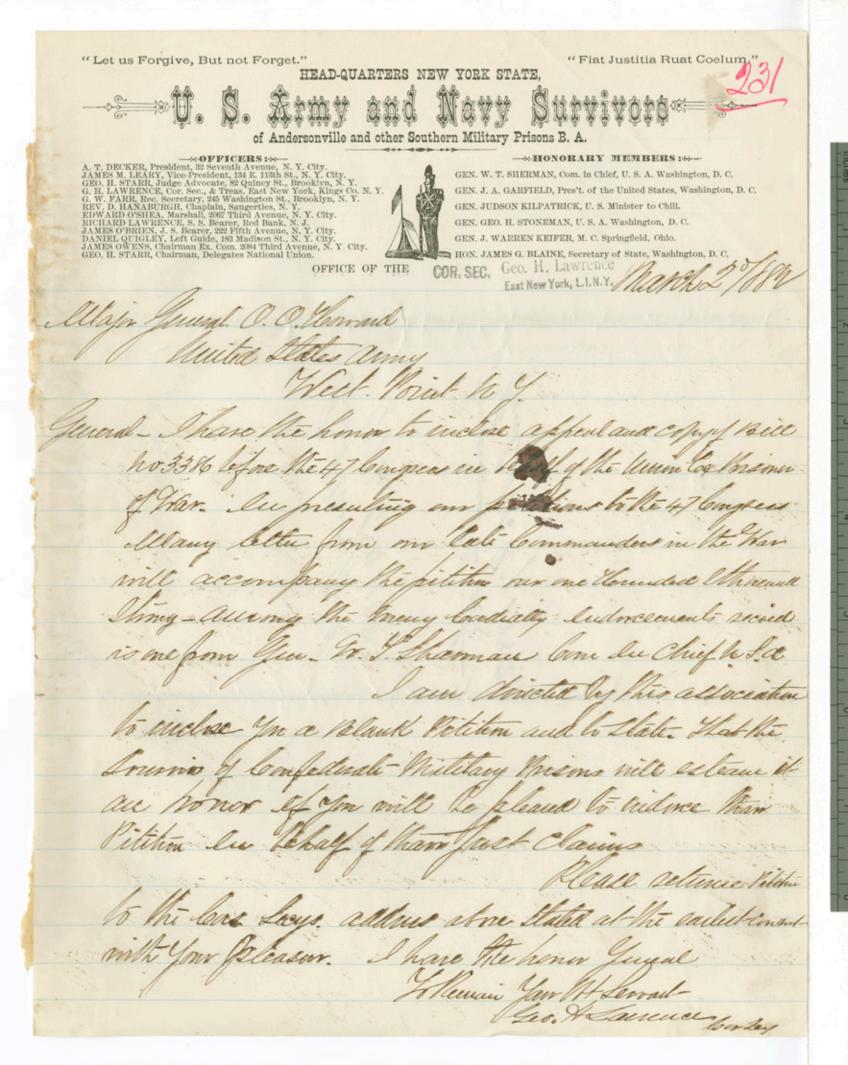
Mashington, 19.7. school. Nery truly yours Tuskegeesla. Tile

Hartsville Gnd. Morch 2982 Mr. Howard. Darrais Querte to you to get the catalogue of the sovenwent Military Institute at west Point. you have been a good and great generalin and have military experience isgoing to by to bea Trighter? Though your go chand there will be no more war Chank God there is no more; Revol utions are se featchesoms on in other countries. Jama Indiagriain and a pupe blooded (lexxxxX). Mr. Thoward Ing read of your braveny and coolness mothe and I wely believe your grable soldiner. Mr. Howard & have a sequest forgourand if y own will coughly It will make one very glad rollen was you first manywar? Awhat wor Horry Galbrait

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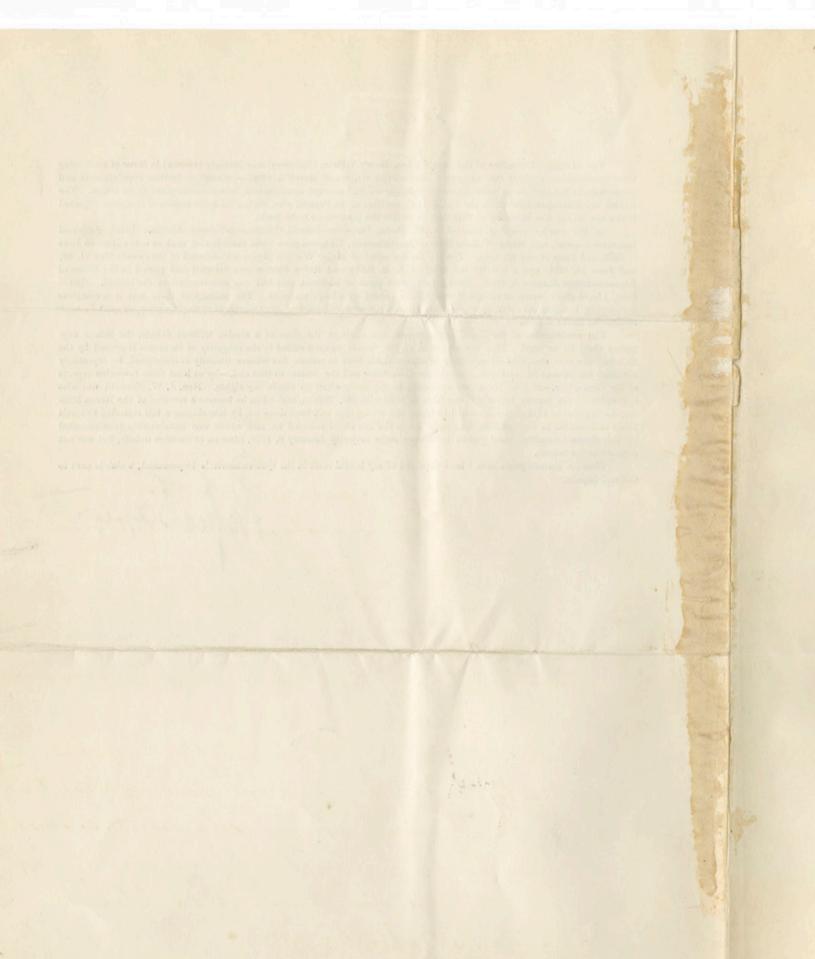




weenes

Backow, Coll ? Judges. M.A. Div. of the Paville & Dept. of California, 034 Presidio of San Francisco, Cal., Mark 2 188.2 My dear General. which I middle that statumel. In my letter to Jon asking the Lohmon new forque we Dan Francisco Melo D. 1882 from for a letter of neommendation for the appointant of huntimater sund me in violation? I low as on When the mest vacancy shall occur File - tumbum Statul that my ligal status in the Defactment was next to Fait heals # 1882 * I have a statument I have

mefrend showing the groundlepon March March 2 2 My deer Gerand. which I made that statemed. Mr Lohnson nera forque lue In my letter to Jourseling for fenth Carolina and ornislaughed from for a letter of meanmendation for me in violation of law as a the appointing of hustinater humal prinishunt -When the next rowning thall occured Muchy Jans
Myhel Saylar
Muh Howard 3 Taket that my ligal States in the Defortund was next to that heales I hashar a telimul I have



Revend for Howard



Readquarters Military Division of the Pacific & Dept. of California,

OFFICE CHIEF QUARTERMASTER,

Presidio of San Francisco, Cal., February 20, 1882.

I have the honor to invite your attention to the following statement: When the act to increase and fix the military peace establishment, approved July 28, 1866, was passed, I held the commission of Captain and 'Assistant Quartermaster in the Army, and my name appeared upon the Army Register next above that of Captains Holabird, Tompkins, and Ekin, and, under the provisions of that law, I was entitled to promotion by seniority. Instead of receiving the promotion to which I was lawfully entitled, and in violation of the rule governing in such cases, I was overslaughed by the promotion of Captains Holabird, Tompkins, and Ekin, my juniors in said Department. This injustice was consummated under the alleged authority of the act to increase and fix the military peace establishment of the United States, approved July 28, 1866, which contained the following sections:—

SEC. 13. And be it further enacted, That the Quartermaster's Department of the Army shall hereafter consist of one Quartermaster-General, with the rank, pay, and emoluments of a Brigadier-General; six Assistant-Quartermasters-General, with the rank, pay, and emoluments of Colonels of cavalry; ten Deputy Quartermasters-General, with the rank, pay, and emoluments of Majors of cavalry; and forty-four Assistant-Quartermasters, with the rank, pay, and emoluments of Captains of cavalry; and the vacancies hereby created in the grade of Assistant-Quartermaster shall be filled by selection from among the persons who have rendered meritorious services as Assistant-Quartermasters of volunteers during two years of the war; but after the first appointments made under the provisions of this section, as vacancies may occur in the grades of Major and Captain in this Department, no appointment to fill the same shall be made until the number of Majors shall be reduced to twelve, and the number of Captains to thirty, and thereafter the number of officers in each of said grades shall continue to conform to said reduced numbers.

SEC. 37. And be it further enacted, That the Secretary of War be, and he is hereby, directed to have prepared, and to report to Congress at its next session, a code of regulations for the government of the Army and of the militia in actual service, which shall embrace all necessary orders and forms of a general character for the performance of all duties incumbent on officers and men in the military service, including rules for the government of courts-martial. The existing regulations to remain in force until Congress shall have acted on said report.

The Chairman of the Military Committee of the House of Representatives, who had charge of this bill, which fixed the rule of promotion and appointment in the Quartermaster's Department, writes me as follows:

Dern Gran

Washington, D. C., May 25, 1878

In reply to your inquiry of to-day, I have to say that I was Chairman of the Military Committee of the House of Representatives in 1866, and had charge of the bill, now Public No. 181, and entitled: An Act to increase and fix the military peace establishment of the United States; and that Sec. 13 of that act provides that all the vacancies created by the act in the grade of Assistant Quartermaster (Captain) shall be filled by selection from those persons who have rendered meritorious services as Assistant Quartermasters of Volunteers in the Army of the United States in the late war. This section, as originally amended and reported from the Committee in the House of Representatives, provided, also, that at least two-thirds of all the original vacancies in each of the grades of Lieutenant Colonel and Major should be filled from among those persons who had rendered meritorious services as Assistant Quartermasters of Volunteers. Upon my attention being called to the injustice that might be done to old officers of the Quartermaster's Department by this measure, and that its adoption would give no greater number of appointments from the volunteer service, and the apparent justice of having all alike pass through the grade of Assistant Quartermaster, that portion of the section was stricken out, and the amendment made to read that all original vacancies in the grade of Captain shall be filled by selection from among those persons who have rendered meritorious services as Assistant Quartermasters of Volunteers in the Army of the United States in the late war, thus leaving the grades of Colonel, Lieutenant Colonel, and Major to be filled by promotion according to seniority, as provided for by Army Regulations.

GEN. RUPUS SAXTON, U. S. A.

Yours very truly,

ROB'T. C. SCHENCK.

The Revised Army Regulations, 1863, continued in force by that law, contains the following paragraph relating to promotions in the Army, viz:—

"All vacancies in established regiments and corps, to the rank of Colonel, shall be filled by promotion according to seniority, except in case of disability or other infirmity." (Par. 19.) No charge of disability or other infirmity was ever made, as my record in the War Department will clearly show.

The Quartermaster's Department, as part of the Army organization, was "established" by the first act passed September, 29, 1789, replaced by the act of April 30, 1790, organizing the Army, and has been established ever since continuously; the increase or decrease of the department does not disestablish it.

Colonel John F. Lee, formerly Judge-Advocate of the Army, writes as follows:

The regulation of the Army of 1857 (since renewed, and now in force by Act of Congress) is very precise. The former regulation had allowed "selection" for promotion in "original vacancies." That was amended by the regulation of 1857, and only "promotion by seniority" allowed in "established regiments and corps."

That is conclusive, I suppose, if the law has not been repealed and amended since 1866.

The Army knows with what exact care those regulations of 1857 were framed. I was a member of board appointed to aid the War Department in preparing them.

Par. 36, Regulations 1881, repeats the same law.

That these promotions were in violation of law, I have the opinion of the Attorney-General of the United States, rendered to the Secretary of War, January 22, 1872, as follows:

DEPARTMENT OF JUSTICE,

Washington, January 22, 1872.

I have the honor to acknowledge the receipt of your letter of the 12th instant, enclosing a memorial from certain persons to the Senate of the United States, and I understand that you submit for my opinion the following question:

Are vacancies in the Quartermaster's Department, above the rank of Assistant Quartermaster to that of Colonel, created by the Act of July 28, 1866, (14 U. S. Statutes at large, p. 334,) to be filled by promotion according to seniority or at the option of the President, by and with the advice and consent of the Senate?

Section 1, of the Act of March 3, 1851, (9 Statutes at large, p. 618,) provides "That all promotions in the Staff Departments, or Corps, shall be made as in other Corps of the Army."

Paragraph 19, of the Army Regulations, (edition of 1863,) provides that "All vacancies in established regiments and corps, to the rank of Colonel, shall be filled by promotion, according to seniority, except in case of disability or other incompetency.'

Section 13, of the Act of July 28, 1866, above referred to, enacts as follows: "That the Quartermaster's Department of the Army shall hereafter consist of one Quartermaster-General, with the rank, pay and emoluments of a Briga-fler-General; six A sistant-Quartermasters-General, with the rank, pay and emoluments of Colonels of cavalry; ten Deputy Quastermasters-General, with the rank, pay and emoluments of Lieutenant-Colonels of cavalry; fifteen Quartermasters, with the rank, pay and emoluments of Majors of cavalry; and forty-four Assistant Quartermasters, with the rank, pay and emoluments of Captains of cavalry; and the vacancies hereby created in the grade of Assistant Quartermaster shall be filled by selection from among the persons who have rendered meritorious services as Assistant Quartermasters of volunteers during two years of the war."

Section 37 of the same Act provides, "That the existing regulations shall remain in force until Congress shall have acted" on a report from the Secretary of War, which is provided for in said Act.

No action has been taken by Congress in reference to any such report, and, therefore, the regulations referred to, by virtue of said section 37, have the force of law.

Putting Section 1, of the Act of March 3, 1851, and the 19th paragraph "Army Regulations," above cited, together, and they declare in effect that "All vacancies in the Quartermaster's Department to the rank of Colonel shall be filled by promotion according to seniority, except in case of disability or other incompetency." No Act of Congress can be found changing this Regulation as to appointments. The only question, therefore, is as to whether or not the words "all vacancies" include a vacancy arising from the creation of an office.

When an Act of Congress makes a new office it is usual and proper to say that it is vacant until some one enters into the exercise of its functions, "All vacancies" is a very comprehensive form of expression, and must be rightfully construed to exclude a class of vacancies occurring in a particular way. Vacancies arise when persons holding offices die or resign, and they also arise when new offices are created, and while there is nothing in the letter, there seems to be nothing in the spirit of the law to make any difference in the mode of filling both kinds of vacancies in the same way. This view is fortified by the language of the 13th section of the Act in question, which says: "And all vacancies hereby created in the grade of Assistant Quartermaster shall be filled by selection from among the persons who have rendered meritorious services as Assistant Quartermasters of volunteers during two years of the war." The word vacancies is evidently used here to indicate as well offices coming into existence with the Act, as those vacated by promotion. Express provision is made that the "vacancies" in this grade shall be filled by selection from the volunteer forces instead of the Regular Army, but the word also contains an implication that vacancies in higher grades to the rank of Colonel, are to be filled by promotion.

I can find no grounds in the Act of Congress or Regulations of the Army touching this subject, for holding that the word "all" in the Regulations referred to means "accidental," and I am, therefore, of the opinion that the vacancies in the Quartermaster's Department above Assistant Quartermaster to the rank of Colonel, vacated by said Act of July 28, 1896, are to be filled by promotion according to seniority, and not at the option of the President and Senate.

Yery respectfully,

Your obedient servant.

GEO. H. WILLIAMS, Attorney General, United States,

HON, W. W. BELKNAP,

In accordance with that opinion, the President of the United States, during the second session of the Forty-second Congress, sent to the Senate nominations as follows, relegating every officer of the Quartermaster's Department to his legal status.

42D CONGRESS, * 2d Session.

(EXECUTIVE.

NOMINATION OF DAVID H. VINTON AND OTHERS,

To be Assistant Quartermaster General, with the rank of Colonel, United States Army,

February 1, 1872.—Read and referred to the Committee on Military Affairs.

February 5, 1872.—All reported in favor, and, with accompanying opinion of the Attorney General, ordered to be printed in confidence for the use of the Senate.

Washington, January 30, 1872.

I nominate the following-named officers of the Quartermaster's Department, for promotion in the Army of the United States, under the Act of July 28, 1866, and the opinion of the Attorney General of the United States, dated January 22, 1872, copy herewith.

TO BE DEPUTY QUARTERMASTERS GENERAL, WITH THE RANK OF LIEUTENANT COLONEL.

Major Rufus Saxton, Quartermaster, July 29, 1866, vice Easton, promoted.

Major Samuel B. Holabird, Quartermaster, March 4, 1867, vice Montgomery, whose promotion was rejected by the Senate March 2, 1867.

U. S. GRANT.

The Military Committee of the Senate [Hon. Henry Wilson, Chairman] unanimously reported in favor of confirming these nominations, when it was suggested that section six, act of March 3, 1869, -preventing further appointments and promotions in the staff corps until otherwise ordered, -would prevent confirmation, being retrospective in its action. The matter was thereupon referred to the Judiciary Committee of the Senate, who, during the same session of Congress, reported that a special act was necessary at that time to enable the promotions to be made.

In the similar cases of Colonel N. H. Davis, Inspector-General, Lieutenant-Colonel Absalom Baird, Assistant Inspector-General, and Major William Myers, Quartermaster, Congress gave them their lawful rank in acts approved June 8, 1872, and June 16 and 20, 1874. The bill for the relief of Major William Myers was debated in the Senate May 21, 26, and June 18, 1874; and a bill for the relief of A. R. Eddy and Rufus Saxton was debated and passed in the House of Representatives January 8, 1875. Owing to a great press of business, this bill was not reached in the Senate. Had it been. I have every reason to believe it would have passed by a large majority. The passage of these acts is a complete recognition by Congress of the justice of my claim to be now a Colonel of the Quartermaster's Department, next in rank to General Rufus Ingalls.

The confirmation of the illegal appointments was made at the close of a session without debate, the Senate supposing them to be legal. That the attention of the Senate was not called to the illegality of its action is proved by the fact that the same chairman (Hop. Henry Wilson) did his best to restore the officers illegally overslaughed, by repeatedly securing the passage of measures through the Committee and the Senate to that end, --by at least three favorable reports of his Committee, and by his active sympathy in my every effort to regain my rights. Hon. J. W. Nesmith was also a member of the Senate Military Committee in 1866 with Mr. Wilson, and when he became a member of the House Military Committee in 1874 also endeavored to repair the wrong that had been done us, by introducing a bill restoring Colonels Eddy and Saxton to their rightful places, which is the bill above referred to, and which was unanimously recommended by the House Committee, and passed by a very large majority January 8, 1875, after an exhaustive debate, but was not reached in the Senate.

Thus for sixteen years have I been deprived of my lawful rank in the Quarternaster's Department, which is next to General Ingalls.

E. Greble, gr. any farther information you may wish Not Mosczinsky Strasse Sresden March 2/02 20 I shall consider a great pleasure to give M you should it le in my finer The expect to be in Fresden during the Genl O, O, Howard. Spring & party she summer & should a.S. military acad. Tr.P. you shink y sending you son here Lear General will use our whomat endeavors Tours of the 13th to secure him a proper home Welt. was reed. 26 of Well, I would have answered mo beble juns me en kinders immediately but knew nothing whatever remembrances to junself family about the schools in Jours of in fact about mo that ballender nhw nos her those in Paris of elsewhere - Today I happened sho trening also meetre so to be kindly remember to dine with several members of the Polytechnic College of this place & asked them in reference Ley truly yours to it - I could not ascertain very much a my knowledge of the German is too Edmin Bellelly limited - They say that this Polytechnic is one of the best in Germany, other good ones Meh 23/192. being in Hanover & Stullgart & bienna They seem to think that the College here is equally as good as one in Paris, & in fact more shorough as the Trench harry the etudento more

One can enter here at any age when qualified, by this I mean over 21 yrs dues not present as it does in the French Polytechnic, shat being under Govern ment patronage - The course is 4 years, mishous one intends taking architecture when a longer time is required -There are about 9 mos. schooling in the year & the price, as far as I could learn, nos only 100 marks (\$5),50) per year for all the studies, less if some le mittel. whilst the Paris Polytechnic is 1500 fes 1200 marks - \$300 per year - Jun con morener can live here much cheaper Than in Paris or anothere else in France You may remember mis Callender who ment out to dregon with you several you ago, she wher son have been here since Teple he is now living in a German family No 8 Portier Portico Strasse for 150 marks per mi, including Light & Fire One of the young men told me today that suthout any knowledge whatever of German one could acquire enough

in lix months to follow all the studies-Jasked for one of the arculars of the College I of I succeed in procuring one will mail it to you -I have me may of knowing the merits of the German & Bench Colleges, but if it be true what the young men told me today, that the Terman are equal: to the Bench, then I would much prefer sending a ein to Germany than to Paris as I consider the morals for letter -Paris is a gast place & without a young man has a great deal of moral courage is almost sure to go astray how, bette will write to a friend in Paris to see whether she can find out anyshing about Jours & Paris Polytechnics & when the receives the ansner will write to you I am very sorry that I cannot at present give you more extended information but hope that the circular that sexpect to get will give you some ineight into what you desire

Detrit - Ellarch 2 red / Hon. Jew. O. O. Honard: Washington Amored Dir Dease Evense the Librity Flake in soliciting the Autograph of yourself on the exclosed card. I faring been favored with the Clutographs of many of my-distinquished Countryauru I shall first both Groyd and halfy; if honored with yours, Trusting Duray be faround, Jours Very Chedientlig, Dol. D. Dambert.

Pepartment of the Unterior, 230 Tenth Census United States. (8090-100 rms.) CENSUS OFFICE, Washington, D. C., March 2 md 1882 Teneral O. O. Howard USA. Department of West Point. West Point, New York, I have the honor to invite your attention to the short interreew with Mr Ferry and myself on the 28 " utto, in Washington &C. in which you kindly assented to write me a letter to the Holf. Secretary of the Interior. I was a clerk for John years in the Bureau R Freth during which time I was promoted to \$ 14000 and continued in that position until the said Queen was abolished by act of Congress. I I have been a clerk in the Cousins Office about two years and during that time received two prondations for efficient services; my appointment to that office was through the recommendations (onfile) of Seuls. Whitteney aux Ballock, How M. J. Omery. Chest.

(8680-100 rms.)

Pepartment of the Unterior,

CENSUS OFFICE,

Washington, D. C., , 188 .

2 " National Bank, Cal Parker asst Post master D.O. and Hon. Thomas & Morgan Commissioner. The statistics of the Census will be Completed in a few months and I am desirous, if possible, to abtain a transfer to one of the Bureaus of the Interior. Should you be pleased to forward the paid letter it will greatly assist me and will be highly appreciated and greatfully acknowledged. Vamser, Very auspy.

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and 0/82

R. H. T. Leipold, Attorney and Counsellor at Law, Washington, D. C., March 3" 1882. O. O. Howard. Got. Maj. Gen. U.S. a. West Coint. W. y. Inclose herewith for proper execution under the laws of New York by yourself and wife a quit blaim deed to Caul and sabella Eaton of lot 4 in block of Meridian Hall. This deed is necessary to correct cer= tain defects in a similar deed executed on they "of march 1872 and which also enclose for your information. Mis. Eaton having sold said lotto Dr. O.F. Cresbrey of this city has asked me to have the correction made to satisfy the purchaser. Said deed when executed should be

Attorney and Counsellor at Law,

Washington, D. C., 18

accompanied by a certificate of the blerk of the bourt of record certifying that the acknowledgements. It should have two witnesses with the seals should be of wafer or wax.

Swill thank you to return the enclosures at your earliest convenience with a memorandum of charges and will remit the amount by return mail.

Very respectfully.

R. 2. 2. 2. 2.

Leipold . P. H. J. Washington D.C. Quedo executedo Freturned Mich

Mho Many Cawangh Aghland falls mach 3 Jury is going to Inake as Sooke humble Sweet hary Pavanagh General Howard Sir I want to know what arrangements ferry is going to make with me I don't Care about Staying where I am although I am bory badly able. to havel the took me out of my Sich bed before I was two weeks after my Confinement and put me off the post without any Cause but I will Lee more about it I know if you were at home I would not be

Treated So badly I had to Sit out along I would not bother you Side of the gate both Inself and how but Captain Shelin told my infant for four hours because one to write and that the would I did not want to Come to this make arrangements to before there house to board belause ferry himself is any more trouble let me know made Some low remarks about it What you ferry is going to do Some time ago so I want to General Howard you Said leave as Soon as I Can So let you would See me done for Jury Come and make a Settlement what ever you tell me do V with me Captain Sleden Said will do if Jerry had hot Captain Jury would provide both me and Sleden to uphold So much he the child with clothes but I see would do better for one Iwant no Sign of them Coming I to leave here on next monday and Suppose you will make come to I want fury to get Some clothes New york with me I will have for his child I request you will brough to do to take the child blat me know what arrangements

THAYER ACADEMY, 26 South Braintree, Mass., May 4 188 2 My dear Teneral. How will receive, of You have not already, a little bottle of procliar ink from The Delicity pe Co, Cotton, for you to up in writing your Hu bottom of the picture. The stul plate portraits have the names of their orig. maly so, + it seems not only proper but michtary that it may be Known of whom the fiction is a likeness. Will you therefor be to Kind as to write your name with The ink in your ordinary

SOUTH BRAINTREE, MASS., VELEY 4 It deem - it may be the While of be the Kenid as The wife in your ordinar

SOUTH BRAINTREE, MASS., hand - purhaps there or four times - I forward to me. - They prom The negatives a work good one at The steleotype + say it will wake gows pieture. Mery Thuly yours J. B. Sewall. Mal. En. O. O. Howard L.D. West Point N. 4.

Bewall. J. 13. THAYER ACADEMY, South Brantree, Mass., Man 4/82

Battle lerick Ida Co Dowa Mary 1/882 Mr. Howard Dear Sir I earnestly desire to obtain a military Education at West Birt. Yas my knowledge of that institution is limited, you would greatly oblige me if you would be so kind as to send me information. Vivote toMr.C.C.Carpenter Fort Dodge nov. 11th 1881 I he informed me that the cadet from this District had graduated about a year Jago, & had been succeeded by a young man from Le Mars as I am now but 17 yrs of age I am content to wait untill the next camination. I do not think I could pass a sufficient

Sierrol, camination now to obtain an admission but I hope to make considerable advancement between now & the expiration of the term of the present cadet from this Wistrid hopeing to hear from you Premain Sir very respectfuly yours Wilber Piersol Ausod Meh 9/82 by

1010 Spruce St Rikadelphia dear Frueral. The Register it to join his Requisit If duck is the fact is there any happen for the. Its you thusely the the debail when ah Auch Ital Lan trespor hele of refusing it to
those who all with to
those who all for it.

I am four huly
a dail I. Wells

Fril Howard live West Point

Horlington De