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Jane E. Augur.

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Recommended Citation

S. Rep. No. 1020, 55th Cong., 2nd Sess. (1898)

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JANE E. AUGUR.

MAY 10, 1898.—Ordered to be printed.

Mr. GALLINGER, from the Committee on Pensions, submitted the following

REPORT.

[To accompany S. 3743.]

The Committee on Pensions, to whom was referred the bill (S. 3743) granting a pension to Jane E. Augur, have examined the same and report:

The military service of General Augur is fully set forth in the following documents:

WAR DEPARTMENT, ADJUTANT GENERAL'S OFFICE,
Washington, March 31, 1898.

Statement of the military service of Christopher Colon Augur, late of the United States Army, compiled from the records of this office.

He was a cadet at the United States Military Academy, July 1, 1839, to July 1 1843, when he was graduated, and subsequently received the following appointments and promotions:

Brevet second lieutenant Second Infantry July 1, 1843; second lieutenant Fourth Infantry September 12, 1845; first lieutenant February 16, 1847; captain August 1, 1852; major Thirteenth Infantry May 14, 1861; brigadier-general of volunteers November 12, 1861; major-general of volunteers August 9, 1862, to September 1, 1866; lieutenant-colonel Twelfth Infantry July 1, 1863; colonel March 15, 1866; brigadier-general March 4, 1869; retired July 10, 1885; died January 16, 1898.

He was brevetted colonel August 9, 1862, for gallant and meritorious service in the battle of Cedar Mountain, Virginia; brigadier-general March 13, 1865, for gallant and meritorious service at the capture of Port Hudson, La.; and major-general March 13, 1865, for gallant and meritorious service in the field during the war.

SERVICE.

He joined his regiment September 30, 1843, and served with it at Fort Ontario, N. Y., to October 2, 1845. He joined the Fourth Infantry in October, 1845, serving with it in the military occupation of Texas and in the war with Mexico to July, 1846; on recruiting service in New York to March, 1847. Aid-de-camp to General Hopping April 8 to September 1, 1847; acting assistant-adjutant general

and aid-de-camp to General Cushing's command in Mexico, September 18, 1847, to May 30, 1848. He rejoined his regiment August 20, 1848, and served with it in Mississippi to October 3, 1848; at Fort Niagara, N. Y., to May 4, 1852; on recruiting service to June 2, 1852; on leave to July 5, 1852; with regiment en route to the Pacific coast to August 19, 1852; at Benicia, Cal., to October, 1852; at Fort Vancouver, Wash., to January 1, 1855; on leave to March, 1855; conducting recruits to Pacific coast to June 1, 1855; with regiment at Fort Dallas, Oreg., to September, 1855; en route to and at Fort Yakima, Wash., to March 31, 1855; in field on expedition against hostile Indians to November 24, 1855; on the march to and at Fort Vancouver, Wash., to March 4, 1856; at Fort Orford, Oreg., to May 5, 1856; in field on Rogue River expedition to August, 1856; at Fort Hoskins, Oreg., to July 2, 1861, and en route to San Francisco, Cal., to July 19, 1861.

On duty at the Military Academy as commandant of cadets, August 26 to December 5, 1861; commanding brigade in McDowell's division, Army Potomac, to April 4, 1862; same brigade in Department of the Rappahannock to July 9, 1862, and a division in the First Army Corps, Army of Virginia, to August 9, 1862, when severely wounded at the battle of Cedar Mountain, Virginia. Member of court to investigate circumstances of the surrender of Harpers Ferry, Va., September 23 to November 5, 1862.

On duty with General Banks's expedition to New Orleans, La., to January 20, 1863; commanding First Division Nineteenth Corps and district of Baton Rouge, La., to May 20, 1863; commanding left wing of United States forces operating against Port Hudson, La., to July 8, 1863; on sick leave to August 31, 1863. President of military commission at Washington, D. C., to October 14, 1863, and in command of the Department of Washington and Twenty-second Army Corps to August 13, 1866.

Member of the board for the examination of candidates for appointment in Army, August 16, 1866, to January 1, 1867; at Omaha, Nebr., in command of the Department of the Platte, January 15, 1867, to November 13, 1871; of the Department of Texas, at San Antonio, Tex., January 29, 1872, to March 23, 1875; of the Department of the Gulf, March 27, 1875, to July 1, 1878; of the Department of the South to December 26, 1880; of the Department of Texas, January 2, 1881, to October 31, 1883, and of the Department of the Missouri, November 1, 1883, to July 10, 1885, when retired from active service by reason of having attained the age of 64 years.

He died at Georgetown, D. C., January 16, 1898.

He participated in the following actions, etc.: Palo Alto, Tex., May 8, 1846; Resaca de la Palma, Texas, May 9, 1846; Two Buttes, Washington Territory, November 9, 1855; Big Bend of Rogue River, Oregon, May 28, 1856; So-ho-my Creek, Oregon, June 6, 1856; capture of Fredericksburg, Va., April 21, 1862; Cedar Mountain, Virginia, August 9, 1862; Fort Hudson, La., May 21, 1863; siege of Port Hudson, La., May 22, to July 8, 1863.

THEO. SCHWAN,
Assistant Adjutant-General.

Case of Christopher C. Augur, late major-general, United States Volunteers.

Christopher C. Augur was appointed brigadier-general of the United States Volunteers, November 12, 1861, and accepted the appointment November 18, 1861. He was appointed major-general, United States Volunteers, August 9, 1862, and accepted the appointment November 15, 1862.

On December 11, 1861, he was ordered to report to General McDowell for the command of a brigade, and is subsequently reported as follows: December 16, 1861, to January, 1862, commanding First Brigade, McDowell's Division, Army of the Potomac; February to March 14, 1862, commanding Third Brigade, McDowell's Division, Army of the Potomac; March 14 to April 4, 1862, commanding First Brigade, Third Division, First Army Corps; April 4 to May, 1862, commanding First Brigade, Third Division, Department of the Rappahannock; June, 1862, commanding First Brigade, First Division, Department of the Rappahannock; July 1 to July 11, 1862, commanding First Brigade, First Division, Third Army Corps, Army of Virginia; July 11 to August 9, 1862, commanding Second Division, Second Army Corps, Army of Virginia.

He received a gunshot wound in the right hip at the battle of Cedar Mountain, Virginia, August 9, 1862, on account of which a leave of absence for twenty days was granted him August 13, 1862. On September 23, 1862, he was detailed as a member of a military commission at Washington, D. C., and served as such until November 5, 1862, when he was ordered to report to General McClellan. On November 7, 1862, he was assigned to the command of the First Division, First Army Corps, and was relieved therefrom November 10, 1862, and ordered to report to General Banks.

He is thereafter reported as follows: January 20, 1863, to February, 1863, commanding United States forces at Baton Rouge, La.; February to May, 1863, com-

manding First Division, Nineteenth Army Corps, Department of the Gulf. A leave of absence for twenty days on surgeon's certificate of disability was granted him on July 15, 1863, which was extended fifteen days on further surgeon's certificate of disability, August 11, 1863. From August 31 to October 14, 1863, he is reported a member of a military commission at Washington, D. C., and thereafter until August, 1866, as commanding the Department of Washington.

He was honorably mustered out of the volunteer service to date September 1, 1866, his services being no longer needed.

Respectfully submitted.

F. C. AINSWORTH,
Colonel, United States Army, Chief Record and Pension Office.

RECORD AND PENSION OFFICE,
War Department, March 29, 1898.

THE SECRETARY OF WAR.

In reference to widows' pensions this committee have adopted the following rule:

No widow's pension will be granted by special act in excess of the maximum rate allowed by law except in cases of destitution, to be substantiated by sworn testimony, including the claimant's affidavit, and in no case will a higher rate than \$50 per month be allowed.

As to the financial condition, the following letter and affidavits are conclusive:

UNITED STATES INFANTRY AND CAVALRY SCHOOL,
OFFICE OF ASSISTANT COMMANDANT,
Fort Leavenworth, Kans., March 24, 1898.

MY DEAR SIR: I have the honor to acknowledge the receipt of your letter, with inclosure giving rules adopted by your committee. You say further that the committee will not act favorably upon any case granting a pension to exceed \$50, and to obtain that amount affidavit of the claimant is necessary, with sworn statements jointly with said affidavit. In reply I have to say that my father, the late Brig. Gen. Christopher C. Augur, graduated in June, 1843, from West Point, and served continuously in the Army from that date until he was retired from active service, July 10, 1885, having reached the age limit, 64 years, for active service. During his active service of forty-two years as an officer of the Army, he participated in the war with Mexico and in the war of the rebellion. In the latter war he was shot through the body, a dangerous wound, at the battle of Cedar Mountain, August, 1862. He afterwards served in Louisiana, engaged in the siege operations of and capture of Port Hudson. In command of the defenses of Washington from 1863 to December, 1866. From that time until his retirement, July, 1885, he commanded in nearly all the military departments of the country, the greater part on the Western frontier. I give this to show his arduous service to the country in important places and duties of every character, to bring out the fact that his widow, my mother, Mrs. Jane E. Augur, has every claim to be considered in granting her this pension in the declining years of her life. She is now in her seventy-second year. She is not in actual destitution, as she has an income of \$260 per year and a life interest in a home in Georgetown, where she now resides, the yearly taxes on which are \$130, and the rental value of which is very small. In addition, she has living with her and dependent upon her for support and care one son, who is mentally incapacitated from earning a livelihood. I make this statement so you may be able to see that while in a sense she is not wholly without means, she is really dependent so far as her own resources are concerned. It seems to me the case is one that is deserving on account of the highly distinguished services of her husband, which claim must be considered if justice is to be meted to the widow in this particular case, as an acknowledgment of his life of devotion to his country in every position filled by him. The widow is not drawing any pension whatever, and under the present law, as I understand it, General Augur dying while on the retired list, the widow is not entitled to a pension. Therefore she comes asking Congress to give her this pension as a right, or indulgence if it may be so termed, for the remaining years of her life. I trust that under these circumstances you may see your way clear to report this bill without violating any rule of procedure, and place it before your honorable body for passage for \$50, if not for \$75, per month.

Very respectfully,

J. A. AUGUR,
Major, Fourth Cavalry.

Senator J. H. GALLINGER,
Chairman Committee on Pensions, United States Senate.

STATE OF ILLINOIS, *County of Cook, ss:*

Walter W. Augur, being first duly sworn, states on oath that he is a son of the late Brig. Gen. C. C. Augur, United States Army, who died in the city of Washington, D. C., on January 16, 1898, leaving Jane E. Augur, of the same place, his widow, the mother of this affiant.

That affiant is the duly qualified executor of the last will of said C. C. Augur, and knows the condition of said estate and the financial condition of his mother, the said Jane E. Augur.

That said Jane E. Augur is in possession of an income of \$260 per year, \$160 of which affiant believes is uncertain and can not be depended upon as a steady income. In addition to this the said Jane E. Augur has a life interest in the homestead of the late General Augur, situated at 2732 Dumbarton avenue, Washington, D. C., where she now resides, the taxes and water rates on which are \$142 per year, and the rental value of which, by reason of the character of the improvements and the situation of the property, is very small and very uncertain.

That said Gen. C. C. Augur left no personal property other than the household furniture in said homestead.

That said Jane E. Augur, affiant's mother, has dependent upon her for his support, one son, who, by reason of mental and physical infirmity, is unable to care for himself, and for whom she is obliged to provide a home and maintenance.

That said Jane E. Augur has no other resources or means of support than those above named, and no property or interest or income other than those above mentioned, and that said means are not sufficient for the support of herself and her said son.

That said Jane E. Augur is now in the seventy-second year of her age.

WALTER W. AUGUR.

Subscribed and sworn to before me this 2d day of April, A. D. 1898.

[SEAL.]

WM. SHERMAN CARSON, *Notary Public.*

STATE OF ILLINOIS, *Cook County, ss:*

I, Philip Knopf, county clerk and clerk of the county court of Cook County, the same being a court of record, do hereby certify that William Sherman Carson, esq., whose name is subscribed to the annexed jurat, was, at the time of signing the same, a notary public in Cook County, duly commissioned, sworn and acting as such, and authorized to administer oaths; that I am well acquainted with the handwriting of said notary, and verily believe that the signature to the said jurat is genuine.

In testimony whereof I have hereunto set my hand and affixed the seal of said court at the city of Chicago, in the said county, this 4th day of April, 1898.

[SEAL.]

PHILIP KNOPF, *Clerk.*

DISTRICT OF COLUMBIA, *City of Washington, ss:*

Jane E. Augur, being first duly sworn, states on oath that she is the widow of the late Brig. Gen. C. C. Augur, United States Army, who died in Washington, D. C., on January 16, 1898.

That affiant is 71 years of age; that she has an income from means given her by her late husband during his life of not to exceed \$260 per annum, and a life interest in her homestead situated at 2732 Dumbarton avenue, Washington, D. C., on which the annual taxes and water rates amount to \$142, and the rental value of which, owing to the situation and character of the improvements, is very small and uncertain.

That the above constitutes her sole and only means of support; that she has one son living with her, without means of his own, who, by reason of physical and mental infirmity, is incapable of supporting himself and is entirely dependent on affiant for his support and maintenance.

Affiant further states that she is unable to care for herself and her said son on her present means, and that she is dependent on the aid of her children for her support.

JANE E. AUGUR.

Subscribed and sworn to before me this 6th day of April, A. D. 1898.

[SEAL.]

DAVID RITTENHOUSE, *Notary Public.*

The requirements of the committee having been complied with the bill is reported back with a recommendation that it pass after being amended by striking out in line 8 the word "seventy-five" and inserting in lieu thereof the word "fifty," and by striking out in lines 8 and 9 the words "in lieu of that which she is now receiving."