

respect to the cavalry?

Ans. I did; - and so thought until Major brow convinced me to the contrary, by referring me to the order of the year preceding; - and was so certain of being right that I offered to bet with him. The last year the order was issued to the Major of Cavalry by the express order of the Brigadier General in consequence of the whole battalion of cavalry being ordered out; - two troops to the 1st. Regiment, the whole 4 to the 2^d. and two to the 3^d.

Question by the same. Did Major Bennett inform you that he would deliver his sword when he received a copy of the charges; - and wished them much.

Ans. He did afterwards receive a copy on the 10th. of June; and the following day I believe, he delivered his sword. -

Question by the same. - Did Major Bennett say to you, that if he would present his compliments to the General, - and he would issue the order to him, as each of them had issued orders, he would not attend if it was unpleasant? -

Ans. There was some such conversation; - and I told him that it was too late, as he had issued his orders to the Companies to attend at a different place. -

Richard E. Cochran }
sworn for the Accused. }

I indistinctly recollect a conversation between Major Bennett and Captain Wilson. The arrest was spoken of. -

Major Bennett told Captain Wilson that if he did not acknowledge him as his Major, - he would not acknowledge him; - and that he would arrest him, if he did not turn out according to his order. -

Question by Major Bennett,

Did Major Bennett solicit in that conversation the attendance of the Artillery, - or order it?

Ans. I did not consider it as a solicitation, nor as an order.

Question by the same.

Did Major Bennett say he was under arrest, - but if they did not obey he would arrest them?

Answer. yes.

General James Wolfe

Affirmed.

In conversation at my door Mr. Hamilton stated that Major Bennett would be broke, and Captain Rodney would be made Major; - and if he were made Captain, he would try and get the Governor to appoint them as the first company and Captain Wilson's as the second; - and then he would out-rank Captain Wilson. -

I have heard such conversation more than once. I cannot say whether he was in jest or not; - but it was my impression that Lieutenant Hamilton would have no objections.

He seemed to calculate on it.

Lewis R. Brown {
sworn.

Some five or six weeks since I saw Major Bennett in Wilmington. He was much agitated; - said he was under arrest. We went to Brinton's dining room; - he showed me the letter from Major Black arresting him. On the pavement, in conversation with Captain Wilson, Major Bennett said, that if his officers would not acknowledge him, he would not acknowledge them. I did not observe any solicitation by Major Bennett, to any officer, to disobey any orders.

Court adjourned until to-morrow morning at Nine o'clock. -

Court met pursuant to adjournment. [absent Major Mc. Couraughy and Capt. Vandegrift] - " - "

Major James R. Black. {

Question by a Member. - What were the orders issued in 1812 to the Brigade troops? - .. -

Ans. At the time of issuing the orders in May 1812 - there was no Major of Cavalry nor Major of Artillery. If I issued orders to the Brigade troops - the orders must have issued to the Captains of Cavalry and Artillery. The orders for the September parade of Cavalry were issued to Major Crow, and Captain Vandegrift, and perhaps Capt. Stockton. - Captain Miles was noticed by General Stockton. There was a difficulty about issuing to Major of Cavalry. In July, ^{on the} 22nd ^{day}, the Secy. of State informed me that Major Crow had been appointed a Major of Cavalry, but that he had returned his commission in June; - afterwards