The Project Gutenberg eBook of History of the 159th Regiment, N.Y.S.V

This ebook is for the use of anyone anywhere in the United States and most other parts of the world at no cost and with almost no restrictions whatsoever. You may copy it, give it away or re-use it under the terms of the Project Gutenberg License included with this ebook or online at www.gutenberg.org. If you are not located in the United States, you'll have to check the laws of the country where you are located before using this eBook.

Title: History of the 159th Regiment, N.Y.S.V

Author: Edward Duffy

Release date: January 7, 2008 [eBook #24195]

Language: English

Credits: Produced by Jeannie Howse and the Online Distributed Proofreading Team at http://www.pgdp.net (This file was produced from images generously made available by The Internet Archive/American Libraries.)

*** START OF THE PROJECT GUTENBERG EBOOK HISTORY OF THE 159TH REGIMENT, N.Y.S.V ***

Transcriber's Note:

Inconsistent hyphenation and spelling in the original document have been preserved.

Obvious typographical errors have been corrected. For a complete list, please see the end of this document.

HISTORY

OF THE

159TH REGIMENT, N.Y.S.V.

COMPILED FROM THE DIARY OF

LIEUT. EDWARD DUFFY

NEW YORK 1890

ONE HUNDRED AND FIFTY COPIES REPRINTED FROM

"HUDSON GAZETTE"

1865

No. 115

HISTORY

OF THE

159TH REGIMENT, N.Y.S.V.

During the latter part of October, 1862, negotiations were made by which the 167th Regiment, Colonel Homer A. Nelson, in Camp at Hudson, was consolidated with the 159th Regiment, Lieutenant-Colonel Edward L. Molineux, in camp at Brooklyn. The consolidated Regiment was designated the 159th, Colonel Nelson retaining command. The Regiment left "Camp-Kelly," Hudson, on the 30th day of October, proceeded on board the steamer Connecticut, arrived in New York next morning, and marched to Park Barracks. Remained there until November 1st, when we were mustered, into the United States service by Lieutenant R.B. Smith, U.S.A. Left Park Barracks and marched to Castle Garden; from there proceeded by steamboat to Staten Island, and went into Camp at New Dorp. Next day pitched our tents and had things very comfortable.

Colonel Nelson having been elected to Congress from his District, Lieutenant Colonel E.L. Molineux was appointed Colonel, and took command of the Regiment, which he virtually had from the first.

November 24th the Regiment broke Camp and was placed on board U.S. steam transport Northern Light, pier No. 3, North River, and remained at the wharf until December 2d, when we hauled into the stream. Early on the morning of the 4th weighed anchor, and the 159th Regiment put to sea. On the 13th we reached Ship

[4]

Island, in the Gulf of Mexico, having enjoyed a tolerable good passage for the season of the year, being more fortunate than other ships of the expedition, some of them having suffered considerable from rough weather off Cape Hatteras.

December 14th reached New Orleans, and anchored in the stream over night.—The following day pursued our course up the river to Baton Rouge, and arrived there on the 17th. The enemy, learning of our approach in force, concluded to evacuate, while our monitors gave them a parting salute, and the same day the Stars and Stripes were hoisted to the breeze from the Capitol, amid the shouts and cheers of the gratified soldiers.

Now the work began of making thorough soldiers of men, the greater portion of whom never used fire arms before, at least not in the manner required by the service. Squad, Company, Battalion, and Brigade drill, with any quantity of discipline considered essential to fit men for the campaigning and hardships visible in the distance, were gone through with.

Perhaps few in the volunteer service, none of whom could boast of very much practical experience, were better adapted than Colonel Molineux for this severe task; very quick, energetic, ambitious to do his own duty and to keep every man in his command busy, was the true secret of his success as a disciplinarian.

For nearly three months the men were kept steadily under instruction, and became quite proficient in the use of the musket, and all the essential discipline to make an effective army.

On the 13th of March, 1863, broke camp, and the army moved up to the rear of Port Hudson. Colonel Molineux having command of a provisional Brigade with Nims' Massachusetts Battery, went up the Clinton Road, while the main army proceeded down the Port Hudson Road about eighteen miles, skirmishing the Rebels the whole way, driving their pickets and scouts as they advanced.

At this time Port Hudson was strongly manned, there being from 23,000 to 25,000 men in that natural stronghold. Manœuvred about this quarter until the 20th, when we again joined the main body of the army on the Port Hudson Road, returning to Baton Rouge, Louisiana.

This movement was made to attract the attention of the enemy, and enable Admiral Farragut's boats to proceed up the river past the fort that here impeded his passage. This was a bold but brilliantly successful move, that only an "iron Farragut" could have accomplished. This blind enabled General Banks to more successfully pursue his future designs, as the enemy had been led to suppose by the formidable movements around Port Hudson that a general attack was to be made at once to reduce the place. Subsequent events exhibited the picture in a different light.

From the 20th to the 28th of March we were kept in readiness to move at a moment's notice. Finally, the suspense was removed and we proceeded on board the transport ship Laurel Hill, to Donaldsonville, La., where we landed in a drizzling rain, about 10 o'clock, P.M., with mother earth for a couch and the broad, moist sky for a canopy. Active campaigning was now fairly inaugurated.

On the 31st of March the troops moved for Thibodeaux, La. The 159th was detailed in charge of supplies and Regimental property, and proceeded by boat up the Bayou Lafourche, arriving at Thibodeaux April 1st. On the 3d we moved to the Railroad Station at Terra Bone, taking the cars for Bayou Bueff, where we arrived on the 4th. Remained here until the 9th. Arrived at Brasher City, La., on the 11th, in company with the 13th Connecticut, 26th Maine, and a detachment of Cavalry. Boarded river steamer Laurel Hill, and proceeded up Berwick Bay, into Grand Lake, accompanied by Grover's Division, numbering about 8,000 men. Had with us three small gunboats, moving cautiously. Reached the Bend without disaster, the gun-boats shelling the woods and covering the landing of the troops, which took place on the morning of the 13th. Skirmishing lines were thrown out immediately. The Lake is three or four miles wide at this place, and is called Shell Bend. Having all ashore and everything in good order, the enemy in sight, we retired for the rest we needed, little realizing the hard fight before us. Lay in skirmish line all night. A few of our men were wounded.

At early dawn of the 14th of April, the lines advanced without breakfast, marching about a mile and a half. The enemy was strongly posted in a wood at a bend in the Bayou. Covered by the gun-boats, the 25th and 13th Connecticut and 26th Maine, commanded by Colonel Birge, were skirmishing briskly in front. Colonel Molineux was ordered to take his Regiment, the 159th, and advance and charge the woods.

We advanced in good style over a plowed cane-field in line, passing over the 26th Maine, who were lying down. Passed the skirmish line of the 25th Connecticut, who were under cover of the cane on our right. Several of our men fell in the advance. Reached within pistol shot of the fence and wood where the enemy was concealed. Scarcely one could be seen while they poured a most effective fire on us, but we steadily advanced 'till ordered to lay down. At this time the men were nearly exhausted, marching at double quick over rough ground with heavy knapsacks; it took a little time to catch fresh wind and unburthen ourselves of our heavy load. We could not have stopped at a more uncomfortable place, for the enemy gave it to us

hot and sweet, while we did not have a chance to see them. They came out of the wood through the cane to the rear of our right flank, and right on top of us. We no doubt would have layed there 'till every man of us was shot had not the order come to fall back to the left. Several of our men were taken prisoners, the enemy rushing upon us while rising up from our position, and poured a most deadly fire into us with fearful effect. The 91st N.Y.S. Volunteers coming down to our aid, the rebels skedaddled, but not without some loss and a number taken prisoners.

Col. Molineux was severely wounded in the mouth, Lieut-Col. Draper and Adjutant Lathrop were killed; the Colonel, Lieut-Colonel and Adjutant were nobly doing their duty in the advance, leading their men. No officers could have done better or been more brave. They were picked out by the enemy's sharpshooters posted in the trees near by.

The victory was ours, though the Regiment paid dearly for this, their maiden fight. Second Lieutenant Lockwood, of Company G, was killed while nobly leading his Company. Lieutenants Plunket and Price were mortally wounded. Lieutenant Manley, of Company A, was killed, and Lieutenant Tieman and Captain Petit were slightly wounded. Our total killed, wounded and missing amounted to 112, viz: 6 officers, 23 men killed; 2 officers, 69 men wounded, and 12 men prisoners. Major Burt, who was on General Grover's staff, now assumed command of the Regiment.

The 91st N.Y.S. Volunteers were to have advanced with us on the right, but misunderstanding the order, they failed to advance, causing us to be flanked and receive a heavy enfilading fire by which we suffered so much.

Our Division was to fall on the rear of the enemy, when they were driven from their entrenched position, at Bislin, south of Franklin. The strong resistance at Irish Bend was to make good their escape, which they effected at the loss of a large number of prisoners.

April 15th, marched up Teche 18½ miles, the main column, under General Banks, in advance. Arrived at New Iberia, where Mills and Ashton, of Company K, who were taken prisoners at Irish Bend, joined the Regiment, the enemy having paroled them.

Arrived at Vermillion Bayou, and finding the bridges burned, had to reconstruct them. The Regiment was now detailed to collect cattle through the prairie and drive them to Berwick City. We collected about three thousand head.

A detachment of the Regiment left us to gather up cotton and other property laying about loose. Arrived safely at Berwick City, and returned in charge of a wagon train which we left at Opolosus, and reported to the Division Commander at Barrie's Landing, on the Teche, eight miles from Opolosus.

May 5th broke camp and marched to Little Washington, La., and from there to Wells' Plantation, where we went into camp. Left Welles' Farm and marched to Simsport, a distance of eighty miles, where we arrived on the 18th, and crossed the Mississippi, landing at Boyou Sara, on the night of the 21st.

The 24th day of May brought us close to the enemy's outer works in front of Port Hudson, after marching the distance of eight hundred miles from the 28th day of March to the 24th day of May.

Our position now placed us under a heavy fire and shelling from the fort. The enemy well knowing the Road we were obliged to advance on, poured an accurate fire upon our line. But few casualties occurred, although some narrow and hair-breadth escapes happened.

On the 25th of May, skirmishing all day. Result, four of our men killed. At noon our men were relieved from picket, and the Regiment ordered to the right of our Division. A general movement was made along the lines, and our Regiment was selected to attack a portion of the enemy's works, and storm it. The 25th Connecticut Volunteers was consolidated with us, commanded by Major Burt. It was necessary to make a circuitous route three miles through the woods to the right, to reach the position to be attacked, exposed the whole way to a continued and terrific fire of shot and shell; but our boys unflinchingly pressed on through ravines, over felled trees, and all sorts of intricacies natural and artificial. The final assault was to be made upon an almost perpendicular slope. "Forward!" was the word, and persistently we advanced, reaching just under and near the parapet, but the fire was like hail; the Color Bearer was shot dead and the color staff shot from his hands, but it was again secured and brought off. We lay in this position for some hours unable to advance or retreat; it seemed almost impossible for one to escape under such a fire. A number of our men remained in this position until after dark, when the firing ceased. Shortly after midnight, the enemy supposing we still lay close to their works, sallied out and poured a heavy volley into the position from which we had been very prudently removed but a short time previous. We captured one Captain and eight sharpshooters in ambush outside the works; this was but little, yet it furnished some satisfaction for our loss. This was in advance of any previous attack, several of which were made during the day. Our loss on this eventful day was 21 men killed and 38 wounded. From this time until June 14th we were almost continually in the rifle pits.

June 14th was selected for a general assault. The advance stormers, led by the

[12]

[1.6]

gallant Colonel Paine, of the 4th Wisconsin Volunteers, who had been acting Brigadier General for some time previous, pressed on under the most severe fire. A number succeeded in penetrating the enemy's works, but owing to the obstructions we were obliged to pass over, the advance could not be supported with the necessary rapidity for the success of the scheme. Colonel Paine being severely wounded early in the action, materially injured the success of the enterprise. The wounded Colonel lay in such a position that he could not be removed until after dark; several attempts were made but the parties were either killed or wounded in their noble efforts. It was in this engagement that the gallant Colonel Cowles, of the 128th, lost his life while leading his men to the assault.

Shortly after midnight we left the pits where we had been for several days, to join the column of attack coming up at daylight, having to defile through the woods several miles. General Grover's Division supported the advance. The 159th advanced under a severe fire through a ravine and over obstructed ground to a commanding position, a knoll overlooking the enemy's works; here we lay in position until between three and four o'clock, P.M., the enemy firing a continuous volley over our heads. No thanks to them that our craniums escaped. It was contemplated to make a second assault, and we were ordered to the left, some distance over clear and exposed ground to join the forces in waiting for this purpose. We remained here until after dark, and the firing having ceased, further attempts were deferred, and we moved back to the position we gained in the morning, and were set to work fortifying, but were soon relieved by colored entrenchers, and returned to our quarters in the woods, which we reached in the small hours of the morning, greatly fatigued. Our loss on this occasion was not severe; 12 men wounded.

To reduce the place was the work assigned, and it must be accomplished. General Banks issued an order on the 15th of June, congratulating the troops for their behavior and close investment of the stronghold, and calling for 1,000 Volunteers from the forces to form a storming column or "a forlorn hope." Soon more than the required number were on hand, and formed into two Battalions, to be commanded by General Birge. It did not become necessary to make this assault. General Gardner hearing of the fall of Vicksburg, capitulated on the 8th of July.

Every thing being satisfactorily arranged, our forces, preceded by the storming party, entered the fortification and filed past 6,000 brave but discomfited "Gray Backs;" freedom's emblem, the Stars and Stripes, was soon hoisted, saluted by a discharge from the guns which had so recently belched forth death against our lines.

On the 11th of July we proceeded down the river to Donaldsonville on board the steamer Iberville. The enemy a few nights prior to the surrender, made a desperate attack on a small garrison in the fort at this place, but were repulsed with severe loss. The garrison numbered not more than four hundred; more than three hundred of the enemy were seriously wounded. The enemy was posted just behind the town; batteries were placed along the levee at numerous places; several boats had been destroyed, and the transportation of supplies was getting quite precarious, but the surrender of Port Hudson put a stop to their amusement. We landed at night, slept on our arms, and woke up in the morning close to the enemy's pickets.

On the 14th a Brigade commanded by Colonel Morgan, of the 90th N.Y. Volunteers, advanced upon the Bayou about four miles, driving the enemy before him. The 159th was on his right flank doing picket duty, and the Company I belonged to was on the outside post in command of Captain William H. Sliter. Colonel Morgan came up to us and ordered us to go with him. The Captain told him he *would not leave his post*, a most important one, that the whole Brigade depended upon.

On the fifteenth the enemy made a stand under cover of a thick wood, protected by heavy artillery. Finding our forces not very formidable, the enemy advanced in force on our left flank, taking a number of prisoners. Reinforcements at this time came up, and the enemy fell back west of the Atchafalya River.

July 16th the 159th was detailed to guard wagon trains on the west side of the Mississippi. Arrived at Carrolton, where we were allowed to rest, remaining until the last of August, when we were sent to Thibodeaux, La., *via* Algiers.

September 1st, reached Thibodeaux. General Birge was in command of the District of Lafourche. Our Regiment, with the 13th Connecticut, was detailed to do provost and picket duty, while the other troops were distributed over the District.

Colonel Molineux was appointed on General Franklin's Staff on the 24th of September. We remained at this position until March 18th, 1864. Quiet prevailed during our advent here, only a few night alarms occuring, causing the long roll to beat and the men to turn out, but they amounted to nothing serious.

January 1st, 1864, Lieutenant-Colonel Burt took command of the Regiment at Thibodeaux, Colonel Molineux was relieved from duty on General Franklin's Staff, and assigned to command the Lafourche District, in place of General Birge, relieved on furlough.

On the 7th, Lieutenant-Colonel Burt resigned his Commission, on Surgeon's certificate, and was honorably discharged, and the command devolved on the senior

[18]

[19]

FO 4 3

officer, Captain Hart. His reign, however, was short. Major Gaul, who was on detached service at Albany, N.Y., was appointed Lieutenant-Colonel, *vice* Burt, and Captain Waltermire made Major. This arrangement was highly satisfactory to the whole Regiment.

February 25th, Lieutenant-Colonel Gaul reported for duty and took command of the Regiment.

A new Company of 64 enlisted men arrived from Hudson, N.Y., under command of Captain James S. Reynolds, First Lieutenant E. Spencer Elmer, and Second Lieutenant Peter R. Van Deusen. Old Company G was broken up, the men distributed through the Regiment, and the new Company installed in their place.

On the 19th of March we broke camp for the spring campaign, having been here nearly seven months. On the 21st took cars for New Orleans. Arrived at Algiers on the 24th. Embarked on board the James Battel and arrived at Alexandria, La., via. Red River, on the 27th of March.

Marched to west side of the river to Pineville while the dam was being built to enable the gunboats to pass down the river. Colonel Molineux was relieved from command of a recruiting party which he had been in charge of, called the "Louisiana Scouts," but the Regiment nick-named them the "Jay-hawkers." The gunboats having safely passed the dam, the army commenced moving back on the Mississippi.

May 11th, the 159th with some artillery and cavalry, were placed in charge of Alexandria and defences, under Colonel Molineux, and remained there while General Banks moved on Shreveport.

The engagements of Grandecore, Sabine Cross Road and Cane river, occurred while we were here. General Banks not being able to keep up his supplies, as the gunboats could not pass up in consequence of the rapid falling of the river, was obliged to fall back.

On the 16th, while passing through Marksville, the enemy made considerable show of resistance. The union forces deployed in line, making a grand and imposing appearance, extending for several miles over an almost level plain. The artillery on both sides belched forth for some hours. The casualties were light, and the enemy driven back. This is called the "Battle of Mansura."

On the 19th, reached Simsport; this was our second advent here.

The enemy continually harrassed us from the time we left Alexandria, from across the rivers and Bayous, and on our flanks and rear, but accomplished but little damage.

Crossed the river on the steamer Cumberland, and reached Morganzi, La., on the 22d. This terminated the "Red River Expedition" of 1864.

June 19th, General Grover's Division proceeded up the river as far as Fort Adams, and scoured the banks on either side for guerillas, who were numerous, firing into all boats passing on the river. Captured a few prisoners and returned. July 2d, Lieutenant-Colonel Gaul resigned, on account of disease contracted in the campaign, and Major Waltermire was promoted to Lieutenant-Colonel.

July 3d, took steamer Lancaster, and arrived at Algiers, opposite New Orleans, at 6 P.M., July 4th.

July 17th, went on board the U.S. Transport Cahawba. At 12 o'clock that night moved down the river and arrived at the Rip Raps and Fortress Monroe, on the 24th. Received water, and on the 25th proceeded up the James river, arriving at Bermuda Hundreds at 5 P.M. Move up to the entrenched position, and were kept continually moving about while there.

August 1st, went on board the steamer Winona, and arrive at Washington, D.C., the next day. Put baggage on cars for Harpers Ferry, but orders countermanded before we got off. Marched through Washington to Tenallytown. Remained there until the 14th, when we started to join General Sheridan in the Shenandoah Valley, through Snicker's Gap. Crossed Chain Bridge and encamped at Owl Run, Va., that night. Arrived at Leesburgh on the 17th; passed through Hamilton, and within four miles of Snicker's Gap. Here a dispatch notified us that the enemy was hurrying to cut us off at the gap. This notice was timely, and saved us a serious disaster. Immediately moved on, forded the Shenandoah river, marched nearly all night, and reached Sheridan's forces on the morning of the 18th, having marched about forty miles the previous day and night.

Fighting had been going on in that vicinity for some time before we arrived. Were ordered to throw up temporary breast-works, which was quickly accomplished.

Early in the morning of the 21st, heavy artillery firing was heard on our right. The 6th and 8th Corps were engaged in a heavy battle that day, and late in the afternoon our Division was moved to the right of the 6th Corps and in front of Charlestown. In this engagement the loss was heavy on both sides.

General Sheridan then drew his forces back to the rear of the defences of Harper's

[24]

[26

[0.7]

[28]

Ferry, at Halltown, the 19th Corps covering the movement. Our Regiment was put on picket duty behind Bolliver Heights, and a constant picket firing was kept up on both sides.

On the 24th, our Regiment, with the 22d Iowa and 11th Indiana, under command of Colonel McCauly, advanced on the skirmish line to reconnoiter the enemy. Drove them back some distance, advancing in good style under a heavy fire, and maintained our position until ordered to retire. We were under a heavy artillery fire for about two hours, and our Regiment lost one officer and twelve men.

Two officers and sixty picked men were selected to join others to advance for the purpose of bringing on an engagement, but news came that the enemy had retired. The cavalry followed them, and occupied Charlestown.

A grand advance was ordered, and on the 3d of September we started off with four days' rations in our haversacks.

Advanced to near Berryville, where heavy artillery firing was heard in front, soon followed by musketry, gradually growing more rapid. The enemy had gained a slight advantage on the left of the 8th Corps. The 19th Corps moved quickly to their support, when the enemy fell back, but firing continued until after dark.

On the morning of the 5th, three lines of rude breastworks were thrown up in double quick time—hand, feet, bayonets, tin cups, old shoes, every thing was brought into requisition to accomplish the work, which was completed during a heavy rain.

On the 6th, the enemy fell back to the Opequan Creek.

On the 7th our Regiment proceeded to the Opequan, reconnoitered the enemy, and returned the same day after accomplishing our objects.

On the 11th captured the 8th South Carolina Regiment, with all its officers.

September 17th, General Grant made a short visit to "Little Phil," which was set down as indicating hard work ahead, in which supposition we were not disappointed.

At 1 o'clock, A.M., on the 19th, a general movement of the whole army began. Skirmishing towards Opequan Creek became more and more brisk, till it assumed all the proportions of a fierce battle, lasting the whole of the day. Alternately the opposing forces were repulsed in turn, either side contesting for the superiority with the most dogged persistency. Only the ability and determination of the gallant "Little Phil." could have secured success. We had 5 men killed, 4 officers and 36 men wounded, and 1 officer and 20 men taken prisoners.

The enemy was closely followed up to Fisher's Hill, behind Strausburg, a well fortified and naturally strong position.—Gaining the point we desired on the 22d, it was determined to force the enemy up the valley, and occupy this stronghold.

The 6th Corps was thrown around to the left and rear of the enemy by the base of the mountain; this movement took almost all day. The 8th Corps was on the left, and the 19th in the centre. When the 6th Corps reached sufficiently near, a grand movement was made, our boys forcing the centre. This action took the enemy by surprise and they retreated up the valley in tall style. About a thousand were not able to carry out their intentions, and it devolved on us to pilot them to the rear.

The chase was kept up all night, and we reached Woodstock the next morning. We suffered no loss on this occasion. It was indeed a cheap victory. We captured a number of horses and wagons, artillery, and any quantity of small arms, which our Regiment was detailed to take charge of and convey to Winchester, with the prisoners.

We left Woodstock at five P.M., and delivered the property and prisoners at Winchester, and on the 25th started for the front again, in charge of a supply train.

On the 27th, at three P.M., arrived at the front at Harrisonburg, having marched over one hundred miles in less than four days.

On the 30th, the 6th and 19th Corps advanced to Mount Crawford, the enemy showing some disposition to interrupt the Cavalry. Nothing serious being discovered, we fell back to Harrisonburg. Remained here until October 6th, when we moved back to New Market, and on the 9th arrived at Woodstock. Marched 'till 9 A.M., arriving a short distance south of Fisher's Hill. The enemy finding us falling back, closely followed after. We were thrown into line on either side of the road, ready for what might occur. A little skirmishing with the rear guard was the only demonstration, and at four P.M. we were back in front of Fisher's Hill, our old position. On the 9th, General Rosier, with his artillery and cavalry, hovered about our rear, being closely watched by our cavalry. He came a little too near, however, and our cavalry dashed at him and captured seven or eight guns and a number of prisoners.

On the 11th of October, marched back to the north side of Cedar Creek, which we commenced fortifying. The enemy brought heavy Batteries and shelled the 8th Corps camp on the left. The trains were sent to the rear, and the troops placed in line ready for action, but the enemy appeared to be reconnoitering, and fell back to Fisher's Hill.

[29]

[30]

....

[00]

[33]

All remained quiet until the morning of the 19th of October. Early had received large reinforcements from Richmond, and now made a last desperate effort to redeem his lost laurels in the valley. It was a well executed and daring move, and for a time promised success. He moved his men during the night around our left flank by the base of the Blue Ridge, in single file, many not even carrying their canteens, fearful that the least noise would be made. In this manner they succeeded in reaching Middletown, a mile and a half in the rear of our breastworks; before daylight a feint was made on our right to attract our attention in that quarter; a short time after a volley or two of musketry was heard on our left, the enemy dashing on the 8th Corps in desperate fury, completely surprising them. So sudden was the attack that many were captured before they had time to leave their tents or seize their muskets. On pressed the successful mass, shouting and yelling in the wildest manner.

The 8th Corps, badly demoralized, poured back on the rear of the 19th Corps, closely pursued by the enemy. Our Division was going out to reconnoiter, and were in line, but from their position could do but little, the enemy being in our rear, so that not a shot could be fired without danger to our own men. The 1st Division, 19th Corps, was sent to support the 8th Corps early in the morning, and suffered severely, meeting the first onslaught of the enemy. Our Division (the 2d) took position in front of the breastworks, but being of no service there, we filed to the right and fell back to the rear where we could be re-formed and occupy a position in front of the enemy.

The enemy steadily pressed us back four or five miles. Matters began to look blue, when the dashing "Little Phil" came up as fast as his noble black steed could carry him, leaving his attendants far in the rear. The noise of the battle had reached him at Winchester early in the morning. The appearance of Sheridan immediately instilled new vigor, energy and determination into the men. He passed along the whole line amid the most marked enthusiasm, telling the men they would quarter in their old camp again that night.

The broken lines were speedily re-formed, the General passing along hat in hand, encouraging the men. This was sufficient, and from this dates the last advent of Early in the valley.

It was now our turn. The enemy charged us, and for the first time were repulsed. We pressed on determined to win. The success of the morning turned to a most irretrievable and disastrous defeat to the enemy. They were completely routed, suffering a terrible slaughter. Twenty-four guns captured in the morning were retaken, besides a large number of prisoners, and most of the enemy's artillery, numbering over fifty pieces. Our Regiment took 16 officers and 34 men as prisoners, in this engagement. We lost Captain Richmond, one of the best officers in the Regiment, and a brave, noble fellow. He was shot in the afternoon, when success began to turn on our side. None braver paid the penalty of death for his country. We had 2 privates killed, 10 wounded, and 5 taken prisoners.

The cavalry pressed the beaten foe until horse flesh could do no more, taking a large number of prisoners and all sorts of war implements and materials. Thus was this long day spent in fighting and running, advancing and retreating, now one side victorious, then the other, when finally success crowned our efforts.

Major Hart, of our Regiment, on General Grover's Staff, was wounded and taken by the Rebels. He was not attended to in time, and lost so much blood as to cause his death.

On the 20th, the forces moved about three miles up the valley, overlooking Strausburg, the cavalry continuing the pursuit to Harrisonburg, capturing more artillery and wagons. On the 21st moved back to our old position on Cedar Creek.

From this time until the 1st of January, 1865, the men were engaged in erecting breastworks, preparing Winter quarters, frequently moving and occasionally skirmishing with the enemy along the lines.

The 24th of November was observed in camp as Thanksgiving Day, and all duties were stopped that could be dispensed with. Thanks to our kind friends at home, we were provided with a bountiful feast of turkeys, chickens, pies and other luxuries, and if they could have witnessed the satisfaction of the men on that occasion, it would have been ample reward for their generosity.

January 6th, 1865, moved to Harper's Ferry. Arrived in Baltimore next morning and quartered in Barracks on Carrol Hill. On the 11th Colonel Waltermire took command of the Regiment, and we embarked on board the steamer Sua-Noda, for Savannah. General Grover and Staff, the 128th N.Y.S. Volunteers and the 24th Iowa were on the same vessel.

On the 18th cast anchor in Warsaw Sound, eight miles from Savannah; and on the 20th the Regiment went up to the city on river boats, and were quartered in the Central Railroad Depot.

On the 26th were moved out to the fortifications, on the West side of the town.

February 1st, fresh bread was issued with our rations, which was a luxury to the

[35]

[30]

F0.0

boys so long kept on "hard tack." February 19th, fired a rousing salute on hearing of the occupation of Charleston by the Union forces. On the 22d, celebrated Washington's Birth-day in a becoming manner.

March 9th, were ordered on board the Tug boat U.S. Grant, which conveyed us to Hilton Head, where we went into Barracks.

On the 15th, were taken on board U.S. Transport New York, a splendid new ship, and arrived at Charleston, S.C., at one A.M., on the 16th. On the 17th took on board the 52d Pennsylvania, a detachment of the 54th New York, and the 28th Iowa, in all about 1,600 men. Weighed anchor on the 18th at ten and a half o'clock A.M., and moved down the harbor. This gave us an excellent opportunity to see the dilapidated city and its approaches, fortifications and defences; the latter of which were exceedingly formidable, and might be considered impregnable from the water side.

March 19th, anchored off Fort Fisher, at nine o'clock A.M., when we received orders to report at Morehead City, N.C. Reached that port on the 20th, landed on the 21st, and awaited orders.

April 5th, intelligence reached us of the evacuation of Richmond and Petersburg, which caused great rejoicing throughout the camp. This was followed by the more encouraging news of Lee's surrender on the 9th. While these great victories were being celebrated, the sad intelligence of the assassination of President Lincoln reached camp, and cast a deep sadness over those who had been jubilant but the hour before.

May 3d, ordered to report back to General Grover, at Savannah. Break camp, and embarked on board steamer Star of the South. On the 7th, after an eventful trip, disembarked at Savannah, and found the City remarkably improved in appearance since we left it.

May 11th, ordered to proceed to Augusta. Took up our line of march in a heavy rain storm, and made twelve miles that day through the woods. Next day we accomplished over twenty miles. On the 14th an Orderly from General Molineux' Headquarters reached us, to hurry up our march. The 159th, 128th and 131st N.Y.S. Volunteers in advance of all, to make Wainsborough and take the cars. Reached Augusta on the 17th, pretty well used up from fatigue.

June 7th, a general review of all the troops by General Molineux, on which occasion he issued a congratulatory order to the soldiers, complimenting them for their excellent discipline, and the services they had rendered.

Here the Regiment virtually closed its campaign, nothing further of note occurring up to the present writing, beyond the usual routine of camp life in the city.

List of Field, Staff and Line Officers of the 159th Regiment at date of muster into the United States Service, November 1st., 1862:

HOMER A. NELSON, Colonel, discharged.

EDWARD L. MOLINEUX, Lieutenant-Colonel, promoted to Colonel, breveted Brigadier General, discharged.

GILBERT DRAPER, Major, promoted to Lieutenant-Colonel, killed at Irish Bend.

ROBERT LATHROP, Adjutant, killed at Irish Bend.

CHARLES A. ROBERTSON, Surgeon, discharged.

WILLIAM Y. PROVOST, First Assistant Surgeon, promoted to Surgeon, discharged.

CALEB C. BRIGGS, Second Assistant Surgeon, promoted to Surgeon.

MARK D. WILBER, Quarter-Master, discharged.

EDWARD L. GAUL, Capt. Co. A., promoted to Major and Lieutenant-Colonel, discharged.

[40]

[43]

Edward Atwood, First Lieut., discharged. Wesley Bradley, Second Lieut., died of fever.

A.J. Dayton, Capt. Co. B, discharged. Harry Tiemann, First Lieut., discharged. Alfred Greenleaf, Second Lieut., discharged.

ARIEL M. GAMWELL, Capt. Co. C, discharged. CRAWFORD WILLIAMS, First Lieut., discharged. EDWARD HUBBEL, Second Lieut., discharged.

JACOB HATTRY, Capt. Co. D, discharged.

LAWRENCE LORETTE, First Lieut., discharged.

JOHN MANLY, Second Lieut., promoted to First Lieut., killed at Irish Bend.

WILLIAM WALTERMIRE, Capt. Co. E, promoted to Major, Lieutenant-Colonel and Colonel.

NATHAN S. Post, First Lieut., discharged. Robert Traver, Second Lieut., discharged.

ROBERT McD. HART, Capt. Co. F., promoted to Major, killed.

WILLIAM BURTIS, First Lieut., discharged

George W. Hussey, Second Lieut., promoted to Capt.

WILLIAM SLITER, Capt. Co. G. discharged.

Charles Lewis, First Lieut., promoted to Colonel of the 176th Regiment.

Byron Lockwood, Second Lieut., killed at Irish Bend.

Welles O. Petit, Capt. Co. H, promoted to Major. Charles C. Baker, First Lieut., promoted to Captain.

George R. Herbert, Second Lieut., detached.

EDWARD WARDLE, Capt. Co. I, discharged.

JOHN W. SHIELDS, First Lieut., discharged.

Jacob Fingar, Second Lieut., discharged.

JOE B. RAMSDEN, Capt. Co. K, discharged.

WILLIAM PLUNKET, First Lieut., killed at Irish Bend.

Duncan Richmond, Second Lieut., promoted to Captain, killed.

Promoted from the Ranks.

William F. Tiemann to Captain John H. Charlot **Quarter-Master** Edward Tynan First Lieutenant Barzilla Ransom First Lieutenant Henry M. Howard First Lieutenant Christopher Branch First Lieutenant Alfred Bruce First Lieutenant Lambert Dingman First Lieutenant Andrew Rifenburgh First Lieutenant **Edward Duffy** First Lieutenant E. Parmley Brown First Lieutenant John Day First Lieutenant John A. Tiemann First Lieutenant M.A. Dunham First Lieutenant William Spanburgh Second Lieutenant Charles P. Price Second Lieutenant

Herman Smith Second Lieutenant

List of Battles and Skirmishes in which the Regiment was engaged.

IRISH BEND, La., April 14th 1863, killed, 6 officers, 23 enlisted men; wounded 4 officers, 69 enlisted men; prisoners, 12. Total loss—112.

[44]

Before Port Hudson, La., May 26th, 1863, killed, 4 enlisted men.

PORT HUDSON, La., *first assault*, May 27th, 1863, killed, 21 enlisted men; wounded, 38. Total loss—59.

PORT HUDSON, second assault, June 14th, 1863, wounded, 12 enlisted men.

Mansura, La., May 16th, 1864. No casualties.

Halltown, Va., August 24th, 1864, killed, 1 enlisted man; wounded, 1 officer, 10 enlisted men; prisoners, 1 enlisted man. Total loss—13.

Berryville, September 3d, 1864, killed, 1 enlisted man; wounded, 2 enlisted men. Total loss—3.

Opequan, Va., September 19th, 1864, killed, 5 enlisted men; wounded, 4 officers, 56 enlisted men; prisoners, 1 officer, 20 enlisted men. Total loss—86.

Fisher's Hill, Va., September 22d, 1864. No casualties.

CEDAR CREEK, Va., October 19th, 1864, killed, 2 officers, 2 enlisted men; wounded, 1 officer, 10 enlisted men; prisoners, 5. Total loss—20.

General Officers under whom the Regiment served during the war.

Generals Banks, Grover, Auger, Reynolds, Emory, Birge, Sherman, Schofield, Terry, Gilmore, Thomas, Sheridan, Steedman, Wright, Canby, Birney, Molineux, and King.

List of Cities and Towns the Regiment has visited in the line of military service.

Louisiana—Baton Rouge, Donaldsonville, Carrollton, New Orleans, Algiers, Terra Bone, Thiladuex, Brashar City, Bayou Bueff, Berwick City, Franklin, New Iberie, Vermillionville, Washington, Bears Landing, Opolosus, Chaneyville, Simsport, Bayou Sara, Port Hudson, Clinton, Alexandria, Pineville, Patersonville, Mansura, Williamsport, Morganza, Point Coupee, Teunice Bend, and Jefferson.

VIRGINIA—Bermuda Hundred, Leesburgh, Snickerville, Castle Burough, Berryville, Charlestown, Halltown, Harper's Ferry, Winchester, Kernstown, Newtown, Middletown, Strasburgh, Edenborough, Newmarket, Mount Jackson, Harrisonburgh, Mount Crawford, Centerville, Stephenson Station, and Burseville.

Georgia—Savannah, Alexandria, Waynesborough, Allen, Green, Bashaw, and Augusta.

DISTRICT OF COLUMBIA—Washington, Georgetown, and Tenallaytown.

NORTH CAROLINA—Willmington, and Morehead City.

SOUTH CAROLINA—Hilton Head, and Charleston.

MISSISSIPPI—Fort Adams.

Maryland—Baltimore.

River Transportation during the War.

NAME OF BOAT FROM TO

1863.

St. Mary Baton Rouge Donaldsonville.

[47]

Empire Parish Donaldsonville Thibadaux. Laurel Hill Brasher City Irish Bend. **Empire Parish Symsport** Bayou Sara. Laurel Hill Port Hudson Donaldsonville. Gen. Banks Carrollton Algiers. 1864.

Alexandria.

Ohio Belle Morganza Fort Adams. Lancaster No. 3 Morganza New Orleans. Bermuda

Algiers

James Bartlet

Wynonah Washington. Hundred

1865.

Clifton Warsaw River Savannah. U.S. Grant Savannah Hilton Head.

U.S.T. New H.M. Wells Morehead City. York

Sea Voyages of the Regiment during the War.

NAME OF BOAT **FROM** TO

1862.

Northern Light New York Baton Rouge.

1864.

Cohola Bermuda Hund. New Orleans

1865.

Suwo-Noda Baltimore Savannah. New York Hilton Head Morehead City. Star of the South Morehead City Savannah.

List of Field, Staff and Line Officers now in command of the Regiment.

Colonel—WILLIAM WALTERMIRE. Major-WELLS O. PETIT. Acting Adjutant—GEORGE B. STALEY. Surgeon—CALEB C. BRIGGS. Acting Quarter-Master-E. SPENCER ELMER.

Company A.—Capt. WILLIAM F. TIEMANN.

Company B.—First Lieut. John Day.

Company C.—First Lieut. Barzilla Ransom.

Company D.—First Lieut. E. PARMLEY BROWN.

Company E.—First Lieut. Andrew Rifenburgh. Company F.—Capt. George W. Hussey.

Company G.—Capt. James S. Reynolds.

Company H.--

Company I.—First Lieut. Edward Tynan. Company K.—First Lieut. E. Spencer Elmer.

[48]

Typographical errors corrected in text:

Page 18: 'back to to the position' replaced with 'back to the position'

Page 21: Carrolton replaced with Carrollton Page 40: Charletson replaced with Charleston

*** END OF THE PROJECT GUTENBERG EBOOK HISTORY OF THE 159TH REGIMENT, N.Y.S.V ***

Updated editions will replace the previous one—the old editions will be renamed.

Creating the works from print editions not protected by U.S. copyright law means that no one owns a United States copyright in these works, so the Foundation (and you!) can copy and distribute it in the United States without permission and without paying copyright royalties. Special rules, set forth in the General Terms of Use part of this license, apply to copying and distributing Project Gutenberg™ electronic works to protect the PROJECT GUTENBERG™ concept and trademark. Project Gutenberg is a registered trademark, and may not be used if you charge for an eBook, except by following the terms of the trademark license, including paying royalties for use of the Project Gutenberg trademark. If you do not charge anything for copies of this eBook, complying with the trademark license is very easy. You may use this eBook for nearly any purpose such as creation of derivative works, reports, performances and research. Project Gutenberg eBooks may be modified and printed and given away -you may do practically ANYTHING in the United States with eBooks not protected by U.S. copyright law. Redistribution is subject to the trademark license, especially commercial redistribution.

START: FULL LICENSE THE FULL PROJECT GUTENBERG LICENSE PLEASE READ THIS BEFORE YOU DISTRIBUTE OR USE THIS WORK

To protect the Project GutenbergTM mission of promoting the free distribution of electronic works, by using or distributing this work (or any other work associated in any way with the phrase "Project Gutenberg"), you agree to comply with all the terms of the Full Project GutenbergTM License available with this file or online at www.gutenberg.org/license.

Section 1. General Terms of Use and Redistributing Project Gutenberg $^{\text{TM}}$ electronic works

- 1.A. By reading or using any part of this Project GutenbergTM electronic work, you indicate that you have read, understand, agree to and accept all the terms of this license and intellectual property (trademark/copyright) agreement. If you do not agree to abide by all the terms of this agreement, you must cease using and return or destroy all copies of Project GutenbergTM electronic works in your possession. If you paid a fee for obtaining a copy of or access to a Project GutenbergTM electronic work and you do not agree to be bound by the terms of this agreement, you may obtain a refund from the person or entity to whom you paid the fee as set forth in paragraph 1.E.8.
- 1.B. "Project Gutenberg" is a registered trademark. It may only be used on or associated in any way with an electronic work by people who agree to be bound by the terms of this agreement. There are a few things that you can do with most Project GutenbergTM electronic works even without complying with the full terms of this agreement. See paragraph 1.C below. There are a lot of things you can do with Project GutenbergTM electronic works if you follow the terms of this agreement and help preserve free future access to Project GutenbergTM electronic works. See paragraph 1.E below.
- 1.C. The Project Gutenberg Literary Archive Foundation ("the Foundation" or PGLAF), owns a compilation copyright in the collection of Project Gutenberg $^{\text{m}}$ electronic works. Nearly all the individual works in the collection are in the

public domain in the United States. If an individual work is unprotected by copyright law in the United States and you are located in the United States, we do not claim a right to prevent you from copying, distributing, performing, displaying or creating derivative works based on the work as long as all references to Project Gutenberg are removed. Of course, we hope that you will support the Project Gutenberg mission of promoting free access to electronic works by freely sharing Project Gutenberg works in compliance with the terms of this agreement for keeping the Project Gutenberg name associated with the work. You can easily comply with the terms of this agreement by keeping this work in the same format with its attached full Project Gutenberg License when you share it without charge with others.

- 1.D. The copyright laws of the place where you are located also govern what you can do with this work. Copyright laws in most countries are in a constant state of change. If you are outside the United States, check the laws of your country in addition to the terms of this agreement before downloading, copying, displaying, performing, distributing or creating derivative works based on this work or any other Project Gutenberg $^{\text{\tiny TM}}$ work. The Foundation makes no representations concerning the copyright status of any work in any country other than the United States.
- 1.E. Unless you have removed all references to Project Gutenberg:
- 1.E.1. The following sentence, with active links to, or other immediate access to, the full Project Gutenberg^{TM} License must appear prominently whenever any copy of a Project Gutenberg^{TM} work (any work on which the phrase "Project Gutenberg" appears, or with which the phrase "Project Gutenberg" is associated) is accessed, displayed, performed, viewed, copied or distributed:

This eBook is for the use of anyone anywhere in the United States and most other parts of the world at no cost and with almost no restrictions whatsoever. You may copy it, give it away or re-use it under the terms of the Project Gutenberg License included with this eBook or online at www.gutenberg.org. If you are not located in the United States, you will have to check the laws of the country where you are located before using this eBook.

- 1.E.2. If an individual Project GutenbergTM electronic work is derived from texts not protected by U.S. copyright law (does not contain a notice indicating that it is posted with permission of the copyright holder), the work can be copied and distributed to anyone in the United States without paying any fees or charges. If you are redistributing or providing access to a work with the phrase "Project Gutenberg" associated with or appearing on the work, you must comply either with the requirements of paragraphs 1.E.1 through 1.E.7 or obtain permission for the use of the work and the Project GutenbergTM trademark as set forth in paragraphs 1.E.8 or 1.E.9.
- 1.E.3. If an individual Project GutenbergTM electronic work is posted with the permission of the copyright holder, your use and distribution must comply with both paragraphs 1.E.1 through 1.E.7 and any additional terms imposed by the copyright holder. Additional terms will be linked to the Project GutenbergTM License for all works posted with the permission of the copyright holder found at the beginning of this work.
- 1.E.4. Do not unlink or detach or remove the full Project GutenbergTM License terms from this work, or any files containing a part of this work or any other work associated with Project GutenbergTM.
- 1.E.5. Do not copy, display, perform, distribute or redistribute this electronic work, or any part of this electronic work, without prominently displaying the sentence set forth in paragraph 1.E.1 with active links or immediate access to the full terms of the Project Gutenberg $^{\text{\tiny TM}}$ License.
- 1.E.6. You may convert to and distribute this work in any binary, compressed, marked up, nonproprietary or proprietary form, including any word processing or hypertext form. However, if you provide access to or distribute copies of a Project GutenbergTM work in a format other than "Plain Vanilla ASCII" or other format used in the official version posted on the official Project GutenbergTM website (www.gutenberg.org), you must, at no additional cost, fee or expense to the user, provide a copy, a means of exporting a copy, or a means of obtaining a copy upon request, of the work in its original "Plain Vanilla ASCII" or other form. Any alternate format must include the full Project GutenbergTM License as specified in paragraph 1.E.1.
- 1.E.7. Do not charge a fee for access to, viewing, displaying, performing, copying or distributing any Project Gutenberg^m works unless you comply with paragraph

- 1.E.8. You may charge a reasonable fee for copies of or providing access to or distributing Project Gutenberg^{T} electronic works provided that:
- You pay a royalty fee of 20% of the gross profits you derive from the use of Project Gutenberg™ works calculated using the method you already use to calculate your applicable taxes. The fee is owed to the owner of the Project Gutenberg™ trademark, but he has agreed to donate royalties under this paragraph to the Project Gutenberg Literary Archive Foundation. Royalty payments must be paid within 60 days following each date on which you prepare (or are legally required to prepare) your periodic tax returns. Royalty payments should be clearly marked as such and sent to the Project Gutenberg Literary Archive Foundation at the address specified in Section 4, "Information about donations to the Project Gutenberg Literary Archive Foundation."
- You provide a full refund of any money paid by a user who notifies you in writing (or by e-mail) within 30 days of receipt that s/he does not agree to the terms of the full Project Gutenberg™ License. You must require such a user to return or destroy all copies of the works possessed in a physical medium and discontinue all use of and all access to other copies of Project Gutenberg™ works.
- You provide, in accordance with paragraph 1.F.3, a full refund of any money paid for a work or a replacement copy, if a defect in the electronic work is discovered and reported to you within 90 days of receipt of the work.
- You comply with all other terms of this agreement for free distribution of Project Gutenberg[™] works.
- 1.E.9. If you wish to charge a fee or distribute a Project GutenbergTM electronic work or group of works on different terms than are set forth in this agreement, you must obtain permission in writing from the Project Gutenberg Literary Archive Foundation, the manager of the Project GutenbergTM trademark. Contact the Foundation as set forth in Section 3 below.

1.F.

- 1.F.1. Project Gutenberg volunteers and employees expend considerable effort to identify, do copyright research on, transcribe and proofread works not protected by U.S. copyright law in creating the Project Gutenberg $^{\text{TM}}$ collection. Despite these efforts, Project Gutenberg $^{\text{TM}}$ electronic works, and the medium on which they may be stored, may contain "Defects," such as, but not limited to, incomplete, inaccurate or corrupt data, transcription errors, a copyright or other intellectual property infringement, a defective or damaged disk or other medium, a computer virus, or computer codes that damage or cannot be read by your equipment.
- 1.F.2. LIMITED WARRANTY, DISCLAIMER OF DAMAGES Except for the "Right of Replacement or Refund" described in paragraph 1.F.3, the Project Gutenberg Literary Archive Foundation, the owner of the Project Gutenberg™ trademark, and any other party distributing a Project Gutenberg™ electronic work under this agreement, disclaim all liability to you for damages, costs and expenses, including legal fees. YOU AGREE THAT YOU HAVE NO REMEDIES FOR NEGLIGENCE, STRICT LIABILITY, BREACH OF WARRANTY OR BREACH OF CONTRACT EXCEPT THOSE PROVIDED IN PARAGRAPH 1.F.3. YOU AGREE THAT THE FOUNDATION, THE TRADEMARK OWNER, AND ANY DISTRIBUTOR UNDER THIS AGREEMENT WILL NOT BE LIABLE TO YOU FOR ACTUAL, DIRECT, INDIRECT, CONSEQUENTIAL, PUNITIVE OR INCIDENTAL DAMAGES EVEN IF YOU GIVE NOTICE OF THE POSSIBILITY OF SUCH DAMAGE.
- 1.F.3. LIMITED RIGHT OF REPLACEMENT OR REFUND If you discover a defect in this electronic work within 90 days of receiving it, you can receive a refund of the money (if any) you paid for it by sending a written explanation to the person you received the work from. If you received the work on a physical medium, you must return the medium with your written explanation. The person or entity that provided you with the defective work may elect to provide a replacement copy in lieu of a refund. If you received the work electronically, the person or entity providing it to you may choose to give you a second opportunity to receive the work electronically in lieu of a refund. If the second copy is also defective, you may demand a refund in writing without further opportunities to fix the problem.
- 1.F.4. Except for the limited right of replacement or refund set forth in paragraph 1.F.3, this work is provided to you 'AS-IS', WITH NO OTHER WARRANTIES OF ANY KIND, EXPRESS OR IMPLIED, INCLUDING BUT NOT

LIMITED TO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR ANY PURPOSE.

1.F.5. Some states do not allow disclaimers of certain implied warranties or the exclusion or limitation of certain types of damages. If any disclaimer or limitation set forth in this agreement violates the law of the state applicable to this agreement, the agreement shall be interpreted to make the maximum disclaimer or limitation permitted by the applicable state law. The invalidity or unenforceability of any provision of this agreement shall not void the remaining provisions.

1.F.6. INDEMNITY - You agree to indemnify and hold the Foundation, the trademark owner, any agent or employee of the Foundation, anyone providing copies of Project Gutenberg[™] electronic works in accordance with this agreement, and any volunteers associated with the production, promotion and distribution of Project Gutenberg[™] electronic works, harmless from all liability, costs and expenses, including legal fees, that arise directly or indirectly from any of the following which you do or cause to occur: (a) distribution of this or any Project Gutenberg[™] work, (b) alteration, modification, or additions or deletions to any Project Gutenberg[™] work, and (c) any Defect you cause.

Section 2. Information about the Mission of Project Gutenberg™

Project Gutenberg $^{\text{TM}}$ is synonymous with the free distribution of electronic works in formats readable by the widest variety of computers including obsolete, old, middle-aged and new computers. It exists because of the efforts of hundreds of volunteers and donations from people in all walks of life.

Volunteers and financial support to provide volunteers with the assistance they need are critical to reaching Project Gutenberg 's' goals and ensuring that the Project Gutenberg Collection will remain freely available for generations to come. In 2001, the Project Gutenberg Literary Archive Foundation was created to provide a secure and permanent future for Project Gutenberg and future generations. To learn more about the Project Gutenberg Literary Archive Foundation and how your efforts and donations can help, see Sections 3 and 4 and the Foundation information page at www.gutenberg.org.

Section 3. Information about the Project Gutenberg Literary Archive Foundation

The Project Gutenberg Literary Archive Foundation is a non-profit 501(c)(3) educational corporation organized under the laws of the state of Mississippi and granted tax exempt status by the Internal Revenue Service. The Foundation's EIN or federal tax identification number is 64-6221541. Contributions to the Project Gutenberg Literary Archive Foundation are tax deductible to the full extent permitted by U.S. federal laws and your state's laws.

The Foundation's business office is located at 809 North 1500 West, Salt Lake City, UT 84116, (801) 596-1887. Email contact links and up to date contact information can be found at the Foundation's website and official page at www.gutenberg.org/contact

Section 4. Information about Donations to the Project Gutenberg Literary Archive Foundation

Project GutenbergTM depends upon and cannot survive without widespread public support and donations to carry out its mission of increasing the number of public domain and licensed works that can be freely distributed in machine-readable form accessible by the widest array of equipment including outdated equipment. Many small donations (\$1\$ to \$5,000) are particularly important to maintaining tax exempt status with the IRS.

The Foundation is committed to complying with the laws regulating charities and charitable donations in all 50 states of the United States. Compliance requirements are not uniform and it takes a considerable effort, much paperwork and many fees to meet and keep up with these requirements. We do not solicit donations in locations where we have not received written confirmation of compliance. To SEND DONATIONS or determine the status of compliance for any particular state visit www.gutenberg.org/donate.

While we cannot and do not solicit contributions from states where we have not met the solicitation requirements, we know of no prohibition against accepting unsolicited donations from donors in such states who approach us with offers to donate.

International donations are gratefully accepted, but we cannot make any statements concerning tax treatment of donations received from outside the United States. U.S. laws alone swamp our small staff.

Please check the Project Gutenberg web pages for current donation methods and addresses. Donations are accepted in a number of other ways including checks, online payments and credit card donations. To donate, please visit: www.gutenberg.org/donate

Section 5. General Information About Project Gutenberg™ electronic works

Professor Michael S. Hart was the originator of the Project Gutenberg^{$^{\text{TM}}$} concept of a library of electronic works that could be freely shared with anyone. For forty years, he produced and distributed Project Gutenberg^{$^{\text{TM}}$} eBooks with only a loose network of volunteer support.

Project GutenbergTM eBooks are often created from several printed editions, all of which are confirmed as not protected by copyright in the U.S. unless a copyright notice is included. Thus, we do not necessarily keep eBooks in compliance with any particular paper edition.

Most people start at our website which has the main PG search facility: www.gutenberg.org.

This website includes information about Project Gutenberg $^{\text{TM}}$, including how to make donations to the Project Gutenberg Literary Archive Foundation, how to help produce our new eBooks, and how to subscribe to our email newsletter to hear about new eBooks.