

47A

DEPOSITION *A*Case of *Jas. S. Montgomery*, No. *380524*

On this *2* day of *May*, 1885, at  
*Tusculum*, County of *Davidson*  
 State of *Tenn*, before me, *Milton C. Dent*, a  
 Special Examiner of the Pension Office, personally appeared  
*D. L. S. Kyle*, who, being by me first duly sworn to answer  
 truly all interrogatories propounded to him during this Special Examination of afore-  
 said pension claim, deposes and says: his age is 75, post-office  
 address *29 Haslam St., Tusculum, Tenn.* and  
 that he is not related to Chapman. That he  
 was *Asst. Surgeon 2 Tenn Mt. Inf.* from  
*February 1864 to May 1865.*

Q Do you remember this man?

A I recall the name very well, but not the man.

Q Did you ever treat him for anything while in the service?

A I cannot remember.

Q Was he ever injured in any way?

A That to my recollection, I do not remember whether he was or not.

Q Was the regiment ever at Clifton, Tenn.

A Yes, from about *July* to *August* 1864.

Q How were the men employed?

A Guarding the river and out on scouting expeditions.

Q Do you recall any accidents occurring near there?

A Yes; in the summer of 1864, about 16 or 17 men were poisoned by mistaking arsenic for baking soda, and I think one of them died.

Q Were any wounded there through accident?

A I do not recollect.

Q Where were the men poisoned?

A I think it was *Brown's Mill*.

Q Did you ever treat Montgomery for a wound in the foot?

A Not that I recollect.

Q He says that he was accidentally shot in the foot by Baze Morgan at that place?

A I do not recall it.

Q Do you remember whether any member of the regiment was shot at a disreputable house in May or June 1864?

A No, these men seldom returned from a scout without some of their number being hurt.

Q Have you any recollection of treating a man of that name in Nashville & Gallatin for a wound which disabled him so that he was obliged to use crutches?

A No.

Q There is an affidavit in which you state that you attended him for a wound of left foot, ball entering at instep, coming out in hollow of foot, and that you treated him for two or three months, and that he was obliged to wear crutches, and that he was accidentally shot by one of his comrades at Brown's Mill. Please explain.

A You should have shown me that affidavit when you came here to refresh my memory. It is a damned injustice to come here and corner me that way. I did not remember making an affidavit in the case. That part of the affidavit containing a description of the injury is in my handwriting. I don't think

Deponent.

L. D. Hoyle M.D.

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_  
1888, and I certify that the contents were fully made known to deponent before signing.

Special Examiner.