

Division Orders

New York 12th April 1809

A Court Martial having assembled agreeable to Division Orders of the 18th March last on the 27th and continued by adjournment to the 30th of the same Month for the Trial of Major Jonathan Varrian on the following Charges exhibited against him by Col. David I. Pell of General Carpenters Brigade (viz)

1st Charge That Jonathan Varrian a Major in said Regiment whereof David I. Pell is Lieut. Colonel Commandant in the Brigade commanded by Brigadier General Carpenter on the 5th November 1807 the day assigned for the Annual Review contrary to orders and duty did forsake his Standard and leave the parade and refused further service on that day.

2^d Charge - That after forsaking the Standard of his said Regiment the said Major Varrian returned again to the Ground of parade and did menace insult and disrespectfully treat the said Generals of Division and Brigade by indecently crowding upon and jostling them in the saluting Circuit being each of them on Horseback

3^d Charge. That the said Jonathan Varrian on the 18th Oct. 1808 at the Annual Review and Inspection of the 3^d Regiment did call forth from their posts

and convene the officers of the 2^d Regiment to the
Center thereof and endeavoured to persuade them
to vote that the said David Ferris should quit the
field of parade

4th Charge - That in consequence of the conduct of the
said Jonathan Varrian a private in the Company
the said Ferris was excited to disobedience and
put under guard and that the said Varrian did
release the said Private from custody without
payment of the fine or other punishment

The Court reports the said Jonathan Varrian
guilty of the offence charged against him in the
first charge and that the said Jonathan Varrian
be and is hereby fined five Dollars and that he
is acquitted of the 2^d, 3^d & 4th charges exhibited against
him.

Wherefore by virtue of the power in me vested
I do hereby accept and approve of the above decision
and sentence and order the same to be carried into
effect. And I do further order that the said Court
be and is hereby dismissed

By Command of Major Gen^l Miles
Jes. Blackwell
Major and aide de camp
John: General Carpenter