We the undersigned Commissioners have examined the claim of the heirs of Dr. Walter Fosgate for additional pay as surgeon of the Texas army have concluded to refuse to act upon the same on account of a rule which we have established not to allow or pass upon any claim which has been previously acted on by a former board. But from the testimony adduced we are satisfied that he was a surgeon in the Texas army instead of assistant surgeon for which he was allowed pay and we also believe that he served a greater length of time than for what he was allowed tho the testimony is not conclusive on the point as to