

1538

FORM A

Soldier's Application for Pension

The Commissioner of Pensions reserves the right to call for additional testimony if he deems it necessary.

Name of Applicant.

James Costlebury  
Greys County.

Postoffice Longview, Texas

Filed APR 18 1910

Approved

Pension allowed from

Rejected

Commissioner of Pensions.

*Residence not continuous*

FORM A

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS }

County of Gregg }

I, James Costtetry, do hereby make application to the Commissioner of Pensions for a pension to be granted me under the Act passed by the Thirty-first Legislature of the State of Texas, and approved March 26, A. D. 1909, on the following grounds:

I enlisted and served in the military service of the Confederate States during the war between the States of the United States, and that I did not desert the Confederate service, but during said war I was loyal and true to my duty, and never at any time voluntarily abandoned my post of duty in the said service; that I was honorably discharged or surrendered

(Give date and cause.)

that I have been a bona fide citizen of this State since prior to January 1, A. D. 1880, and have been continuously since a citizen of the State of Texas. I do further state that I do not hold any national, State, city or county office which pays me in salary or fees one hundred and fifty dollars per annum, nor have I an income from any other employment or other source whatever which amounts to one hundred and fifty dollars per annum, nor do I receive from any source whatever money or other means of support amounting in value to the sum of one hundred and fifty dollars per annum, nor do I own in my own right, nor does any one hold in trust for my benefit or use, nor does my wife own, nor does any one hold in trust for my wife, estate or property, either real, personal or mixed, either in fee or for life, of the assessed value of over one thousand dollars; nor do I receive any aid or pension from any other State, or from the United States, or from any other source, and that I am not an inmate of the Confederate Home, and I do further state that the answers given to the following questions are true:

1. What is your age? Seventy years
2. Where were you born? Talladega Co., Ala.
3. How long have you resided in Texas? Since 1876 & except about 6 years while I was back in Ala.
4. In what county do you reside? Gregg
5. How long have you resided in said county and what is your postoffice address? Since 1885 - excepting 6 months  
Longview Texas
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. Have not applied
7. What is your occupation, if able to engage in one? Farmer
8. In what State was the command in which you served organized? Alabama
9. How long did you serve? Give, if possible, the date of enlistment and discharge. Enlisted July 1861  
served until the surrender 1865
10. What was the letter of your company, number or name of battalion, regiment or battery? Co. "D" 14th Ala. Regiment
11. If transferred from one command to another, give time of transfer, name of command and time of service. not transferred
12. What branch of the service did you enlist in—infantry, cavalry, artillery or navy? Infantry



13. If commissioned direct by the President, what was your rank and line of duty? *I was Commissioner  
2nd Lieutenant in 1864*

14. If detailed for special service, under the law of conscription, what was the nature of your service and how long did you serve? *no*

15. Have you transferred to others any property of any kind for the purpose of becoming a beneficiary under this law? *no*

Wherefore your petitioner prays that his application for pension be approved and such other proceedings be had in the premises as are required by law.

(Signature of Applicant) *James Castleberry*

Sworn to and subscribed before me, this *3* day of *March*, A. D. 19*10*

*J. H. M. Haney*  
County Judge *Biggs* County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

[NOTE.—There must be at least two credible witnesses.]

THE STATE OF TEXAS }  
County of .....

Before me....., County Judge of.....County,  
State of Texas, on this day personally appeared....., who are personally  
known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know.....  
.....the above named applicant for a pension, and that they personally know that the said.....  
.....has been a bona fide resident citizen of the State of Texas since prior to January 1, A. D.  
1880, and that they have no interest in this claim.

(Signature of Witness) .....

(Signature of Witness) .....

Sworn to and subscribed before me, this.....day of....., A. D. 19.....

[SEAL.]

County Judge.....County, Texas.

AFFIDAVIT OF WITNESSES

(If possible, the two witnesses should have served with the applicant in the army, and, if so, let them, or either, state it in their oath, their source of knowledge; also any information regarding applicant's army service.)

THE STATE OF TEXAS }  
County of .....

Before me....., County Judge of.....County,  
State of Texas, on this day personally appeared.....  
who are personally known to me to be credible citizens, who, being by me sworn, on oath state that they are personally  
acquainted with the foregoing applicant, and that the facts set forth and statements made in his application are correct



INTERROGATORIES TO WITNESSES IN PENSION CLAIMS.

EX PARTE

Pending in Gregg County, Texas, before the Honorable County Judge of said County.

James Castleberry  
Applicant for Confederate Pension.

The Honorable County Judge of Gregg County, Texas, will please take notice that, five days after the service hereof, applicant herein will apply to the Clerk of the County Court of said County and State, for a commission to take the depositions of C. J. Rouse and B. F. Holdridge who reside in the County of Ala. in answer to the following interrogatories and such cross interrogatories as may be propounded by the County Judge of said County, which will be read in evidence upon the hearing of applicant's claim for pension in behalf of applicant; said testimony is material and indispensable to applicant in furnishing the required proof to his claim for a pension under the Act of March 26, 1909, the application for which is now pending before the Honorable County Judge, and the facts necessary and required to be proven under the provisions of said Act, applicant believes can not be proven by any witness residing in the County of Gregg and State of Texas, of which he is a bona fide resident.

James Castleberry  
Mark (Applicant) Attorney for Applicant

Direct Interrogatories to be Propounded to the Witness.....

- INT. 1. What is your name? Age? Present place of residence and postoffice address?
- INT. 2. Do you personally know, or did you at any time know James Castleberry who is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long have you known the said James Castleberry applicant for pension and when and where did you first know him?
- INT. 4. Do you personally know that the said James Castleberry applicant for pension enlisted in the service of the Confederacy, and performed the duties of a soldier or a sailor?
- INT. 5. Do you personally know in what company and regiment the said James Castleberry applicant, enlisted and served in the Confederate army? When? Where? And the time of service? If you personally knew and so have stated that he enlisted and served in in the Confederate navy, then state: When? Where? And how long he served?
- INT. 6. Do you personally know that James Castleberry applicant for pension, was commissioned as an officer directly by the President of the Confederate States? What was his rank and line of duty?
- INT. 7. Do you further know if said applicant was, under the provisions of the conscript law, detailed for any kind of special service in the field, shops, armories, etc., of the Confederacy? What was the nature of his service, and how long did he serve?

CROSS INTERROGATORIES.



To be Propounded to C. J. Rouse & B. F. Holdridge

CROSS INTERROGATORY 1: If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said applicant, and that you know that he enlisted in the service of the Confederacy and performed the duties of a soldier or sailor, and having named the company and regiment or special service in which applicant so enlisted and served, then please state fully what is your source of such knowledge? And state whether or not you know or at any time you knew of any other soldier or sailor by the name of James Castleberry serving in the same company or regiment or special service in which you say the said applicant

James Castleberry enlisted, or if you have stated that said applicant enlisted and served in the navy of the

Confederacy, then state whether or not you know any other soldier or sailor of the same name as said James Castleberry applicant serving in the same command, or the special service to which he was assigned?

If you say that you so knew other soldiers or sailors of the same name of applicant's, then can you and how do you identify and locate the one from the other or others?

Cross INT. 2. Are you positively certain that said James Castleberry applicant for pension, is the identical person serving as testified by you?

Cross INT. 3. Do you know whether or not the said James Castleberry applicant for pension served honorably from the date of his enlistment until the close of the late Civil War between the States, or until he was discharged from said company and regiment, or the special service to which he had been assigned?

Cross INT. 4. Do you know whether or not the said James Castleberry deserted his command or voluntarily abandoned his post of duty, or the service during said war?

THE STATE OF TEXAS,

County of Gregg

I, J. M. McHaley, County Judge of said County, in said State, do hereby waive copy of interrogatories, notice and issuance of commission, and it is hereby agreed that the answers to the hereinabove direct and cross interrogatories of the said herein named witness is may be attached hereto.

J. M. McHaley  
County Judge Gregg County, Texas.  
James Castleberry  
McHaley (Applicant) Attorney for Applicant

In Re  
Application for Confederate Pension.

FOR USE OF SOLDIERS

McHaley County, Texas,  
Pending before the County Judge of said County.

EX PARTE

Applicant.

INTERROGATORIES

propounded to

J. P. Reed  
A. F. Waldridge  
Witnesses.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Under Act March 26, 1909, pending

James Castleberry

In Gregg

Applicant for Confederate Pension.

County, Texas, before the Honorable County Judge of said County.

Answers and depositions of (1) C. J. Raves and B. F. Holdridge

to the accompanying interrogations (2) Cross Ex. Itgs.

propounded to them in the above entitled cause taken before (3)

in accordance with the accompanying (7) Agreement

To the first interrogatory the said C. J. Raves & B. F. Holdridge

Witness, answer 1st Witness. My name is C. J. Raves. I am 71 yrs of age my residence and Post Office address is Ashland, Ala.

2nd Witness. My name is B. F. Holdridge. I am 69 years of age. I live near Ashland, Ala. My Post Office address is Ashland, Ala.

3rd Inty. they answer Yes we both knew James Castleberry. He served with him in the same Co. during the war between the states. We first knew him in Talladega County, Alabama.

4th Inty. they answer We have known James Castleberry since the year 1861. We first knew him in Talladega County, Alabama.

5th Inty. they answer Yes we do know that James Castleberry served enlisted in the service of the Confederacy, and performed the duties of a soldier.

6th Inty. they answer Yes. He served in Company "I" 14th Ala. Regiment. He enlisted at Rileville Alabama, in the year 1861. He served until the surrender at Appomattox Court House, Va.

7th Inty. they answer We do know that he served as a Lieutenant in the army.

8th Inty. they answer He served in the regular army of infantry. From July 1861 to the surrender at Appomattox Court House, Va.

9th Inty. they answer We served with him. We never knew any other man named James Castleberry in the army.

10th Inty. they answer We served with him. We never knew any other man named James Castleberry in the army.

11th Inty. they answer We served with him. We never knew any other man named James Castleberry in the army.

12th Inty. they answer We served with him. We never knew any other man named James Castleberry in the army.

13th Inty. they answer We served with him. We never knew any other man named James Castleberry in the army.

14th Inty. they answer We served with him. We never knew any other man named James Castleberry in the army.

15th Inty. they answer We served with him. We never knew any other man named James Castleberry in the army.

16th Inty. they answer We served with him. We never knew any other man named James Castleberry in the army.

17th Inty. they answer We served with him. We never knew any other man named James Castleberry in the army.

TX

To 2-X Duty. They are — We are positively certain that said James Castleberry is the identical person as testified by us

To 3-X Duty. They are. We know that he served honorably from the date of his enlistment until the close of the war.

To 4-X Duty. They are. We know that James Castleberry did not desert his command nor voluntarily abandon his post of duty during said war.



(Witnesses sign here) X C. J. Rasco  
X B. F. Holdridge  
Subscribed and sworn to before me, this 5<sup>th</sup> day of April, 1910.

(Seal here) J. J. Ingram  
Judge of Probate

THE STATE OF Alabama }  
County of Clay }  
Probate }  
do hereby certify that I, J. J. Ingram Judge of  
(Here give name and official character of officer before whom taken.)  
and B. F. Holdridge are personally known to me to be credible citizens of said  
County and State, and that the foregoing answers of C. J. Rasco and  
B. F. Holdridge the witness before named; and  
whose names appear signed to the foregoing deposition, were made before me  
and were sworn to and subscribed before me, by said witness.

Given under my hand and official seal, this the 5<sup>th</sup> day of April, 1910.

(L. S.)  
(Officer, fill out this certificate & attach seal.)

J. J. Ingram  
Judge of Probate

NOTE.—In Texas, any Clerk of the District Court, any Judge and Clerk of the County Court, or any Notary Public or Justice of the Peace, within their respective Counties, are authorized to take depositions. Out of the State and within the United States—any Clerk of a Court of Record having a seal, any Notary Public, or any Commissioner of Deeds of Texas.

File No. \_\_\_\_\_  
In \_\_\_\_\_ County, Texas.  
Before the Honorable \_\_\_\_\_ Judge of said County.

EX PARTE  
James Costleberry  
Applicant for Confederate Pension

DEPOSITION  
OF  
C. J. Rasco &  
B. F. Holdridge  
Witness for Applicant

Filed \_\_\_\_\_ day  
of \_\_\_\_\_ 1910  
Clerk.  
By \_\_\_\_\_ Deputy.

Fee for Taking Deposition, \$ \_\_\_\_\_

TX

- (1) Here give the name and residence of each witness.
- (2) Here state "and cross interrogatories," if any.
- (3) Here give the name and official character of the person taking the deposition.
- (4) Here state "respectively," if more than one witness.
- (5) Here state whether "Commission, or agreement," if Commission was waived.