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FORM A.

### Soldier's Application for a Pension

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

Name of Applicant.

*B. N. Collerton*

*Gregg*

County.

Postoffice

*Longview, Texas*

Filed

*7/1/16*

Approved

**JUL 10 1916**

Pension allowed from

**JUN 10 1916**

Rejected

*Prop.*

*E. L. Jones*  
Commissioner of Pensions.

E. L. Steck, Printing, Bookbinding, Austin

*Returned on account of having too much property.*

FORM A

For Use of Soldiers Who Are In Indigent Circumstances

THE STATE OF TEXAS

County of Gregg

I, B. N. Cotterton do hereby make application to the Commissioner of Pensions for a pension to be granted me under the Act passed by the 33rd Legislature of the State of Texas, and approved April 7, 1913, 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; or that I was in the service of the State of Texas during the war, to protect said State against the Indians and Mexicans for more than 6 months. That I was honorably discharged or surrendered at Appomattox April 9th 1865

(Give date and cause.)

that I have been a bona fide citizen of this State since prior to January 1, A. D. 1900, 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 a salary or fees of \$300.00 per annum, nor have I an income from any other employment or other source whatever which amounts to \$300.00 per annum, nor do I receive from any source whatever money or other means of support amounting in value to the sum of \$300.00 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, exclusive of a home of the value of not more than \$1000.00; 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? 67 yrs
2. Where where you born? Albemarle Co. Va.
3. How long have you resided in Texas? Since 1881
4. In what county do you reside? Gregg
5. How long have you resided in said county and what is your postoffice address? Since 1881  
Longview Tex.
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where have not
7. What is your occupation, if able to engage in one? Carpenter
8. In what State was the command in which you served organized? Va. (TX)
9. How long did you serve? Give, if possible, the date of enlistment and discharge Enlisted about Sept. 1862 and served until surrender at Appomattox
10. What was the letter of your company, number of battalion, regiment or battery? Co. "B"  
39th Bat Virginia Cavalry Scouts, Guides & Carriers for Gen. R. E. Lee
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? Cavalry

13. If commissioned direct by the President, what was your rank and line of duty?.....

*Not Commissioned*

14. If detailed for special service, under the law of conscription, what was the nature of your service and how long did you serve?.....

*was not*

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).....

*B. N. Cutterton*

Sworn to and subscribed before me, this *25* day of *August*, A. D. 19*13*

*J. H. McHoney*  
County Judge..... *Gregg* County, Texas.

[Seal.]

### AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS }

County of.....

*Gregg*

Before me....., County Judge of..... County,

*J. H. McHoney*

*Gregg*

State of Texas, on this day personally appeared....., who are personally

*J. R. Garner & L. W. Pattillo*

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. 1900, and that they have no interest in his claim.

(Signature of Witness).....

*J. R. Garner*

(Signature of Witness).....

*L. W. Pattillo*

Sworn to and subscribed before me, this *6* day of *Sept.*, A. D. 19*13*

*J. H. McHoney*  
County Judge..... *Gregg* County, Texas.

[SEAL.]

### 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 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 and true, to the best of their knowledge and belief, and that they have no interest in this claim, and said



J. H. MCHANEY, COUNTY JUDGE  
DUSH SHAW, COUNTY CLERK  
F. A. TAYLOR, COUNTY ATTORNEY  
J. T. BROWN, COUNTY TREASURER

COMMISSIONERS  
L. W. PATTILLO, PRECINCT No. ONE  
A. F. SHEPPERD, PRECINCT No. TWO  
LEO BRADSHAW, PRECINCT No. THREE  
JOHN F. HOLT, PRECINCT No. FOUR

J. R. GARNER, SHERIFF  
C. B. HAMILTON, TAX ASSESSOR  
MARTIN HAYS, DISTRICT CLERK  
E. O. McWHORTER, TAX COLLECTOR  
W. E. JONES, SCHOOL SUPT.

**THE STATE OF TEXAS**  
**COUNTY OF GREGG**

COMMISSIONERS COURT MEETS ON SECOND MONDAY IN  
FEBRUARY, MAY, AUGUST AND NOVEMBER

LONGVIEW, TEXAS, 6-30-1916. 191

Pension Commissioner;-

Austin, Texas.

Dear sir;-

I hand you herewith the application of B.N. Catterton, for pension. This was rejected in 1913 on account of applicant having too much property, but at this time it appears this man is entitled to go upon the rolls and I trust you will notify him accordingly.

I also enclose applications for total disability of Dr. W.L. Marshall and A. J. Orr original pensioners from Gregg county.

Yours very truly,



*J. H. M. Hickey*



J. C. JONES, Commissioner

OFFICE OF  
COMMISSIONER OF PENSIONS  
STATE OF TEXAS  
AUSTIN

To the Adjutant General,

War Department,

Washington, D. C.


Dear Sir:

I have the honor to request the military record of B. M. Cotterton who is reported to have enlisted in Company B, Regiment 39 Va. Cavalry Scout Guides and Courier of Gen. R. E. Lee.

in service in the Confederate States Army.

Purpose: The.....person above named is an applicant for a Confederate pension granted by the State, and I desire to verify his proof of service.

Very respectfully,

  
J. C. Jones  
Commissioner of Pensions.

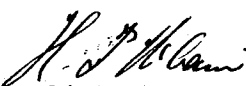
33332

RECORDED & INDEXED 10

WAR DEPARTMENT,  
THE ADJUTANT GENERAL'S OFFICE,  
WASHINGTON, July 6, 1916.

Respectfully returned to the  
Commissioner of Pensions,  
State of Texas, Austin.

The records of this office show that one Benj'n N. Catterton (name not found as B.N. Cotterton), private, Co. B, 39th Battalion Virginia Cavalry, C.S.A., was paroled at Charlottesville, Va., May 17, 1865, his place of residence having been given as Albemarle County, Va. His name is not borne on any of the muster rolls of said company on file, which cover periods from November, 1862, to Nov. 2, 1863, nor has any record of his enlistment been found. Organization mentioned was also known as Richardson's Batt'n of Scouts, Guides & Couriers, and as the 13th Batt'n Virginia Cavalry, C.S.A.

  
The Adjutant General.

EX-PARTE

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

B. N. Catterton  
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 W. G. Farish, Charlottesville Virginia and J. H. Elliott, Nortonville Va who reside in the County of Albemarle in the state of Virginia 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 of 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 cannot be proven by any witness residing in the County of Gregg and State of Texas, which he is a bona fide resident.

B. N. Catterton  
Mudge  
(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witnesses

W. G. Farish and J. H. Elliott, Albemarle County, Virginia

- INT. 1. What is your name? Age? Present place of residence and postoffice address? W. G. Farish, age 69.
- INT. 2. Do you personally know, or did you at any time know B. N. Catterton who is an applicant for pension under Act of March 26, 1909 yes
- INT. 3. How long had you known the said B. N. Catterton for many years, boys together. and when and where did you first know him? Boys raised in same neighborhood
- INT. 4. Do you personally know that the said B. N. Catterton enlisted in the service of the Confederacy, and performed the duties of a soldier or a sailor? Yes, I was with him
- INT. 5. Do you personally know in what company and regiment the said B. N. Catterton 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 the Confederate navy, then state: When? Where? And how long he so served? 39. Bat. V. Cav. by Army 12. Va
- INT. 6. Do you personally know that B. N. Catterton was commissioned as an officer directly by the President of the Confederate States? What was his rank and line of duty? He was a private in 39 Bat. Cav.
- INT. 7. Do you further know if B. N. Catterton 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? Several in the Army as Scouts, Guides & Couriers for Gen. Robert E. Lee A. N. Va. D.

CROSS INTERROGATORIES.

To be propounded to W. G. Farish and J. H. Elliott



CROSS INTERROGATORY 1. If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said B. N. Catterton 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 He 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 knew of any other soldier or sailor by the name of B. N. Catterton serving in the same company or regiment, or special service in which you say the said B. N. Catterton enlisted, if you have stated that said B. N. Catterton enlisted and served in the navy of the Confederacy, then state whether or

We both served in same command with him, and know that he was a good soldier. - No other B. N. Catterton in same service.



not you know any other soldier or sailor of the same name as said B.N. Catterton - do not  
applicant serving in the same command, or the special service to which he was assigned?

If you say that you know other soldiers or sailors of the same name of B.N. Catterton  
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 B.N. Catterton  
is the identical person serving as testified by you? We are positive as to that fact

CROSS INT. 3. Do you know whether or not the said B.N. Catterton  
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? yes.

CROSS INT. 4. Do you know whether or not the said B.N. Catterton  
deserted his command, or voluntarily abandoned his post of duty or the service during said war? He did not.

THE STATE OF TEXAS

County of Gregg

I, J.H. McHaley, County Judge of said County, in said State,

do hereby waive copy of interrogatories, notice, time 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 <sup>es</sup> may be attached hereto.

J.H. McHaley  
County Judge, Gregg County, Texas.

B.N. Catterton  
mark  
(Applicant) Attorney for Appellant.

In Re

Application for Confederate Pension.

FOR USE OF SOLDIERS OR WIDOWS.

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

EX-PARTE

B.N. Catterton  
Applicant.

INTERROGATORIES

propounded to

W.H. Jarvis and

W.H. Elliott

Witnesses.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

*Apr. 7, 1913*  
Under Act March 26, 1909, pending

*B. N. Cotterton*

*In Gregg*

Applicant for Confederate Pension.

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

Answers and depositions of (1) *W. G. Farish and G. H. Elliott*

to the accompanying interrogations (2) *and Cross Interrog.*  
propounded to *them* in the above entitled cause taken before (3)

in accordance with the accompanying (7) *agreements*

To the first interrogatory the said *W. G. Farish*

Witness, answers —

*To 2- Inter. He answers -*

*I have known B. N. Cotterton from boyhood up and we both served in same command in the army 37<sup>th</sup> Bat. 1<sup>st</sup> Cavalry. Said Command, were Scouts, Guides & Couriers for Genl. R. H. E. Lee, which command was surrendered at Appomattox Va. 9<sup>th</sup> of April 1865.*

*G. H. Elliott*



*both witnesses sign here*

*G. H. Elliott*  
*W. G. Farish*

Subscribed and sworn to before me, this 1<sup>st</sup> day of Sept, 1913

*(seal here)*

*M. S. Maupin*  
*Notary Public*

THE STATE OF Virginia }  
County of Albemarle } I, M. S. Maupin, a  
(Here give name and official character of officer before whom taken.)

Notary Public do hereby certify that G. H. Elliott and  
W. G. Farish are personally known to me to be creditable citizens of said  
County and State, and that the foregoing answers of G. H. Elliott

the witness before named, and W. G. Farish  
whose names appear on signed to the foregoing deposition, were made before  
me and were sworn to and subscribed before me, by said witness (4)

Given under my hand and official seal, this the 1<sup>st</sup> day of Sept, 1913

(L. S.) *My Comm expires Aug. 21, 1916.*

*M. S. Maupin*  
*Notary Public*

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 or Record having a seal, any Notary Public, or any Commissioner of Deeds of Texas.

File No. ....

In \_\_\_\_\_ County, Texas.  
Before the Honorable County Judge of Said County.

**EX PARTE**

*A. M. Callahan*  
Applicant for Confederate Pension

**DEPOSITION**  
of

Witness \_\_\_\_\_ for Applicant.

Filed \_\_\_\_\_ day

of \_\_\_\_\_, 191

\_\_\_\_\_, Clerk.

By \_\_\_\_\_, Deputy.

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

Lined area for deposition text.



- (1) Here give the name and residence of each witness.
- (2) Here state "and cross interrogatories," if any.
- (3) Here give 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.