

17
Amended on Discharge
1/29/17

18981

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.

M. V. Hayes

Krugger

County

Postoffice

Longview Tex

Filed

April 19 - 1910

Approved

AUG 31 1910

Pension allowed from

Approved
Comm

Rejected

Commissioner of Pensions

VEN MORGAN-JONES CO. PRINTERS, AUSTIN

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS }
County of Gregg }

I, M. V. Hays, 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? 66 years
2. Where were you born? Monroe Co. Miss.
3. How long have you resided in Texas? Since 1879
4. In what county do you reside? Gregg
5. How long have you resided in said county and what is your postoffice address? About 15 years
Longview Texas
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. NO
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 1862
and served to the close
10. What was the letter of your company, number or name of battalion, regiment or battery? 6th
Tarrants battery
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? Artillery



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? *not detailed*

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) *M. V. ^{his} Hays*

Sworn to and subscribed before me, this *9* day of *February*, A. D. 19*10*

J. H. McHarey
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 *J. H. McHarey*, County Judge of *Gregg* County,

State of Texas, on this day personally appeared *J. C. Todd & W. B. Ferguson*, who are personally known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know

M. V. Hays the above named applicant for a pension, and that they personally know that the said

M. V. Hays 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) *J. C. Todd*

(Signature of Witness) *W. B. Ferguson*

Sworn to and subscribed before me, this *18* day of *April*, A. D. 19*10*

J. H. McHarey
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 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

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

M. V. Hays,

Under Act March 26, 1909, pending.

In Gray

Applicant for Confederate Pension.

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

Answers and depositions of (1) Rice Clements and Jim White

to the accompanying interrogations (2) and Cross Interrogatories propounded to them in the above entitled cause taken before (3) in accordance with the accompanying (7) Agreement

To the first interrogatory the said witnesses each

Witness, answers: My name is A. Rice Clements, age 17 years Residence and Post office address Tuscaloosa Alabama

To 2 Inty. they answer - I knew M. V. Hays during the Civil War.

To 3 Inty. they answer. I had seen M. V. Hays before the war and knew his father well, but did not know much of him until he joined the army, then I knew him until the end of the war in 1865.

To 4 Inty. they answer. I personally know that said M. V. Hays enlisted in the Service of the Confederacy and performed the duties of a soldier as a private

To 5 Inty. they answer. He enlisted in Sarrants battery Truharts Brigade, Wallalls division in 1863, in Tuscaloosa County Ala and served to the end of the war 1865.

To 6 Inty. they answer. He was not a commissioned officer

To 7 Inty. they answer. He was not detailed for any special service.



Cross Interrogatories

To 19 Inty. they answer. I know of my own knowledge that the said M. V. Hays was a private soldier in said Tuscaloosa battery of which I was a member and a non commissioned officer. I did not know any one else by the name of M. V. Hays.

To 2 X Inty. they answer - I have not seen M.V. Hays since the war and do not know whether or not the applicant for pension is the same person that I knew as M.V. Hays during the war.

To 3 X Inty. they answer - He served honorably from the date of his enlistment to the close of the war.

To 4 X Inty. they answer - He did not desert his command or abandon his post of duty.

A. R. Clements

Witness of Jim White, 65 years of age
 Residence Leake, Post Office Blotom, Pitt Co. Ala.
 R.F.D. 1

I knew M.V. Hays before the war between the States before he was of age, in Pitt County, Alabama, near Scottsville, same County.

3 I knew M.V. Hays during the war between the States. He joined Tarrant's Battery, sometime in 1863, Clayton Brigade, Walker's Division. He remained in the Confederate Army and performed the duties of a Soldier until the end of the War. He rendered most of his service in Tennessee and Georgia. He was in the battle of Franklin, Tenn. He was captured at Blakely, Ala. by the Northern army.

M.V. Hays served as a private in the Confederate States Army.

I do not know that M.V. Hays was detailed for any kind of special service in the field, shops or arsenals.

I was in the Confederate Army myself and knew M.V. Hays then, and I did not know of any other man by the name of M.V. Hays either before during or since the close of the war, and I know the M.V. Hays in question now to be the same M.V. Hays I knew as a Soldier.

M.V. Hays served honorably as a Soldier from his enlistment to the close of the war.

He was a Volunteer and never deserted

State of Ala. on this the 16th day of Feb. 1910
 Pitt County) appeared James White who
 Says under oath that the foregoing statements
 concerning M.V. Hays are true to the best of his memory and
 belief and signed the same in my presence.

(TX)

G. G. Fair, N. R. Ex. Off. J. P.

- (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.

FILED
FEB 19 1900
CLERK

witnesses sign here X James White
X A R Clements

Subscribed and sworn to before me, this officer here day of 1900
X
X
X

THE STATE OF Alabama
County of Tuscaloosa
the Circuit } I, B. B. Cooper Clerk of
(Here give name and official character of officer before whom taken.)

do hereby certify that A. R. Clements
and personally known to me to be credible citizens of said
County and State, and that the foregoing answers of A. R. Clements
the witness before named, and

whose name appears 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 19 day of February, 1900.
(L. S.) officer sign here
file and this certificate B. B. Cooper
X officer seal here Clerk of the Circuit Court

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.

18981
File No. 1000

In _____ County, Texas.
Before the Honorable County Judge of said County.

EX PARTE
M. V. Hayes
Applicant for Confederate Pension

DEPOSITION
OF
A. R. Clements
James White
Witness for Applicant

Filed _____ day
of _____ 1900
By _____ Clerk.
Deputy.

Fee for Taking Deposition, \$
VON BOECKMANN-JONES COMPANY, PRINTERS, AUSTIN, TEXAS

EX PARTE

M. V. Hays
Applicant for Confederate Pension.

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

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 Rice Clemmons
and Jim White who reside in the County of Bibb in the State of Alabama
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 wit-
ness residing in the County of Gregg and State of Texas, of which he is a bona fide resident.

M. V. Hays
(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 M. V. Hays who is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long have you known the said M. V. Hays applicant for pension and when and where did you first know him?
- INT. 4. Do you personally know that the said M. V. Hays 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 M. V. Hays 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 so served?
- INT. 6. Do you personally know that M. V. Hays 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 Rice Clemmons & Jim White

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 M. V. Hays serving in the same company or regiment or special service in which you say the said applicant M. V. Hays 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 M. V. Hayes 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 M. V. Hayes applicant for pension, is the identical person serving as testified by you?

Cross INT. 3. Do you know whether or not the said M. V. Hayes 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 M. V. Hayes deserted his command or voluntarily abandoned his post of duty, or the service during said war?

THE STATE OF TEXAS,

County of Brewer

I, J. M. McManey, 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 X may be attached hereto.

J. M. McManey
County Judge, Brewer County, Texas.

M. V. Hayes
(Applicant) Attorney for Applicant.

Application for Confederate Pension.

Pension.

FOR USE OF SOLDIERS

Hayes County, Texas,

Pending before the County Judge of said County.

EX PARTE

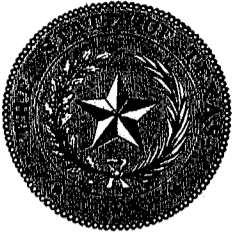
Applicant.

INTERROGATORIES

propounded to

Witnesses.

Price Cummings
Jim White



E. A. BOLMES, Commissioner

OFFICE OF

Commissioner of Pensions

State of Texas

Austin

AUG 25 1910


To the Adjutant General,
 War Department,
 Washington, D. C.

Dear Sir:

I have the honor to request the military record
 of *M. V. Hoays* who is reported to have enlisted in
 Company *Tarrant*, Regiment *Alabama Battery of Artillery*
 in the service of the Confederate States Army.

Purpose: The *5* person above named is an applicant
 for a Confederate pension granted by this State, and I desire to verify
 his proof of service.

Very respectfully,



E. A. Bolmes

Commissioner of Pensions.

Address: "The Adjutant General,
War Department, Washington, D. C."
1688972

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON. August 31, 1910.

Respectfully returned to the

Commissioner of Pensions,
State of Texas,
Austin.

The records show that M. V. Hays,
private, Tarrant's Battery, Alabama
Light Artillery, Confederate States
Army, enlisted November 15, 1863,
and that he was paroled at Meridian,
Mississippi, May 11, 1865.

11-31-10
[Signature]

[Signature]
The Adjutant General.

(A. G. O. 72-1)

Per *[Signature]*

ADJUTANT GENERAL'S OFFICE

RECEIVED

August 31 1910

TEXAS CONFEDERATE HOME.



AUSTIN, TEXAS, Jan 29 1916

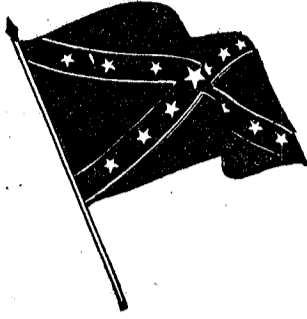
TO WHOM IT MAY CONCERN:

This is to certify that M. V. Hays who has been an inmate of this Home, is this day discharged, at his own request.

J. C. Rogers

Superintendent.

TEXAS CONFEDERATE HOME
AUSTIN, TEXAS
DR. A. C. OLIVER, Superintendent



M. W. Hooper
Branch
Remittance on
Roll

TEXAS CONFEDERATE HOME.

AUSTIN, TEXAS, *Jan 8* 191*4*

TO WHOM IT MAY CONCERN:

This is to certify that *M. V. Hayes* who

has been an inmate of this Home, is this day discharged, at his own request.



A. C. Olver
Superintendent.

File No. 18981



AFFIDAVIT

1923-1115-24M

Return this affidavit to J. C. Jones, Commissioner of Pensions, Austin, Texas, on or before April 15, 1916.

STATE OF TEXAS,

County of _____

ORIGINAL COUNTY _____

GREGG

APPLICATION NO. _____

This is to certify that I am the identical person to whom a pension has been granted under Articles 6267-6285, R. S. 1911, an Act approved April 7, 1913.

I also certify that the county in which my application was originally made and the file number of said application, according to the records in the office of the Commissioner of Pensions, are the same as given in the upper right-hand corner of this affidavit.

I further certify that the same conditions exist as did at the time my application for pension was made, that I do not own real or personal property to the value of One Thousand Dollars, exclusive of my homestead, the value of which does not exceed One Thousand Dollars; that my annual income, not including my pension, does not exceed Three Hundred Dollars; that I am a bona fide resident of the State of Texas, and that I am not an inmate of the Confederate Home.

I hereby certify that I am personally acquainted with the pensioner whose signature appears above and that the statements made by _____ are true and correct. Signature of Pensioner.

Before me, the undersigned authority, personally appeared the above-named parties, well known to me, who state under oath that the statements herein contained are true and correct. Witness to Name

Sworn to and subscribed before me this _____ day of _____ A. D. 191_____

PENSIONER'S NAME AND ADDRESS

(SEAL)

_____ in and for _____ County, Texas.

*This is to certify that the undersigned _____ are disinterested, credible witnesses and are in no wise related to the applicant whose signature

is affixed to the above statement; that the applicant resides in _____ County, Texas, P. O. _____ that the applicant is the identical person to whom a pension has been granted, and that the conditions which existed at the time of making said application and on which the pension was originally granted still exist; that the applicant signed the above statement in my presence.

Witness my hand this _____ day of _____ A. D. 191_____

Witnesses { _____

Before me, the undersigned authority, on this day personally appeared _____ known to me to be one of the witnesses who signed the foregoing certificate, and on oath states that the statement of the pensioner above set out was made and signed in _____ presence, and that the statements contained therein are within the knowledge of affiant true and correct.

Sworn to and subscribed this _____ day of _____ A. D. 191_____ Affiant.

(SEAL)

_____ in and for _____ County, Texas.

*To be filled out and executed in case applicant cannot go before an officer to make affidavit.

Approved for \$ _____

PENSIONER'S NAME AND ADDRESS.

Commissioner of Pensions.