

13324

Endorsements Hereon for Comptroller's Use Exclusively

FORM No. 1—AMENDED

OCTOBER 1, 1902

Confederate Pension Application

Name of Applicant

Jesse Smith

Gregg County,

Postoffice

Longview

Comptroller's File No.

13324

I have carefully examined the within application for pension, together with the proof in support thereof, and I recommend that the application be **Approved**

this day of

MAR 21 1908

A. D.

E. A. Bolmer

Chief Pension Clerk.

I hereby **Approve** the within application for pension, this MAR 21 1908 day of

J. M. Stephens
Comptroller.

No Application Rejected by County Judge or County Commissioners Should Be Forwarded to Comptroller

THE STATE PRINTING CO., AUSTIN, TEXAS.

15
COMPTROLLER'S OFFICE,
RECEIVED
FEB 17 1908
Referred to
No.

NOTE—The law provides that pensions can begin only on the first day of April and October of each year.

605-2m

FORM No. 1. Amended October 1, 1902.

APPLICATION of Indigent Soldier or Sailor of the late Confederacy for pension under the Act of May 12, 1899. Hereafter use no blank but this.

THE STATE OF TEXAS,

COUNTY OF Wagg

To the Honorable County Judge of Wagg County, Texas.

Your petitioner, John W. Smith respectfully represents that he is a resident citizen of Wagg County, in the State of Texas, and that he makes this application for the purpose of obtaining a pension under the act passed by the Twenty-sixth Legislature of the State of Texas, and approved May 12, A. D. 1899, the same being an act entitled "An act to carry into effect the amendment to the Constitution of the State of Texas, providing that aid may be granted to disabled and dependent Confederate soldiers, sailors, and their widows under certain conditions, and to make an appropriation therefor," and I do solemnly swear that the answers I have given to the following questions are true.

NOTE—Applicant must make answer to all of the following questions, and such answers must be written out plainly in ink.

Q. What is your name? Answer John W. Smith

Q. What is your age? Answer 72

Q. In what County do you reside? Answer Wagg Co.

Q. How long have you resided in said County and what is your postoffice address? Answer 40 years Longview, Texas.

Q. Have you applied for a pension under the Confederate Pension Law heretofore, and been rejected? If so, state when and where. Answer yes, Longview, Tex

Q. What is your occupation if able to engage in one? Answer Farming when able

Q. What is your physical condition? Answer Very poor

Q. If your physical condition is such that you are unable by your own labor to earn a support, state what caused such disability. Answer Old Age

Q. In what State was your command originally organized? Answer Texas

Q. How long did you serve? Give date of enlistment and discharge. Answer I served from the beginning to the end of the War: May 61 - May 65

Q. What was the name or letter of your company and name or number of your regiment? Answer Co. I Ochiltree's Regiment

Q. State whether you served in the infantry, artillery, cavalry, or the navy. Answer Infantry

Q. State whether or not you have received any pension or veteran donation land certificate under any previous law, and if you answer in the affirmative state what pension or veteran donation land certificate you have received. Answer I have not

Q. What real and personal property do you now own, and what is the present value of such property? Give list of such property and value. Answer One farm, one cow and two headings, all worth about fifty dollars.

- Q. What property, and what was the value thereof, have you sold or conveyed within two years prior to the date of this application? Answer *I have not sold any*
- Q. What estate has your wife in her own right, real and personal, and what is its value? Answer *She has nothing but a few pieces of household goods.*
- Q. What income, if any, do you receive? Answer *None*
- Q. Are you in indigent circumstances; that is, are you in actual want, and destitute of property and means of subsistence? Answer *I am*
- Q. Are you unable by your labor to earn a support? Answer *I can not*
- Q. Have you transferred to others any property of value of any kind for the purpose of becoming a beneficiary under this law? Answer *I have not*
- Q. Did you ever desert the Confederacy? Answer *I did not*
- Q. Have you been continuously since the first day of January, 1880, a bona fide resident citizen of this State? Answer *I have*
- Q. If you originally enlisted in the Confederate service from the State of Texas, were you at the date of passage of this act a bona fide resident citizen of the State of Texas? Answer *Yes sir*

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

(Signature of Applicant) *John Smith*

Sworn to and subscribed before me this *23rd* day of *Oct* A. D. *1907*

(SEAL.)

County Judge *W. H. Lacy* County, Texas.

AFFIDAVIT OF WITNESSES

(NOTE—There must be at least two credible witnesses.)

THE STATE OF TEXAS,

COUNTY OF *Texas*

Before me *W. H. Lacy*

County Judge of *Texas* County, State of Texas, on this day personally appeared *John Smith and J. M. Lewis*

who are personally known to me to be credible citizens, who being by me duly sworn on oath, state that they personally know *John Smith* the above named applicant for a pension, and that they personally know that the said *John Smith* is unable to support himself by labor of any sort.

(Signature of Witness) *John Smith*

(Signature of Witness) *J. M. Lewis*

Sworn to and subscribed before me this *2nd* day of *Nov* A. D. *1907*

(SEAL.)

County Judge *W. H. Lacy* County, Texas.

PROOF OF SERVICE MUST NOT BE MADE A PART OF THIS AFFIDAVIT

AFFIDAVIT OF PHYSICIAN

THE STATE OF TEXAS,

COUNTY OF

Hugg

Before me

Erwin Lacy

County Judge of

Hugg

County, State of Texas, on this day personally appeared

W. Lawrence, who is a reputable practicing physician of this County, who being by me duly sworn on oath, states that he has carefully and thoroughly examined *John Smith* applicant for a pension, and finds him laboring under the following disabilities which render him unable to labor at any work or calling sufficient to earn a support for himself: *General debility from old age*

(Signature of Physician)

W. Lawrence

Sworn to and subscribed before me this *4th* day of

June A. D. *1908*

(SEAL)

County Judge

Hugg

County, State of Texas.

CERTIFICATE OF COUNTY JUDGE

THE STATE OF TEXAS,

COUNTY OF

Hugg

I,

Erwin Lacy

County Judge of

Hugg

County, State of Texas, do hereby certify that on the

day of

June

A. D.

1908

John Smith for a pension under the Confederate Pension Law of this State, Approved May 12, A. D. 1899; that the answers of said applicant to the questions propounded were made under oath as the same appear in writing in the foregoing application; that the affidavits of the witnesses who are credible citizens were made before me as the same hereinbefore appear, and that the foregoing affidavit of Doctor *W. Lawrence* who is a reputable practicing physician of this county, was made before me. I also certify that the said applicant *John Smith* is not an inmate of the Texas Confederate Home, nor otherwise disqualified under the provision of Section 12, of the Confederate Pension Law. I further certify that after considering all the proceedings had before me relative to the said application for a pension by the said *John Smith* I find the said applicant is lawfully entitled to the pension provided by the Confederate Pension Law of this State, and I hereby approve said application.

Witness my hand and seal of office at

Loring

this

10th

day of

July

A. D.

1908

(SEAL)

County Judge

Hugg

County, State of Texas.

CERTIFICATE OF COUNTY COMMISSIONERS

THE STATE OF TEXAS

COUNTY OF

Hugg

We, the undersigned members of the Commissioners Court of

County, Texas, hereby certify that the foregoing application of

John Smith

for a pension, together with the proof in support thereof, was duly submitted

by Hon.

Erwin Lacy

County Judge of this

Hugg

County,

to the Commissioners of this

Hugg

County, at a regular term thereof on the

day of

July

A. D.

1908

and after a careful consideration of the same we find the said applicant is lawfully entitled to the pension provided for by the Confederate Pension Law of this State, and we hereby approve said application.

Witness our hands and seal of office at

Loring

this

11th

day of

July

A. D.

1908

(SEAL)

(Signature of Commissioners)

L. Wapley
O. J. Johnston
E. B. Dennis
J. F. Hunt



Too much
property -
not adequate
under the law

Endorsements Hereon for Comptroller's Use Exclusively.

FORM No. 1.

CONFEDERATE PENSION APPLICATION.

H 120
Name of Applicant, *John Jehu Smith*
County, *Gregg*
Post Office, *Longview, Tex.*

Comptroller's File No. *1674*

I have carefully examined the within application for pension together with the proof in support thereof, and I recommend that the application be

Disapproved
this *4* day of *Oct*

A. D. *1899*
W. J. Brain
Pension Clerk.

I hereby *disapprove* the within application for pension, this *4* day of

October A. D. *1899*
James Perry
Comptroller.

No Application Rejected by County Judge or County Commissioners Should be Forwarded to Comptroller.

APPLICATION of Indigent Soldier or Sailor of the late Confederacy for pension under the Act of May 12, 1899.

THE STATE OF TEXAS,

COUNTY OF

Gregg

To the Honorable County Judge of Gregg County, Texas.

Your petitioner, John Smith, respectfully represents that he is a resident citizen of Gregg County, in the State of Texas, and that he makes this application for the purpose of obtaining a pension under the act passed by the Twenty-sixth Legislature of the State of Texas, and approved May 12, A. D. 1899, the same being an act entitled "An act to carry into effect the amendment to the Constitution of the State of Texas, providing that aid may be granted to disabled and dependent Confederate soldiers, sailors, and their widows under certain conditions, and to make an appropriation therefor," and I do solemnly swear that the answers I have given to the following questions are true.

NOTE—Applicant must make answer to all of the following questions, and such answers must be written out plainly in ink.

Q. What is your name? Answer John Smith

Q. What is your age? Answer 63 years

Q. In what County do you reside? Answer Gregg County

Q. How long have you resided in said County and what is your post office address? Answer for more than 20 years, Post Office Longview Tex,

Q. Have you applied for a pension under the Confederate Pension Law heretofore, and been rejected? If so state when and where. Answer no

Q. What is your occupation if able to engage in one? Answer farmer, when able to work

Q. What is your physical condition? Answer bad

Q. If your physical condition is such that you are unable by your own labor to earn a support, state what caused such disability. Answer Lung affection, and old age

Q. State in what company and regiment you enlisted in the Confederate army, and the time of your service? Answer Co. "I" 18th Texas Inf. Served 3 years

Q. If you served in the Confederate navy state when and where, and the time of your service. Answer no

Q. State whether or not you have received any pension or veteran donation land certificate under any previous law, and if you answer in the affirmative state what pension or veteran donation land certificate you have received.

Answer no

Q. What real and personal property do you now own, and what is the present value of such property? Give list of such property and value. Answer

57 acres of land in Gregg County value \$100.00
2 horses value 300.00
3 head of cattle value 15.00

- Q. What property, and what was the value thereof have you sold or conveyed within two years prior to the date of this application? Answer none
- Q. What income, if any, do you receive? Answer none
- Q. Are you in indigent circumstances; that is, are you in actual want, and destitute of property and means of subsistence? Answer yes
- Q. Are you unable by your labor to earn a support? Answer yes
- Q. Have you transferred to others any property of value of any kind for the purpose of becoming a beneficiary under this law? Answer no
- Q. Did you ever desert the Confederacy? Answer no
- Q. Have you been continuously since the first day of January, 1880, a bona fide resident citizen of this State? Answer yes

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

Jehu Smith

(Signature of Applicant)

Sworn to and subscribed before me this 13 day of July A. D. 1899

(SEAL)

J. M. Campbell
County Judge Gregg County, Texas.

AFFIDAVIT OF WITNESSES.

(NOTE—There must be at least two credible witnesses.)

THE STATE OF TEXAS,

COUNTY OF Gregg

Before me, J. N. Campbell

County Judge of Gregg

County, State of Texas, on this day personally appeared

J. M. Crews & E. J. Anger

who are personally known to me to be credible citizens, who being by me duly sworn on oath, state that they personally know Jehu Smith the above named applicant for a pension, and that they personally know that the said Jehu Smith enlisted in the service of the Confederacy, and performed the duties of a soldier (or sailor) as claimed by him in the above and foregoing application, and that they further know that he, the said applicant, is unable to support himself by labor of any sort.

(Signature of Witness) J. M. Crews

(Signature of Witness) E. J. Anger

(Signature of Witness)

(Signature of Witness)

Sworn to and subscribed before me this 13 day of July A. D. 1899

(SEAL)

J. N. Campbell
County Judge Gregg County, Texas.

AFFIDAVIT OF PHYSICIAN.

THE STATE OF TEXAS,

COUNTY OF Gregg

Before me J. N. Campbell

County Judge of Gregg

County, State of Texas, on this day personally appeared

C. W. Lawrence

, who is a reputable practicing physician of this County, who being by

me duly sworn on oath, states that he has carefully and thoroughly examined

Mr. John Smith

applicant for a pension, and finds him laboring under the following disabilities which render him unable to labor at any work or calling

sufficient to earn a support for himself: Chronic Bronchitis and Lumbago

(Signature of Physician)

Sworn to and subscribed before me this

13

day of

July

A. D. 1899

(SEAL)

County Judge

Gregg

County, State of Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF Gregg

I, J. N. Campbell

County Judge of Gregg

County, State of Texas, do hereby certify that on the

day of July

A. D. 1899

, before me came on to be heard the application of

John Smith

for a pension under the Confederate Pension Law of this

State, approved May 12, A. D. 1899; that the answers of said applicant to the questions propounded were made under oath as the same

appear in writing in the foregoing application; that the affidavits of the witnesses who are credible citizens were made before me as the

same hereinbefore appear, and that the foregoing affidavit of Doctor C. W. Lawrence

who is a reputable practicing physician of this County, was made before me. I also certify that the said applicant

John Smith, is not an inmate of the Texas Confederate Home, nor otherwise disqualified

under the provision of Section 12, of the Confederate Pension Law. I further certify that after considering all the proceedings had before

me relative to the said application for a pension by the said John Smith I find the said

applicant is lawfully entitled to the pension provided by the Confederate Pension Law of this State, and I hereby approve said application.

Witness my hand and seal of office at

day of

Longview

A. D. 1899

this

13

(SEAL)

County Judge

Gregg

County, State of Texas.

CERTIFICATE OF COUNTY COMMISSIONERS.

THE STATE OF TEXAS,

COUNTY OF Gregg

We, the undersigned members of the Commissioners Court of

Gregg County, Texas hereby certify that the foregoing application of

John Smith

for a pension, together with the proof in support thereof, was duly submitted

by Hon. J. N. Campbell County Judge of this Gregg

County, to the Commissioners Court of this Gregg County, at a regular term thereof on the

day of August

A. D. 1899

and after a careful consideration of the same we find the said applicant is

lawfully entitled to the pension provided for by the Confederate Pension Law of this State, and we hereby approve said application.

Witness our hands and seal of office at

day of

Longview

A. D. 1899

this

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(Signatures of Commissioners.)

(SEAL)

W. H. Beadburn
C. B. Conick
W. H. Beadburn



Comptroller's Department,

State of Texas,

Austin: MAR 6 - 1908

J. W. STEPHENS, COMPTROLLER.
JOHN T. SMITH, CHIEF CLERK.

To the Military Secretary,
War Department,
Washington, D. C.

Dear Sir:

I have the honor to request the military record of
Jesse Smith who is reported to have enlisted in
 Company *I*, *18th* Regiment *Texas Infantry*
 in the service of the Confederate States army.

Purpose: The 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,

J. W. Stephens
 Comptroller.

TX

ADJUTANT GENERAL'S OFFICE

MAR 10 1351107 3 3 0
WAR DEPARTMENT

*Austin Tex
March 10 1908*

*John Smith
Co I 18 Tex Inf CSA*

*Comptroller of Texas
Mil. Recd*

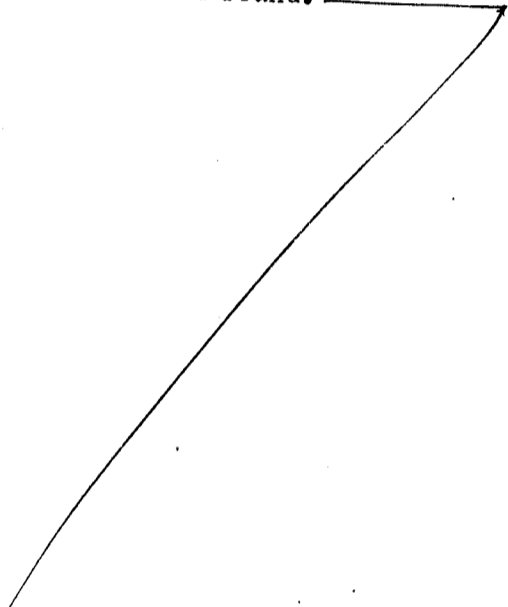
Address: "The Adjutant General,
War Department, Washington, D. C."

1351107
WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,
WASHINGTON, March 11, 1908.

Respectfully returned to the
Comptroller,
State of Texas,
Austin.

The records of this office show that one Jehu Smith, private, Company I, 18th Texas Infantry, C.S.A., was enlisted May 10, 1862. He is reported present on a muster roll of the company dated February 29, 1864, the last roll on file. No later record of him has been found.



J. M. ...
The Adjutant General.

EX PARTE

John A Smith
Applicant for Confederate Pension.

Pending in the Honorable Commissioners Court
of *Hugg* County, Texas,
before the Honorable County Judge of said County.

The Honorable County Judge of *Hugg* 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 *John A Smith*
and *J. M. Levens* who reside in the County of *Hugg* in
the State of *Texas* 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 May 12, 1899, 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 _____ and State of Texas, of which he is a bona fide resident.

John A Smith
(Applicant) Attorney for Applicant.

Direct Interrogatories to be propounded to the Witness *as*

J. M. Levens and John A Smith

- INT. 1. What is your name? Age? Present place of residence and post office address?
- INT. 2. Do you personally know, or did you at any time know *John A Smith* who is an applicant for pension under Act of May 12, 1899?
- INT. 3. How long have you known the said *John A Smith* applicant for pension and when and where did you first know him?
- INT. 4. Do you personally know that the said *John A Smith* 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 *John A Smith* 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 the Confederate navy, then state: When? Where? And how long he so served?
- INT. 6. Do you further know that *John A Smith* the said applicant for pension, is unable to support himself by labor of any sort?

CROSS INTERROGATORIES.

To be Propounded to *John A Smith and J. M. Levens*

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 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 you knew of any other soldier or sailor by the name of _____ serving in the same company or regiment in which you say the said applicant _____ 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 sailor of the same name as said John Smith applicant, serving in the same command?

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 John Smith applicant for pension, is the identical person serving as testified by you?

Cross INT. 3. If you have answered Direct Interrogatory No. 6 in the affirmative, then please state your source of knowledge or information? Is not this your answer simply based on conjecture?

Cross INT. 4. Do you know whether or not the said John Smith applicant for pension, ever deserted the service in the Confederate army or navy?

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THE STATE OF TEXAS,)

County of Hughes)

I, Thomas Lacy, 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 John Smith may be attached hereto.

Thomas Lacy
County Judge Hughes County, Texas.

John Smith
(Applicant) Attorney.....for Applicant.

In Re
Application for Confederate
Pension.

IN COMMISSIONERS COURT,
Hughes County, Texas,
Pending before County Judge of said County.

John Smith
Applicant.

INTERROGATORIES
PROPOUNDED TO

Paul Thomas
J. M. Thomas
Witnesses.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Jehu Smith

Under Act May 12, 1899, pending in County Commissioners Court of

Applicant for Confederate Pension.

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

Answers and depositions of (1) J. M. Crews

and Joel Smith

to the accompanying interrogatories (2) *and case interrogatories*
propounded to *him* in the above entitled cause taken before (3) *Judge, Gregg Co. Tex.*
in accordance with the accompanying (5) *Agreement*

To the first interrogatory the said

Witness, answers: J. M. Crews, age 75 years; residence Rusk County, Texas; Post office Kilgore, Texas.

To the second Int. the said witness answers: I do

To the third Int the said witness answers: I knew him in the army in May 1862 at Jefferson, Texas.

To the fourth Int. the said witness answers. I do

To the Fifth Int the said witness answers: Company I, 18th Inf.. Ochiltree's Regiment at Jefferson, Texas in May or June 1862

To the sixth Int the said witness answers: I don't think he is.

Cross Interrogatories

To the first cross int. the said witness answers. I was in the same Company and regiment with him. There was no other soldier by the same name in this company and regiment

To the second cross Int. the said witness answers: I am

To the third cross Int. the said witness answers: Because of his physical condition, I don't think he is.

To the fourth cross Int. the said witness answers. I don't think that he did.

To the 1st Int. the said Witness answers: Joel Smith; 73, Longview, Gregg County, Texas.

To the 2nd Int. the said Witness answers: I do

To the 3rd Int. the said Witness answers. All of his life; he is my brother

TX

Dotted lines for text entry.

L. M. Stevens

Joel Smith

Subscribed and sworn to before me, this *28th* day of *Dec* 190*7*

Polvin Lacy, Co. Judge, Hugg Co. Tex.

THE STATE OF TEXAS,)

County of *Hugg*)

Hugg Co. Tex.
Joel Smith
Smith

I, *Polvin Lacy, County Judge,*
(Here give name and official character of officer before whom taken.)

do hereby certify that *J. M. Lewis*

and *Joel Smith* are personally known to me to be credible citizens of said

County and State, and that the foregoing answers of *J. M. Lewis and Joel*

Smith

the witness *as* before named, and

whose name *as* appear signed to the foregoing deposition, were made before me,

and were sworn to and subscribed before me, by said witness (4) *respectively*

Given under my hand and official seal, this the *28th* day of *Dec* 190*7*

(L. S.)

Polvin Lacy, Co. Judge
Hugg Co. Tex.

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 the Commissioners Court

OF

Hugg County, Texas.
Before the Honorable County Judge of Said County.

EX PARTE

Joel Smith
Applicant for Confederate Pension.

DEPOSITION

OF

J. M. Lewis
Joel Smith
Witness..... for Applicant.

Filed the day

of 1

By Clerk.

Deputy.

Fee for Taking Deposition, \$

To the 4th Int. the said Witness answers: I do

To the 5th Int. the said witness answers: Company I, 18th Inft., Och-
iltree's Regiment; either in Rusk County or Jefferson, Texas in 1862..

He served from 1862 until the Surrender

To Int. 6th the said Witness answers: I do

Cross Interrogatories.

To the 1st cross Int. the said witness answers: I saw him in this
company and regiment. I did not know any other by the same name in
that company

To the 2nd cross Int. the said Witness answers: I am.

To the 3rd cross Int. the said witness answers: I see him every
week or so, and because of his physical condition.

To the 4th cross Int. the said witness answers: He did not.

- (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.

