

(12)

15304

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

*Egbert Thomas*

County

*Wheeler*

Postoffice

*Longview Texas 830X*

*6*

*AUG 21 1909*

Filed

**AUG 31 1909**

Approved

Pension allowed from

Rejected

Commissioner of Pensions

W. BOECKMANN-JONES CO. PRINTERS, AUSTIN

FORM A

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS }  
 County of Gregg }

I, Ezekiel Thomas, 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 any 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? 69 years
2. Where were you born? Forsyth Co. Ga.
3. How long have you resided in Texas? since 1870
4. In what county do you reside? Gregg

5. How long have you resided in said county and what is your postoffice address? about 40 years - Longview Texas RFD #5

6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. None 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? Georgia

9. How long did you serve? Give, if possible, the date of enlistment and discharge. from May 1862 until April 1865

10. What was the letter of your company, number or name of battalion, regiment or battery? Co. "G" 34th Ga. Regt. IX

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?

*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

*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) *E Thomas*

Sworn to and subscribed before me, this *29* day of *August*, A. D. 19 *09*

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

State of Texas, on this day personally appeared *R. B. Levy & G. B. Richardson*, who are personally known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know

*E. Thomas* the above named applicant for a pension, and that they personally know that the said

*E. Thomas* 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) *Richard B. Levy*

(Signature of Witness) *G. B. Richardson*

Sworn to and subscribed before me, this *9* day of *August*, A. D. 19 *09*

*J. H. McWaney*  
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

and true, to the best of their knowledge and belief, and that they have no interest in this claim, and said applicant's habits are good and free from dishonor. And..... further make oath to the following facts touching the applicant's service in the Confederate Army:

[Dotted lines for text entry]

(Signature of Witness) .....

(Signature of Witness) .....

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

[SEAL.]

County Judge..... County, Texas.

CERTIFICATE OF THE STATE AND COUNTY ASSESSOR

I, *J. Matt Cwings*, State and County Assessor in the County of *Gregg* State of Texas, do certify that *E. Thomas* or his wife, or his trustee, or trustee for his wife, whose name is signed to the foregoing application for a pension, under the Act of the Thirty-first Legislature, approved March 26, A. D. 1909, is charged on the land and personal property rolls of said county with estate, real, personal and mixed, at the assessed value of *\$840<sup>00</sup>/<sub>XX</sub>* dollars.

Given under my hand, this *20* day of *August*, A. D. 19 *09*

*J. Matt Cwings*  
State and County Assessor.



EX PARTE

E. Thomas

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 George Stovall and James Farmer who reside in the County of Gregg in the State of Georgia 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.

E. Thomas

(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? Ezekiel Thomas
INT. 2. Do you personally know, or did you at any time know E. Thomas who is an applicant for pension under Act of March 26, 1909?
INT. 3. How long have you known the said E. Thomas applicant for pension and when and where did you first know him?
INT. 4. Do you personally know that the said E. Thomas 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 E. Thomas 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 E. Thomas 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 George Stovall and James Farmer

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 Ezekiel Thomas serving in the same company or regiment or special service in which you say the said applicant E. Thomas 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 E. Thomas 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 E. Thomas applicant for pension, is the identical person serving as testified by you?

Cross INT. 3. Do you know whether or not the said E. Thomas 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 E. Thomas 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. H. McHaney, 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 Thomas may be attached hereto.

J. H. McHaney  
County Judge Brewer County, Texas.

Thomas  
(Applicant) Attorney for Applicant.

In Re

Application for Confederate Pension.

FOR USE OF SOLDIERS

County, Texas,

Pending before the County Judge of said County.

EX PARTE

Applicant.

INTERROGATORIES

propounded to

Witnesses.

DEPOSITION IN PENSION CLAIMS, with Caption and Certificates.

694-609-5m

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

E. Thomas

Under Act March 26, 1909, pending

Grey

Applicant for Confederate Pension.

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

Answers and depositions of (1) George Stovall and James Farmer

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

Witness, answers

G. Stovall - 71 years. Franklin Co Ga. P.O. Laveria Ga. James Farmer - 77 years old - Franklin Co Ga. Laveria Ga.

Int 2- Do you personally know or did you at any time know E. Thomas? Who is an applicant for Pension under Act of March 26-1909? Ans. Yes

Int 3- How long have you known the said E. Thomas Applicant for Pension and when and where did you first know him? All of our lives, In Franklin Co. Ga.

Int 4- Do you personally know that the said E. Thomas, Applicant for Pension enlisted in service of the Confed- eracy and performed the duties of Soldier or a Soldier? Ans. Yes.

Int 5- Do you personally know in what Com- pany and regiment the said E. Thomas, applicant enlisted and served in the Confederate Army? Ans. Yes. When? Ans. From May 12, 1862 to April 1865- Where? Ans. In the Western Army- And the time of service? Ans. About three years. In "G" 34th Ga Regiment

(TX)

Int. 6. Do you personally know that E. Thomas, Applicant for pension was commissioned as an officer directly of the Confederate States? Ans. No. He was a private.

Int 7. Do you further know that said Applicant was under the provisions of the Conscription law detailed for any kind of special service in the field or shops, Armories or of the Confederacy? Ans. No. He went in before the Conscription act. What was the nature of his service and how long did he serve? Ans. In the infantry for about three years.

To Cross Int. Witnesses answer -

We were bonded and raised near him. We enlisted with him and were with him during his entire service. We never knew of any other soldier or sailor by the name of Ezekiel Thomas serving in the same company or regiment in which Applicant served Int. 2. We are positively certain that the said E. Thomas, applicant for pension is the identical person serving as testified by us.

Cross Int. 3. Ans. Yes.

Int 3c

Cross. Int 4. Ans. We know that he did not.

Sworn to and subscribed } Geo. N. Stovall  
before me Aug 3-1909. }  
J. A. McEay sdy } W. McFarmer



Subscribed and sworn to before me, this \_\_\_\_\_ day of \_\_\_\_\_, 190\_\_\_\_\_

THE STATE OF Georgia

County of Franklin

I, J. A. McLeay Ordinary  
(Here give name and official character of officer before whom taken.)

said County do hereby certify that G. V. Stovall  
and James Farmer are personally known to me to be credible citizens of said  
County and State, and that the foregoing answers of G. V. Stovall and  
James Farmer the witness before named, and

whose name appear 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 3 day of Aug, 1909  
(L. S.) J. A. McLeay  
Ordinary

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 County Judge of said County.

EX PARTE

Applicant for Confederate Pension

DEPOSITION  
OF

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

Filed \_\_\_\_\_ day  
of \_\_\_\_\_ 190\_\_\_\_\_  
Clerk.  
By \_\_\_\_\_ Deputy.

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

*[Faint, illegible handwritten text covering the majority of the page]*

- (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.



VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

789,709,271



E. A. HOLMES, Commissioner

OFFICE OF  
**Commissioner of Pensions**  
 State of Texas  
 Austin AUG 26 1908

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

Dear Sir:

I have the honor to request the military record  
 of Ezekiel Thomas who is reported to have enlisted in  
 Company G, 34<sup>th</sup> Regiment, Georgia Infantry  
 in the service of the Confederate States Army.

Purpose: The widow of 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,

Commissioner of Pensions.

TX

AUG 30

1560452

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

**WAR DEPARTMENT,**  
1560452

**THE ADJUTANT GENERAL'S OFFICE,**

WASHINGTON, August 31, 1909.


*Respectfully returned to the*

Commissioner of Pensions,  
State of Texas,  
Austin.

The Confederate records show that Ezekeiel Thomas, private, Company C, 34th Georgia Infantry, Confederate States Army, enlisted May 12, 1862, for the war.

Union records show that Ezekeiel Thomas, private, Company G, said regiment, was captured July 4, 1863, at Vicksburg, Mississippi, and was paroled at the same place July 8, 1863. No later record of him has been found.

(A. G. O. 72-1)

  
The Adjutant General.