

14
11765
Endorsements Hereon for Comptroller's Use Exclusively.

FORM No. 1—AMENDED.

OCTOBER 1, 1902.

Confederate Pension Application.

Name of Applicant.

Henry M. Barnhart

Hudson County,

Post Office Malapoff

Comptroller's File No. 11765

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 31 day of March
A. D. 1906

E. A. Polues

Chief Pension Clerk.

I hereby approve the within application for pension, this 31 day of

March A. D. 1906

J. W. Stephens
Comptroller

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

VON BOECKMANN-JONES COMPANY, PRINTERS, AUSTIN, TEXAS.

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

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 other blank but this.

THE STATE OF TEXAS, }

COUNTY OF Henderson

To the Honorable County Judge of Henderson County, Texas.

Your petitioner, Henry M. Barnhart respectfully represents that he is a resident citizen of Henderson 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 Henry M. Barnhart
- Q. What is your age? Answer 86 years old
- Q. In what County do you reside? Answer Henderson
- Q. How long have you resided in said County and what is your post office address? Answer 18 months
Malakoff, Texas, P.O. #1
- 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 Notable to engage in one
- Q. What is your physical condition? Answer Very feeble
- 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 infirmity of 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 4 years
Enlisted in 1862 served till close of war
- Q. What was the name or letter of your company and name or number of your regiment? Answer Co. H. Whitfield's Legion, Ross' Brigade
- Q. State whether you served in the infantry, artillery, cavalry, or the navy. Answer Cavalry
- 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 None
- 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 No real property
own one team & wagon value \$750.00

TX

- 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 estate has your wife in her own right, real and personal, and what is its value? Answer Wife dead
- 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
- Q. If you originally enlisted in the Confederate service from the State of Texas, were you at the date of the passage of this act a bona fide resident citizen of the State of Texas? Answer Yes

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) H. M. Barnhart

Sworn to and subscribed before me this 9th day of January A. D. 1906

(SEAL)

County Judge Henderson County, Texas.

+ AFFIDAVIT OF WITNESSES.

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

THE STATE OF TEXAS,

COUNTY OF Henderson Before me M. B. Blades

County Judge of Henderson County, State of Texas, on this day personally appeared G. R. Pierce and R. N. Quinn

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

(Signature of Witness) G. R. Pierce

(Signature of Witness) R. N. Quinn

Sworn to and subscribed before me this 9 day of January A. D. 1906

(SEAL)

County Judge Henderson County, Texas.

AFFIDAVIT OF PHYSICIAN.

THE STATE OF TEXAS,

COUNTY OF

Henderson

Before me

J. B. Blades

County Judge of

Henderson

County, State of Texas, on this day personally appeared

....., 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 *Henry M. Barnhart* 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 Facial Eczema & he says that it also comes out occasionally legs & body*

(Signature of Physician)

Percy Larkin M.D.

Sworn to and subscribed before me this

10

day of

June

A. D. *1906*

(SEAL)

J. B. Blades

County Judge

Henderson

County, State of Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF

Henderson

I,

J. B. Blades

County Judge of

Henderson

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

day of

June

A. D. *1906*

, before me came on to be heard the application

of *Henry M. Barnhart* 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 *Percy Larkin*

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

Henry M. Barnhart 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 *Henry M. Barnhart*

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

Athens

this

15

day of

July

A. D.

1906

(SEAL)

J. B. Blades

County Judge

Henderson

County, State of Texas.

CERTIFICATE OF COUNTY COMMISSIONERS.

THE STATE OF TEXAS,

COUNTY OF

Henderson

We, the undersigned members of the Commissioners Court of

County, Texas, hereby certify that the foregoing application of

Henry M. Barnhart for a pension, together with the proof in support thereof, was duly submitted

by Hon.

J. B. Blades

County Judge of this

Henderson

County, to the Commissioners of this

Henderson

County, at a regular term thereof on the

15

day of

July

A. D.

1906

, 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

Athens

this

15

day of

July

A. D.

1906

(SEAL)

(Signature of Commissioners)

W. S. Baker
E. J. Merhan
Geo T Davidson
J. P. Weesner

TX

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Henry M. Barnhart

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

Henderson

Applicant for Confederate Pension.

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

Answers and depositions of (1)

H. G. Haynes

to the accompanying interrogatories (2) and Cross Interrogatories
propounded to him in the above entitled cause taken before (3)

In accordance with the accompanying (5)

a greenleaf
Henry G. Haynes

To the first interrogatory the said

Witness, answers:

My name is Henry G. Haynes, am 70^{yr}
years old. My present place of residence and P. O.
Address is Mt. Vernon, Texas

To the 1st Interrogatory the witness answers
I personally knew Henry M. Barnhart Appli-
cant for pension.

To the 3rd Interrogatory the witness answers
I first knew said Henry M. Barnhart in 1862
in North Arkansas while he was in the Service
of the Confederacy.

To the 4th Interrogatory the witness answers
I personally knew that the said Henry M.
Barnhart served in the Confederate Army
and performed the duties of a Soldier.

To the 5th Interrogatory the witness answers
My impression is that said Henry M. Barnhart
was Capt. of Company I Whitefield's Legion after-
wards Whitefield's Brigade and at the close of the
war known as Ford's Brigade. As my memory
serves me he served throughout the war.

To the 6th Interrogatory the witness answers. (TX)
I consider that said Henry M. Barnhart
is unable to support himself by labor of any
sort, considering his age which is 80 years or more.

To the 1st Cross Interrogatory the witness answers
 I know that said Henry M. Barnhart served in the
 Confederacy, because of the fact that I served with
 him. I knew of no other Soldiers by the name of
 Henry M. Barnhart serving in the same Comp-
 any or regiment.

To the 2^d Cross Interrogatory the witness answers
 He is the identical person serving as testified by
 me.

To Cross Interrogatory 3^d the witness answers
 I knew of my own personal knowledge. My
 answer is not based on conjecture.

To Cross Interrogatory 4th the witness answers
 If he ever did I never knew it.

H. G. Haynes
Subscribed and sworn to before me, this *19* day of *Feb*, 190*6*
Justice of the Peace & Ex-officio
Notary Public Franklin C. Lewis

THE STATE OF TEXAS,
County of *Franklin*
Notary Public of Franklin County Texas do hereby certify that *H. G. Haynes*
and *H. G. Haynes* are personally known to me to be credible citizens of said
County and State, and that the foregoing answers of *H. G. Haynes*

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) *H. G. Haynes*
Given under my hand and official seal, this the *19* day of *Feb*, 190*6*

(L. S.)

Justice of the Peace & Ex-officio
Notary Public in and for Franklin
County Texas

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

Henderson County, Texas.

Before the Honorable County Judge of Said County.

EX PARTE

Henry M. Barnhart

Applicant for Confederate Pension.

DEPOSITION

OF

H. G. Haynes

Witness for Applicant.

Filed the

*15*th day

of

Feb
W. E. Carroll Clerk.

By

Deputy.

Fee for Taking Deposition, \$



- (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.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Henry M. Barnhart

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

Henderson

Applicant for Confederate Pension.

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

Answers and depositions of (1).

J. J. Smith

to the accompanying interrogatories (2)

provided to

in the above entitled cause taken before (3)

in accordance with the accompanying (5)

To the first interrogatory the said

Witness, answers:

My name is J. J. Smith, Am 72 years of age. My present place of resid is Franklin County, and my Post Office Address is Mt Vernon Texas.

To the 2^d interrogatory the witness answers personally know Henry M. Barnhart Applicant for pension.

To the 3^d interrogatory the witness answers, I knew said Henry M. Barnhart before and during the Civil war. I first knew him in 1859 at his home in Lites County Texas.

To the 4th interrogatory the witness answers, personally know that said Henry M. Barnhart enlisted in the service of the Confederacy and performed the duties of a Soldier.

To the 5th interrogatory the witness answers, personally know that said Henry M. Barnhart Enlisted in Company I, Whitfields -

TX

Legion but do not remember the regiment. He -
 Enlisted in Titus County Texas in 1861. He served -
 until the close of the war.

To the 6th interrogatory the witness answers.
 When I saw him last which was in 1904 he
 was not then able to support him self by labor of
 any sort.

To the 1st Cross interrogatory the witness answers.
 I served in the same Command with said
 Henry M. Barnhart during and until the close of
 the war. I did not know of any other soldier by the
 name of Henry M. Barnhart serving in the same
 Company.

To the 2^d Cross interrogatory the witness answers.
 I am positively certain that said Henry M.
 Barnhart Applicant for Pension is the identical
 person serving as testified about.

To the 3^d Cross interrogatory the witness answers.
 Said Henry M. Barnhart Applicant for Pension
 is some where about 85 years of age and is not
 able to support himself by labor of any sort. My
 answer is not based simply on conjecture.

To the 4th Cross interrogatory the witness answers.
 The said Henry M. Barnhart never deserted the
 service in the Confederate Army.

Subscribed and sworn to before me, this 18th day of January 1906

J. J. Smith
Justice of the Peace
Notary Public
Franklin County, Texas

THE STATE OF TEXAS,

County of *Franklin*
Notary Public

Justice of the Peace
Notary Public
Franklin County, Texas

do hereby certify that *J. J. Smith*
 and *J. J. Smith* are personally known to me to be credible citizens of said
 County and State, and that the foregoing answers of *J. J. Smith*

whose name appear signed to the foregoing deposition, were made before me,
 and were sworn to and subscribed before me, by said witness (4) *J. J. Smith*

Given under my hand and official seal this the 18th day of January 1906

(L. S.)

Justice of the Peace
Notary Public
Franklin County, Texas

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

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

EX PARTE

Henry M. Barnhart
 Applicant for Confederate Pension.

DEPOSITION

OF

J. J. Smith

Witness for Applicant.

Filed the day

of 1

Clerk.

Deputy.

Fee for Taking Deposition, \$



- (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.

EX PARTE

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

Henry M. Barnhart
Applicant for Confederate Pension.

The Honorable County Judge of Henderson 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 J. J. Smith
and H. G. Haynes who reside in the County of Franklin 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.

H. M. Barnhart
(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witnesses.

J. J. Smith and H. G. Haynes

- INT. 1. What is your name? Age? Present place of residence and postoffice address? Henry M. Barnhart
- INT. 2. Do you personally know, or did you at any time know Henry M. Barnhart who
is an applicant for pension under Act of May 12, 1899?
- INT. 3. How long have you known the said Henry M. Barnhart applicant for pension,
and when and where did you first know him?
- INT. 4. Do you personally know that the said Henry M. Barnhart 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 Henry M. Barnhart
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 Henry M. Barnhart the said
applicant for pension, is unable to support himself by labor of any sort?

CROSS INTERROGATORIES.

To be Propounded to

J. J. Smith and H. G. Haynes

TX

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 time you knew of any other soldier
or sailor by the name of Henry M. Barnhart serving in the same company
or regiment in which you say the said applicant Henry M. Barnhart 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 Henry M. Barnhart 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 Henry M. Barnhart 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 Henry M. Barnhart applicant
for pension, ever deserted the service in the Confederate army or navy?

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THE STATE OF TEXAS, }

County of Henderson

I, J. M. Blades 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..... may be attached hereto.

J. M. Blades
County Judge Henderson County, Texas.

H. M. Barnhart
(Applicant) Attorney..... for Applicant.

In Re
Application for Confederate
Pension.

IN COMMISSIONERS COURT,

Henderson County, Texas,

Pending before County Judge of said County.

Ex Parte

Henry M. Barnhart
Applicant.

INTERROGATORIES

PROPOUNDED TO

Witnesses.



Comptroller's Department

State of Texas

Austin

March 30 1906

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

To the Military Secretary,

War Department,

Washington, D. C.

Dear Sir:

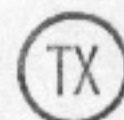
I have the honor to request the military record of

Henry M. Barnhart who is reported to have enlisted in
Company *I*, *27th* Regiment *Texas Cavalry*
in the service of the Confederate States army. (*Whitfield's*)

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



MILITARY SECRETARY'S OFFICE

APR 3 1116488 1906
WAR DEPARTMENT

*Austin, Tex.
Mar. 30/06*

*Henry M. Barnhart,
I, 27 Tex. Cav.
(Whitfield's) Col.*

Comptroller.

For mily record

Balance named

Address: "The Military Secretary,
War Department, Washington, D. C."

1116488
WAR DEPARTMENT,

THE MILITARY SECRETARY'S OFFICE,
WASHINGTON. April 4, 1906.

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

The records show that Henry M. Barnhart (also borne as Barnheart) enlisted March 1, 1861, in Company I, Whitfield's (27th) Texas Cavalry, C. S. A.; that he was commissioned April 15, 1862, as captain of Company N, same regiment, and that he was discharged, by acceptance of resignation, to take effect August 5, 1863. No later record of him has been found.

F. H. Chinnorth
The Military Secretary.

(M.S.O. 72-1)

Received, M.S.O. APR 2 1906