

17808

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 Carter

D. E. Carter

Harrison County

Postoffice Athens

Filed Nov. 20, 1909.

FEB 28 1910

Approved

Pension allowed from

Rejected

Commissioner of Pensions.

*D. F. Rely*  
*(To) Carter*

## FORM A

For use of Soldiers, who are in indigent circumstances

THE STATE OF TEXAS }

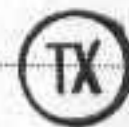
County of Henderson }

I, D. E. Carter, 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 I went from Tyler, Texas to my home in Vauquadt Co on furlow in April 1865. I had measles, my command was disbanded before my furlow expired  
(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? 64 years
2. Where were you born? In Lishings Co. Mississippi
3. How long have you resided in Texas? 58 years
4. In what county do you reside? Henderson
5. How long have you resided in said county and what is your postoffice address? 17 years.  
address is Athens, Rd 45
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? farming
8. In what State was the command in which you served organized? Texas
9. How long did you serve? Give, if possible, the date of enlistment and discharge. 12 Months
10. What was the letter of your company, number or name of battalion, regiment or battery? Company B  
33rd Texas Cavalry
11. If transferred from one command to another, give time of transfer, name of command and time of service.
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? 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)

D. E. Carter

Sworn to and subscribed before me, this 8 day of July, A. D. 1909

[SEAL.]

John S. Pruice  
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 John S. Pruice, County Judge of Henderson County,

State of Texas, on this day personally appeared W. A. Sides & Wm Murphy, who are personally

known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know D. E.

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

Carter 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)

W. A. Sides

(Signature of Witness)

Wm. Murphy

Sworn to and subscribed before me, this 16 day of July, A. D. 1909

[SEAL.]

John S. Pruice  
County Judge Henderson County, Texas.

### 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

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)

D. E. Carter

Sworn to and subscribed before me, this 8 day of July, A. D. 1909

[SEAL.]

John S. Pruice  
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Carter 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)

W. A. Sides

(Signature of Witness)

Wm. Murphy

Sworn to and subscribed before me, this 16 day of July, A. D. 1909

[SEAL.]

John S. Pruice  
County Judge Henderson County, Texas.

### 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 I further make oath to the following facts touching the applicant's service in the Confederate Army:

I. W. A. Sides, was in the same "Mess" with applicant, and of course, know him to have served as stated

(Signature of Witness)

W. A. Sides

(Signature of Witness)

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

County Judge \_\_\_\_\_ County, Texas.

[SEAL.]

# CERTIFICATE OF THE STATE AND COUNTY ASSESSOR

I, W. H. Davis, State and County Assessor in the County of Henderson,

State of Texas, do certify that D. E. Carter 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 740 dollars.

Given under my hand, this 19 day of Nov, A. D. 1909

State and County Assessor.





## EX PARTE

D.E. Carter

Applicant for Confederate Pension.

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

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 D.L. Riley and \_\_\_\_\_ who reside in the County of Van Zandt 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 of her 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 \_\_\_\_\_ and State of Texas, of which she is a bona fide resident.

D.E. Carter  
 (Applicant) Attorney for Applicant.

## Direct Interrogatories to be Propounded to the Witness.....

D.L. Riley, Canton, Texas.

- 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 D.E. Carter who is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long had you known the said D.E. Carter and when and where did you first know him?
- INT. 4. Do you personally know that the said D.E. Carter 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 D.E. Carter 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 personally know that D.E. Carter 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 D.E. Carter 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 D.L. Riley, of Canton, Texas.

CROSS INTERROGATORY 1. If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said D.E. Carter 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 D.E. Carter 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 D.E. Carter serving in the same company or regiment, or special service in which you say the said D.E. Carter enlisted, if you have stated that said D.E. Carter enlisted and served in the navy of the Confederacy, then state whether or

TX



not you know any other soldier or sailor of the same name as said D.E. Carter applicant serving in the same command, or the special service to which he was assigned?

Q If you say that you so know other soldiers or sailors of the same name of D.E. Carter 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 \_\_\_\_\_ D.E. Carter  
is the identical person serving as testified by you?

Cross Int. 3. Do you know whether or not the said D.E. Carter  
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 D.E. Carter  
deserted his command, or voluntarily abandoned his post of duty or the service during said war?

THE STATE OF TEXAS,

County of ..... Henderson

I, John S. Prince, 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.

County Judge Henderson. County, Texas.

(Applicant) Attorney.....for Applicant.

*In Re*

# Application for Confederation

## Pension.

FOR USE OF SOLDIERS OR WIDOWS

Henderson County, Texas

Pending before the County Judge of said County

EX PARTE

Applicant: \_\_\_\_\_

INTERROGATORIES

propounded to

### Witnesses



DEPOSITION IN PENSION CLAIMS, with Caption and Certificate.

828-709-2m

## EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Under Act March 26, 1909, pending

D.E. Carter

Henderson

Applicant for Confederate Pension.

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

Answers and depositions of (1) D.L. Riley

to the accompanying interrogations (2) and cross interrogatories

propounded to him in the above entitled cause taken before (3) C. Stanford Notary Public in and for  
Van Zandt County, Texas  
in accordance with the accompanying (7) agreement

To the first interrogatory the said D.L. Riley

Witness, answers D. L. Riley, 63 yrs of age. Residence and Post  
Office, Canton Texas

To the 2nd Int. he Ans: yes I personally know D. E. (Ed) Carter

To 3d Int. he Ans: I know D. E. Carter in Van Zandt County  
Texas some years previous to his enlistment in the year  
1864, and have known him since that time.

To 4th Int. he Ans: Yes.

To 5th Int. he Ans: Yes. In company B. 33. Texas Cavalry.  
in Van Zandt County Tex. in the Spring of 1864. He served  
until the close of the war.

To 6th Int. he Ans: He served as private.

To 7th Int. he Ans: I do not know.

ANSERS OF THE WITNESS, D.L. RILEY, TO CROSS INTERROGATORIES.

(TX)

To First Cross-Int. he Ans: He and I enlisted at same time. Served  
in same company and Regiment, were disbanded at close  
of war, and came home together. I know of no other De CarterTo 2nd Cross-Int. he Ans: If it is the person described above,  
and now reside in Henderson County Tex. I am positively  
certain he is the person named.

To 3d Cross-Int. he Ans: Yes.

To 4th Cross-Int. he Ans: I have no such knowledge



*D. L. Riley*

Subscribed and sworn to before me, this *the 3<sup>rd</sup>* day of *November*, 190*9*

*C. L. Stanford, Notary Public*  
*in & for Van Zandt County Texas*

THE STATE OF *Texas*  
County of *Van Zandt*  
*in & for Van Zandt County Texas*, do hereby certify that

I, *C. L. Stanford, Notary Public*  
(Here give name and official character of officer before whom taken.)  
*D. L. Riley*

and *he* are personally known to me to be credible citizens of said  
*D. L. Riley*  
County and State, and that the foregoing answers of

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) *D. L. Riley*

Given under my hand and official seal, this the *3<sup>rd</sup>* day of *November*, 190*9*

(L. S.)

*C. L. Stanford, Notary Public*  
*in & for Van Zandt 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. ....

*Henderson* County, Texas.  
are the Honorable County Judge of said County.

EX PARTE

*D. L. Riley*

Applicant for Confederate Pension

DEPOSITION

OF

*D. L. Riley*

*Witness*

Witness for Applicant

Filed day

of 190

Clerk.

By Deputy.

Fee for Taking Deposition, \$



TX

- (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.





E. A. BOLMES, Commissioner

OFFICE OF  
Commissioner of Pensions  
State of Texas  
Austin

FEB 17 1910

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

Dear Sir:

I have the honor to request the military record  
of D. E. Carter who is reported to have enlisted in  
Company B, Regiment 33d Texas Cavalry  
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,

E. A. Bolmes

Commissioner of Pensions.





ADJUTANT GENERAL'S OFFICE

1620755

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

WAR DEPARTMENT,

1620755

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, February 16, 1910.

*Respectfully returned to the*

Commissioner of Pensions,  
State of Texas,  
Austin.

The name D. E. Carter has not been found on the rolls, on file in this office (none subsequent to April, 1863), of Company B, 33d Texas Cavalry, Confederate States Army, nor has any record been found of the capture or parole of a man of this name and organization.

A regimental return for August, 1864, shows D. E. Carter, private of above-mentioned company and regiment, enlisted June 30, 1864, and joined regiment August 17, 1864. Nothing further relative to him has been found of record.



The Adjutant General.



## APPLICATION FOR MORTUARY WARRANT

STATE OF TEXAS,

County of Henderson } I, Mrs Margaret Carter  
do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of  
the late D. E. Carter, who was a pensioner of the  
State of Texas, and whose file number is 17808 and whose original county is Henderson

The said pensioner D. E. Carter, died on the  
24 day of June, 1921, in the town of COUNTRY  
County of Henderson, Texas

The pensioner died in the home of D. E. Carter - his own home  
who was related to the pensioner as \_\_\_\_\_

That the warrant, which application is hereby made for, shall be applied to paying all or part of the ex-  
penses incurred by the said pensioner D. E. Carter

I further certify that the warrant for the current quarter has not been cashed by the pensioner, to the  
best of my knowledge and belief.

I am related to the pensioner as (Friend) Wife Mrs Margaret Carter  
and that my home is in the town of COUNTRY, Athens, County of Henderson  
State of Texas, that my postoffice address is Athens, Texas P. O. #5

Signed Mrs Margaret Carter

Before me Jac A. Johnson in and for the County  
of Henderson, State of Texas, personally appeared Margaret Carter  
who being by me duly sworn did certify to, and sign the foregoing statement.

(Seal of Office)

Jac A. Johnson  
in and for Henderson, Texas.

## CERTIFICATE OF UNDERTAKER.

I, J. R. Lehr, do certify that I am undertaker in the  
town of Athens, County of Henderson, State of Texas  
that I had charge of the body of D. E. Carter who died in the  
town of Athens Route 5, County of Henderson, State of Texas  
on the 24 day of June, 1921. That said body was prepared for burial by me  
on the 24 day of June, 1921. That said body was buried in the  
Mendell Camp Cemetery, which is located in the County of Henderson  
State of Texas, and that I am of the opinion that warrant herein applied for should be  
issued to the said Mrs Margaret Carter, who makes the  
foregoing application.

Signed J. R. Lehr

Undertaker.

## CERTIFICATE OF PHYSICIAN.

I, F. V. Bryant, do certify that I am a practicing  
physician, and that I attended D. E. Carter in his last illness, and  
am of the opinion that his ailments were Cancer of the Liver

(IX)

I further certify that I am of the opinion that the Mortuary Warrant above requested should be issued  
in the name of the aforementioned applicant, in accordance with Act passed by the Thirty-fifth Legislature,  
and approved March 2, 1917.

Signed F. V. Bryant M.D. Physician.

Physician's Address Martins Miller

17808 Henderson.







## MORTUARY WARRANT ACCOUNT

STATE OF TEXAS

Athens

Texas,

June

24

1921

To

E. A. Carroll

Dr.

WRITE ADDRESS PLAINLY

Athens

Texas

Account of Death of Pensioner No. 17808, County Henderson

Pensioner's Name in full David Edmund Carter

Account must be itemized, but Mortuary Warrant will not be issued for more than Thirty Dollars.

1 Casket	85.00
1 Robe	15.00
	<u>\$100.00</u>



The above account for

One Hundred and 00.00

Dollars

is just, due and unpaid.

Sworn to and subscribed before me this

19

day of

July

1921

Co. Judge

Notary Public,

Henderson

County,

Texas