

21783 -

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.

Benjamin L. Gray

Henderson County.

Postoffice *Eustace, Texas*

Filed *Feb 29th 1913*

Approved *Sept. 1, 1913*

Pension allowed from *Dec. 1, 1913*

Rejected *Geo. W. Kyles*

Commissioner of Pensions

Commissioner of Pensions.

E. L. Steck, Printing, Bookbinding, Austin

*Rec - to above n-o-12
May - 8-13 Ant.*

FORM A

For Use of Soldiers who are in Indigent Circumstances

THE STATE OF TEXAS,
COUNTY OF Henderson

I, Benjamin F. Gray, 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

Was dismissed from Hospital at Marshall, Tex
to join Command about the 6 or 7 of May, 1865, but
Command being disbanded I did not rejoin it
(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 a 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? 65
2. Where were you born? Near Florence, Alabama
3. How long have you resided in Texas? 5 1/2 years
4. In what county do you reside? Henderson
5. How long have you resided in said county and what is your postoffice address? Since Dec/91
Post office address is Ennis, Texas
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where Have not heretofore applied
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 11 mo. Can not give
10. What was the letter of your company, number or name of battalion, regiment or battery? 14th Texas Artillery (TX)
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 ~~under~~ for any special service and was not conscripted

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)

Benjamin F. Gray

Sworn to and subscribed before me, this *20* day of *Jan*, A. D. 19*13*

C. D. Owen

[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, *C. D. Owen*, County Judge of *Henderson* County, State of Texas, on this day personally appeared *D. E. Carter*, who ^{is} personally known to me to be a credible citizen, who being by me duly sworn, on oath state that ^{he} they personally know *Benj. F. Gray* the above named applicant for a pension, and that they personally know that the said *Benj. F. Gray* has been a bona fide resident citizen of the State of Texas since prior to January 1, A. D. 1880, and that ^{he has} they have no interest in this claim.

(Signature of Witness)

D. E. Carter

(Signature of Witness)

Sworn to and subscribed before me, this *28* day of *Jan*, A. D. 19*13*

C. D. Owen

[SEAL.]

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 *Henderson* }

Before me, *C. D. Owen*, County Judge of *Henderson* County, State of Texas, on this day personally appeared *D. E. Carter* who ^{is} are personally known to me to be a credible citizen, who, being by me sworn, on oath state that ^{he is} they are personally acquainted with the foregoing applicant, and that the facts set forth and statements made in his application are cor-

rect and true, to the best of their ^{his} knowledge and belief, and that ^{he has} 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: (State fully your source of knowledge.)

The applicant and I belonged to the same regiment, Col. Duff's regiment. I belonged to the 33d Texas Cavalry and applicant belonged to the 14th Texas Artillery. I saw applicant often during our service of something like a year. Applicant and I lived in the same neighborhood in Gonzales Co, Texas and volunteered about the same time and we returned home about the same time. I have known applicant from his boyhood. Applicant served honorably and never deserted the cause.

(Signature of Witness) D. E. Boster

(Signature of Witness) _____

Sworn to and subscribed before me, this 29 day of Jan'y, A. D. 1913

C. D. Owen

[SEAL.]

County Judge Hudson County, Texas.

Certificate of the State and County Assessor

I, D. F. Henry, State and County Assessor in the County of Hudson State of Texas, do certify that B. F. Gray 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 Three Hundred Sixty dollars

Given under my hand, this 20 day of July, A. D. 1913 (TX)

D. F. Henry

State and County Assessor.

D. L. Riley

Subscribed and sworn to before me, this 12 day of Feb., 1913.

C. L. Stanford, County Judge Van Zandt Co. Tex.

THE STATE OF Texas

County of Van Zandt

I, *C. L. Stanford, County Judge*
(Here give name and official character of officer before whom taken)

J. Van Zandt County Texas do hereby certify that *D. L. Riley*
and *is* are personally known to me to be credible citizens of said
County and State, and that the foregoing answers of *D. L. Riley*

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 12th day of February, 1913.
(L. S.) *C. L. Stanford, County Judge*
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, and Notary Public, or any Commissioner of Deeds of Texas.

File No. _____

In Worthen County, Texas.

Before the Honorable Judge of Said County.

EX PARTE

Benjamin F. May
Applicant for Pension

DEPOSITION
OF

D. L. Riley

Carleton Davis

Witness for Applicant.

Filed _____ day _____

of _____, 1913

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.

EX-PARTE

Pending in Henderson County,

Texas, before the Honorable County Judge of said County

Benjamin F. Gray

Applicant for Confederate Pension.

The Honorable County Judge of Vanzandt 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 Vanzandt who reside^s in the County of Vanzandt 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 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 Henderson and State of Texas, of which he is a bona fide resident.

B. F. Gray
(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness ____.

D.L. Riley

- 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 Benjamin F. Gray who is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long had you known the said Benjamin F. Gray and when and where did you first know him?
- INT. 4. Do you personally know that the said Benjamin F. Gray 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 Benjamin F. Gray 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 Benjamin F. Gray 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 Benjamin F. Gray 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.

TX

To be Propounded to D.L. Riley

CROSS INTERROGATORY 1. If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said Benjamin F. Gray 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 Benjamin F. Gray 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 Benjamin F. Gray serving in the same company or regiment, or special service in which you say the said Benjamin F. Gray enlisted, if you have stated that said Benjamin F. Gray 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 Benjamin F. Gray
applicant serving in the same command, or the special service to which he was assigned?

If you say that you so know other soldiers or sailors of the same name of Benjamin F. Gray
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 Benjamin F. Gray
is the identical person serving as testified by you?

CROSS INT. 3. Do you know whether or not the said Benjamin F. Gray
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 Benjamin F. Gray
deserted his command, or voluntarily abandoned his post of duty or the service during said war?

THE STATE OF TEXAS,
County of Henderson

I, C. D. Owen, 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.

C. D. Owen
County Judge Henderson County, Texas.

B. F. Gray
(Applicant) ~~Attorney~~ for Appellant.

In Re
**Application for Confederate
Pension.**

FOR USE OF SOLDIERS OR WIDOWS.

Henderson County, Texas.

Pending before the County Judge of said County.

EX PARTE

Benjamin F. Gray
Applicant.

INTERROGATORIES
propounded to

D. L. Riley

Witnesses.

EX PARTE

Benjamin F. Gray

IN RE APPLICANT for CONFEDERATE PENSION

Under Act March 26, 1909, pending in
Henderson

Applicant for Confederate Pension.

County, Texas, before the Honorable County Judge
of said County.Answers and depositions of (1) D.L. Riley, Canton, Texas.to the accompanying interrogations (2) and cross-interrogatoriespropounded to him in the above entitled cause taken before (3)in accordance with the accompanying (7) agreementTo the first interrogatory the said D.L. RileyWitness, answers D.L. Riley. 66 yrs old Residence and Postoffice
Canton, Van Zandt Co TexasTo 2nd Int. Witness ans. I personally know Benj F Gray.To 3d. Int. Witness Ans. I have known Benj F Gray fifty years,
in Van Zandt County TexasTo 4th. Int. Witness Ans. I personally know that Benj F Gray enlisted
in the Confederate Service, and performed the duties of a SoldierTo 5th. Int. Witness Ans. Benj F Gray enlisted, and served in
in Deshields Battery which was attached to 33rd Texas Cavalry
I personally know that he served in said Battery from the
Summer of 1864 to Close of the War. In Texas, Indian Territory
Tong and Arkansas.To the 6th. Int. Witness Ans. I do not know.To 7th. Int. Witness Ans: I do not know.

Cross-Interrogatories.

To 1st. Cross-Int. Witness Ans: Benj F Gray, ^{and I} enlisted in Confederate Service
at same time. He in the Artillery and me in Cavalry. We were
frequently together during time we were in the Service.
I know of no other Benj F. Gray.To 2nd. Cross-Int. Witness Ans: I am positively certain that
Benj F Gray is the identical serving as testified.To 3d. Cross-Int. Witness Ans: Yes. Benj F Gray served honorably
from date of enlistment until Close of War. (TX)To 4th. Cross-Int. Witness Ans: If Benj F Gray ever abandoned
his duty Soldier or deserted his duty, I never ^{heard} of it.
In fact, I am sure he was a faithful Soldier during
his time of enlistment.

Estelita Texas

May 14 / 1913

Mr R. A. Buford Commissioner of
Pensions Dear Sir

I don't know whether I understand
you or not but if a soldier
had to be pensioned at the close
of the war for his name to go
to Washington my name is not
there is this not with my comrades.

When the war closed I was in
the Hospital at Marshall Texas
sick I was carried there a Bout
month the 1st and never saw
the Command any more and
on the 9th of May the Doctor
in charge gave me a discharge
to go to my Command he said
that as he could do for me

I did not see whether I had
any pensioned at that time
but when I did have it
was the 14th Texas Artillery
and George, R. Parkie's Captain
of the 1st Regiment don't no
whether that was the number
of Regiment or not

I found the army at Bonham
in Tarrant County Texas in June
1864 don't remember how my
name went on the roll there
whether Benjamin O. Gray or
B. O. Gray as I surely don't
know before I was carried to
the Hospital there was a change
made with the artillery and
Fifth Regiment there was
Battalion but to get there

and made a Battalion
one was called Pashie's
artillery and the other

Staple's Before they was put
together I don't know what
they was called after that
new I don't know whether

this will explain any thing
to you or not that you wanted
to me if not if you will write
me I will try it again
Please let me

hear from you
again soon

Respectfully
Ben. H. Gray

Eustace Texas

June 21 / 13

Mr R. A. Buford

Commissioner of Pensions

Dear Sir in Regard to my
application for a Pension I

Received some Papers from
you that you wanted some
Explanations over a month ago
I did the Best I could and
Havent Heard from you since
if I am or am not intitle
to a Pension Please let me
know

Ben. F. Gray (TX)



R. A. BUFORD, Commissioner

OFFICE OF

Commissioner of Pensions

State of Texas

Austin

30-1112-1m

To the Adjutant General,

War Department,

Washington, D. C.

Dear Sir:

I have the honor to request the military record
of Benj. F. Gray who is reported to have enlisted in
Company _____, Regiment 14th Texas Artillery
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,

R. A. Buford (TX)
Commissioner of Pensions.

RECEIVED A.B.O. MAR 5 1913

21783

ADJUTANT GENERAL'S OFFICE

MAR - 5 2015440 1913
WAR DEPARTMENT.

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

2015440 WASHINGTON, March 6, 1913.

Respectfully returned to the

Commissioner of Pensions,
State of Texas,
Austin.

The name Benjamin F. Gray has not been found on the rolls, on file in this office, of the 14th Texas Field Battery, Confederate States Army, and no record has been found of the capture or parole of a man of said name and organization.

Geo Andrews

The Adjutant General.

Please explain the above record and return same to this office as we will be glad to pass on your application.

*Very truly
A. A. Buford*

(A. G. O. 74)

W. T. BISHOP, President

J. H. JORDAN, Secretary

E. M. JOHNSON, Manager

JOHNSON'S FUNERAL PARLOR

SUCCESSORS TO

ROBISON UNDERTAKING COMPANY

FUNERAL DIRECTORS EMBALMERS

SAN ANGELO, TEXAS

W. T. BISHOP
C. R. HALLMARK
J. H. JORDAN
E. M. JOHNSON
S. S. KISTLER

I William O. Deaton do hereby certify that I am an
Undertaker residing in San Angelo County of
Tom Green and that on the 21st 1926

I attended the Burial of B. F. Gray.

He was buried in Mereta Cemetery in or near Mereta
in the County of Tom Green State of Texas on the
21st day of March 1926.

William O. Deaton UNDERTAKER.

(SEAL)

(For Johnson's Funeral Parlor.)



APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of Tom Green } I, M. E. Burns
do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of
the late B. F. Gray, who was a pensioner of the

State of Texas, and whose file number was 21783 and whose original county was Henderson

The said pensioner B. F. Gray died on the
20 day of March, 1926, in the town of Altus

County of Garrison

The pensioner died in the home of Mrs. M. Burns
who was related to the pensioner as Daughter

That the warrant, which application is hereby made for, shall be applied to paying all or part of the
funeral expenses incurred by the said pensioner B. F. Gray

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) Son-in-law
that my postoffice address is Merita Tom Green Co. Texas
Street or R. F. D.

City

State

Sworn to before me this 26 day of March, 1926

Signed

Notary Public in and for Tom Green State of Texas.

By D. B. Bledsoe Deputy (TX)

CERTIFICATE OF UNDERTAKER

I, _____, do certify that I am undertaker in the
town of _____ County of _____, State of _____,
that I had charge of the body of _____, who died in the
town of _____, County of _____, State of _____
on the _____ day of _____, 192____. That said body was prepared for burial by me
on the _____ day of _____, 192____, and that I am of the opinion that
warrant herein applied for should be issued to the said _____
who makes the foregoing application.

Signed

Undertaker.

CERTIFICATE OF PHYSICIAN

I, _____, do certify that I am a practicing
physician, and that I attended _____ in his last illness, and
am of the opinion that his ailments were _____

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-eighth Legislature
and approved March 2, 1923.

Signed

Physician's Address

Must return before
30 days expires from
date of Pensioners' death