

15685

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.

J. W. Hammus
Hinds

County.

Postoffice

Brownboro

Filed

116-2 1909

Approved

Pension allowed from

Rejected

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

W. J. Hammus, Mt Pleasant, Miss (Hinds Co.)
Phelps, Brownboro, Tex.
Co.

FORM A

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS }

County of Hudson

I, J. W. Hammons, 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

Captured - Discharged at Ft. Mifflin
May 11 / 1865

(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? 62 years
2. Where were you born? In Mississippi
3. How long have you resided in Texas? 30 years
4. In what county do you reside? Hudson
5. How long have you resided in said county and what is your postoffice address? 18 Months
Brownboro.

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? Mississippi
9. How long did you serve? Give, if possible, the date of enlistment and discharge. 2 years

10. What was the letter of your company, number or name of battalion, regiment or battery? Company

A. 3rd Miss. Battalion, 23rd Miss. Regiment

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 _____

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)

J. W. Hammons

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

31 Aug.

09

John S. Price

County Judge _____ County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

[NOTE.—There must be at least two credible witnesses.]

THE STATE OF TEXAS }

County of *Henderson*

Before me *John S. Price*, County Judge of *Henderson* County, State of Texas, on this day personally appeared *Robert King, J. D. Smith*, who are personally known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know *J. W. Hammons* the above named applicant for a pension, and that they personally know that the said *J. W. Hammons* 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)

Robert King

(Signature of Witness)

J. D. Smith

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

14 Aug.

09.

John S. Price

County Judge _____ 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

EX PARTE

J.W.Hammens.

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.W.Hammens and _____ who reside _____ in the County of Marshall in the State of Mississippi 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 Henderson and State of Texas, of which she is a bona fide resident.

J.W.Hammens
(Applicant) Attorney _____ for Applicant.

Direct Interrogatories to be Propounded to the Witness _____

D.W.Hammel

- INT. 1. What is your name? Age? Present place of residence and postoffice address? D.W.Hammens age 59 Marshall County Miss. Int. Pl. near I. Miss
- INT. 2. Do you personally know, or did you at any time know J.W.Hammens yes whose widow is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long had you known the said J.W.Hammens All his life and when and where did you first know him? In Tippah County Miss
- INT. 4. Do you personally know that the said J.W.Hammens enlisted in the service of the Confederacy, and performed the duties of a soldier or a sailor? yes
- INT. 5. Do you personally know in what company and regiment the said J.W.Hammens yes Co G 33. Miss Reg 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? About 1. five months before he was wounded at Philon
- INT. 6. Do you personally know that J.W.Hammens was commissioned as an officer directly by the President of the Confederate States? What was his rank and line of duty? No only a private
- INT. 7. Do you further know if J.W.Hammens 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? No

CROSS INTERROGATORIES.

TX

To be Propounded to D.W.Hammens

CROSS INTERROGATORY 1. If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said J.W.Hammens 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 J.W.Hammens 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 J.W.Hammens serving in the same company or regiment, or special service in which you say the said J.W.Hammens enlisted, if you have stated that said J.W.Hammens 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 J.W. Hammens *I know of no other*
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 J.W.Hammens
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 J.W. Hammons
is the identical person serving as testified by you?

Cross INT. 3. Do you know whether or not the said J. W. Hammens 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? *yes*

CROSS INT. 4. Do you know whether or not the said ~~xxxxxx~~ J.W. Hammens
deserted his command, or voluntarily abandoned his post of duty or the service during said war? *He was until*
discharged

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.

John S. Price
County Judge. Henderson..... County, Texas.
J. W. Hammiss
(Applicant) Attorney ~~and~~ for Applicant.

In Re

Application for Confederate

Pension.

FOR USE OF WIDOWS.

County, Texas

Pending before the County Judge of said County:

EX PARTE

Applicant:

INTERROGATORIES

propounded to

Witnesses.

Dr. W. F. Andrews

Mr. Peabody, Mr.



- (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.

Subscribed and sworn to before me, this _____ day of _____, 190_____

D. W. Hammons

THE STATE OF *Mississippi*

County of *Marshall*

I, *J. M. Planks* a Notary Public
(Here give name and official character of officer before whom taken.)

of said State & County

do hereby certify that

D. H. Hammons

and _____ are personally known to me to be credible citizens of said

County and State, and that the foregoing answers of *D. H. Hammons*

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 *31st* day of *August*, 190*9*

(L. S.)

D. H. Hammons

J. M. Planks

Notary Public

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 *Henderson* County, Texas,
By _____ the Honorable County Judge of said County.

EX PARTE

J. M. Hammons
Applicant for Confederate Pension

DEPOSITION
OF

D. W. Hammons

Mr. Pleasant. Miss

Witness _____ for Applicant

Filed _____ day

of _____ 190_____

Clerk.

By _____ Deputy.

Fee for Taking Deposition, \$ _____

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Under Act March 26, 1909, pending

J.W.Hammens.

In Henderson

Applicant for Confederate Pension.

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

Answers and depositions of (1) D.W.Hammens

to the accompanying interrogations (2) and cross-interrogatories

propounded to him in the above entitled cause taken before (3) J.W.Hammens before public of Marshall County Texas in accordance with the accompanying (7) agreement

To the first interrogatory the said D.W.Hammens

Witness, answers Name D.W.Hammens age 34. Residence Marshall County State of Texas. Address Pleasant. Miss

To 2nd Int. he answers: All his life - He first knew him in Tiffah County Miss and then intimately until he left for Texas about twenty five years ago

To 3d Int he answers: The answer to the 3rd about the same as the 2nd

To 4th Int. he answers: Co F 33rd Miss Reg until wounded and was discharge and then joined Struts Reg of Cavalry and served until captured and held prisoner until close of war

To 5th Int. he answers: Answered in 4th question

To 6th int. he answers: He was only a private in both Commands

To 7th int. he answers: No

ANSERS TO CROSS INTERROGATORIES

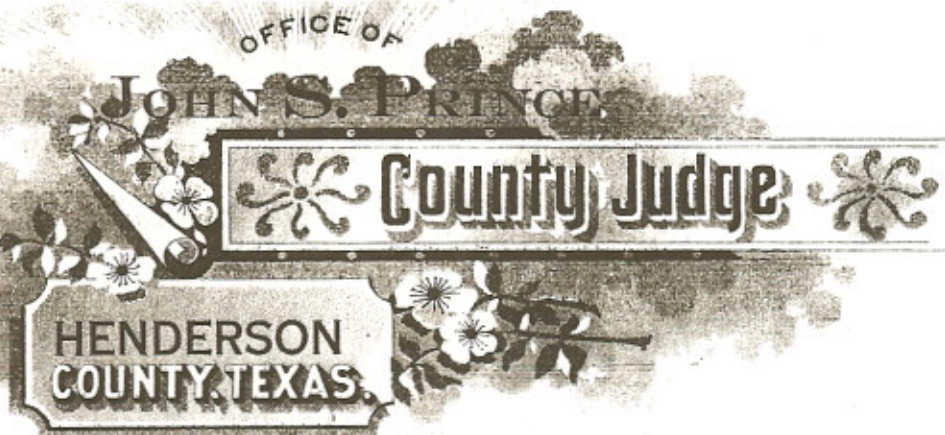
To First cross-int. he answers: I know of no other

To 2nd cross-int. he answers: yes

To 3d cross-int. he answers: yes he did

To 4th cross int. he answers: He served until dis- charged - He was a prisoner.





Aug. 23, 1909.

Hon. E. A. Boimes,
Austin, Texas.

Dear Sir:-

I am handing you two applications herewith. As to one J. W. Hammens, I wish to say, that while this party has only one witness I call your special attention to the fact that he can not write his name. He can not read. He had not heard from his brother in nine years. He encloses his Cath taken when he was released from prison. In the face of such want of learning, and without the assistance of counsel, it is a wonder that he can make even the proof offered. And to me this proof is convincing.

So pardon me for expressing the hope that you will approve this application.

Respectfully,

John S. Prince, Co. Judge.

