

17099

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. R. Henry
Hudson County

Postoffice *St. Louis*

AUG 4 1909

Filed

Approved AUG 31 1909

Pension allowed from *see memo*

Rejected

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

FORM A

For use of Soldiers, who are in indigent circumstances

THE STATE OF TEXAS }

County of Henry }

I, JR Henry, 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 Richmond Va.

(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:

- What is your age? 71
- Where were you born? Arkansas
- How long have you resided in Texas? Old years
- In what county do you reside? Henderson
- How long have you resided in said county and what is your postoffice address? forty years Athens
- Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. Yes at Austin Tx.
- What is your occupation, if able to engage in one? unable
- In what State was the command in which you served organized? Texas
- How long did you serve? Give, if possible, the date of enlistment and discharge. 1861-1863
- What was the letter of your company, number or name of battalion, regiment or battery? Company H. 13th Texas Cavalry
- If transferred from one command to another, give time of transfer, name of command and time of service. discharged from 1st Cavalry & transferred to 13th Cavalry & discharged at Austin Tx.
- 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? *Detailed & sent to Quartermaster Dept, at Tyler*

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.R. Henry*

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

[SEAL.]

John S. Prince
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. Prince*, County Judge of *Henderson* County,

State of Texas, on this day personally appeared *J.W. Wood & C.D. Owen*, who are personally

known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know *J.R. Henry*

Henry the above named applicant for a pension, and that they personally know that the said *J.R. Henry*

Henry 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) *J.W. Wood*

(Signature of Witness) *C.D. Owen*

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

[SEAL.]

John S. Prince
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 _____ further make oath to the following facts touching the applicant's service in the Confederate Army:

The Applicant J. R. Hury. repeatedly refers to for proof of his service as a soldier to his application now on file at Austin. & which was rejected because his wife owned a tract of land.

John S. Riva
County Judge

(Signature of Witness) _____

(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 J. R. Hury 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 200.00 dollars.

Given under my hand, this 2 day of Aug, A. D. 1909

State and County Assessor.



Notified 11/24/08
Endorsements Hereon for Comptroller's Use Exclusively

FORM No. 1—AMENDED

OCTOBER 1, 1902.

CONFEDERATE PENSION APPLICATION

Name of Applicant

John R. Henry

Henderson

County,

Post Office Athens, Texas.

Comptroller's File No.

I have carefully examined the within application for pension, together with the proof in support thereof, and I recommend

that the application be

1. **SEP 30 1908**

this day of

A. D.

E. A. Polmes
Chief Pension Clerk.

I hereby **Disapprove** the within application for pension, this **SEP 30 1908** day of

A. D.

J. W. Stephens
Comptroller.

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

VON BOECKMANN-JONES CO., AUSTIN, TEXAS.

Assessed in his name
1908

96 a 300



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, John R. Henry 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 John R. Henry
- Q. What is your age? Answer 70 years old
- Q. In what County do you reside? Answer Henderson
- Q. How long have you resided in said County and what is your postoffice address? Answer 43 years
Athens, Texas.
- 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 Not able to engage in one
- Q. What is your physical condition? Answer Very poor
- 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 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 About 4 years
Enlisted in 1861& served till close of war
- Q. What was the name or letter of your company and name or number of your regiment? Answer Enlisted in Co. "H" 1st. Texas Infantry, served about 12 months, then enlisted in Co. "D" 13th. Texas Reg., served about 12 months then detailed to Quarter Master's Dept. at Tyler, Texas.
- Q. State whether you served in the infantry, artillery, cavalry, or the navy. Answer
- 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 No

TX

- 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 None

- 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 96 acres of land valued at \$300.00.
- 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 are required by law.

(Signature of Applicant)

J. R. Henry

Sworn to and subscribed before me this 3rd. day of Feby. A. D. 1908.

[SEAL]

J. R. Blades

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 J. R. Blades

County Judge of Henderson County, State of Texas, on this day personally appeared

C. D. Owen & Jerome Davis

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

(Signature of Witness)

C. D. Owen

(Signature of Witness)

Jerome Davis

Sworn to and subscribed before me this 3rd. day of Feby. A. D. 1908.

(SEAL)

J. R. Blades

County Judge Henderson County, Texas.

AFFIDAVIT OF PHYSICIAN.

THE STATE OF TEXAS }

County of Henderson

Before me J. R. Blades

County Judge of Henderson

County, State of Texas, on this day personally appeared

C. R. Johnson, 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 John R. Henry

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:

Mr John Henry has had a very bad spell of La Grippe and has left him with a very severe case of arthritis so much so that he walks with difficulty and is quite frail.

(Signature of Physician) C. R. Johnson

Sworn to and subscribed before me this

1st day of August

A. D. 1908.

(SEAL)

County Judge Henderson

County, Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS }

County of Henderson

I J. R. Blades

County Judge of Henderson County, State of Texas, do hereby certify that on the 3rd day of August A. D. 1908, before me came on to be heard the application of

John R. Henry for a pension under the Confederate Pension Law of this State, approved May 17, 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 Johnson who is a reputable practicing physician of this county, was made before me. I also certify that the said applicant John R. Henry, 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 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

day of

Aug. A. D. 1908

this 15th

(SEAL)

County Judge Henderson County, Texas.

CERTIFICATE OF COUNTY COMMISSIONERS.

THE STATE OF TEXAS }

County of Henderson

We, the undersigned members of the Commissioners

Court of Henderson County, Texas, hereby certify that the foregoing application of

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

by Hon. J. R. Blades County Judge of this Henderson

County, to the Commissioners of this Henderson County, at a regular term thereof

on the 15th day of Aug. A. D. 1908, 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

day of

Aug. A. D. 1908

this 15th

(Signature of Commissioners)

(SEAL)

M. J. Pace (TX)
W. A. Corliss
W. A. McLeod
S. G. Nettles

DEPOSITION IN PENSION CLAIMS, WITH CAPTION AND CERTIFICATES.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

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

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

Applicant for Confederate Pension

Answers and depositions of (1)

Capt. W. H. Gaston, Dallas Tex.
67 yearsto the accompanying interrogations (2) and Cross-Ex.
propounded to him in the above entitled cause taken before (3) J. F. Lewis a Notary Public
in accordance with the accompanying (5) agreement

To the first interrogatory the said

Witness, answers

Capt. W. H. Gaston
W. H. Gaston aged 67 years & resides
at Dallas Tex.2nd Yes3rd Yes - I have known him for about 50 years - First
knew him in Anderson County Tex.4th Yes -5th Yes - Co "H" 1st Texas Infantry in the early part of 1861
in Anderson County Tex. and served about 12 months6th I know he is a very old and feeble man
and unable to support himself by labor of any
sort.1st Cross-Ex. I was Captain of his Company when
he joined. I never knew any other soldier or sailor
of that name in the same company or regiment
in which J. R. Heery enlisted and never knew any one
else of his name.2nd X - Yes3rd X - I know him personally and know his
physical condition -4th X - He did not desert - He was transferred to
the quartermaster's department on account of his health

(TX)

Subscribed and sworn to before me, this 8 day of February, 1908

W H Gaston

THE STATE OF TEXAS }

COUNTY OF Dallas

I, J. F Lewis a notary public
(Here give name and official character of officer before whom taken.)

Dallas Co L

do hereby certify that

W H Gaston

and is personally known to me to be a credible citizen of said County and State, and that the foregoing answers of said W H Gaston

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) W H Gaston

Given under my hand and official seal, this the 8 day of Feb, 1908

(L. S.)

J. F Lewis
Notary Public Dallas Co L

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

Dallas County, Texas.
Before the Honorable County Judge of said County.

EX PARTE

J. F Lewis
Applicant for Confederate Pension

DEPOSITION

W H Gaston

Witness for Applicant

Filed day

of 190

Clerk.

By Deputy.

Fee for taking Deposition, \$

IX

- (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.

The State of Texas : Before me, the undersigned authority, in and
County of Henderson : for Henderson County, Texas, on this day per-
sonally appeared I. Honigsberger, who being by me duly sworn, deposes
and says:

To 1st. Int. he answers:

My name is I. Honigsberger, and am 81 years of age. My present place of
residence is Confederate Home in Austin, Texas.

To 2nd. Int. He answers: I do personally know J. R. Henry. (TX)

To 3rd. Int. he answers: I have known J.R. Henry, applicant for confed-
erate pension about 50 years. I first knew J. R. Henry in Anderson County,
about 50 years ago.

To 4th. Int. he answers: I personally know that the applicant, J. R.
Henry enlisted in the service of the confederacy, and performed the
duties of a soldier.

To 5th. Int. He answers: Applicant belonged to Co. H, 1st. Texas Infantry.

in Anderson County, in early part of July 1861. Applicant served one
year and was sick all time and was transferred to the cavalry.

To 6th. Int. he answers: I personally know that the applicant, J. R.
Henry is unable to support himself by labor of any sort.

To 1st. Cross-Int. he answers. My source of knowledge is personal. I was
a member of the same company and regiment that applicant belonged to.

I did not know any soldier by the same name as applicant except the
applicant himself.

To 2nd. Cross-Int. he answers: I am positively certain that said J. R.
Henry, applicant for pension is the identical person serving as testified.

To 3rd. Cross- Int. he answers: My answers are not based on conjecture.

I personally know the matters testified to.

To 4th. Cross- Int. he answers: Applicant never deserted us. (TX)

I. Honigsberger

Sworn to and subscribed before me, this 9th. day of July, 1903.

J. R. Blades

J. R. BLADES
COUNTY JUDGE
HENDERSON COUNTY
ATHENS, TEXAS

The State of Texas, } Before me J.R.Blades, County Judge of
County of Henderson. } Henderson County, Texas,
on this day personally appeared Shadrach Cantrell, who being
by me duly sworn on oath says: I am 71 years old, and my
post office address is Brushy Creek, Anderson County, Texas.

I personally know J. R. Henry. I first knew him in 1850.
I know that J. R. Henry enlisted in the service of the
Confederacy and performed the duties of a soldier.

He enlisted in 1862, in Company "D", Burnett's Reg.,
and served in said Company and Regiment about 12 months,
after this I knew nothing of his service. My source of
knowledge is having served in same Company and Regiment
with said J. R. Henry, and I knew of no other soldier of
same name serving in said Company and Regiment, and I am
positively certain that this applicant is the identical
person serving as herein testified.

I know that said J. R. Henry is not able to support
himself by labor of any sort.

S. Cantrell

Swon to and subscribed before me this 10th. of June 1908,
at Athens, Texas.

J. R. Blades

Co. Judge, Henderson Co. Texas. (TX)

EX PARTE

J.R. Henry
Applicant for Confederate Pension.

Pending in the Honorable Commissioners Court
of *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 *Capt. W.H. Gaston*
and *J. R. Henry* who reside in the County of *Dallas* 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 *Henderson* and State of Texas, of which he is a bona fide resident.

J.R. Henry

(Applicant) Attorney for Applicant.

Direct Interrogatories to be propounded to the Witness

Capt. W.H. Gaston

- 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 *J.R. Henry* who
is an applicant for pension under Act of May 12, 1899?
INT. 3. How long have you known the said *J.R. Henry* applicant for pension
and when and where did you first know him?
INT. 4. Do you personally know that the said *J.R. Henry* 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 *J.R. Henry*
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 *J.R. Henry* the said
applicant for pension, is unable to support himself by labor of any sort?

CROSS INTERROGATORIES.



To be Propounded to

Capt. W.H. Gaston

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 you knew of any other soldier or
sailor by the name of *J.R. Henry* serving in the same company
or regiment in which you say the said applicant *J.R. Henry* 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 J. R. Henry applicant,
serving in the same command?

If you say that you do know 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 J. R. Henry 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 J. R. Henry applicant
for pension, ever deserted the service in the Confederate army or navy?

THE STATE OF TEXAS,)

County of Henderson

I, J. B. 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. B. Blades
County Judge Henderson County, Texas.

J. R. Henry

(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

Applicant

INTERROGATORIES

PROPOUNDED TO

Capital City

Witnesses.



Comptroller's Department

State of Texas

Austin

J. W. STEPHENS, COMPTROLLER
JOHN T. SMITH, CHIEF CLERKTo the Adjutant General
To the Military Secretary,

War Department,

Washington, D. C.

Dear Sir:

I have the honor to request the military record of
John R. Henry who is reported to have enlisted in
Company *H*, *1st* Regiment *Texas Infantry*
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,

J. W. Stephens
Comptroller



ADJUTANT GENERAL'S OFFICE

1423982

WAR DEPARTMENT

Austin, Texas, Sept. 8, '08.

J. W. Stephens,
Comptroller of Texas.

For military record of John R.
Henry, Company H 1st Regt. Texas Inf.
C. S. A., who is an applicant for state
pension.

Received A.G.O. SEP 11 1908

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

1423982

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,
WASHINGTON, Sept. 14, 1908.

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

The records show that John R.
Henry, private, Company H, 1st Texas
Infantry, Confederate States Army, en-
listed June 21, 1861, at New Orleans,
to serve for the war, and that he was
discharged for disability September 9,
1861.



The Adjutant General.

[A. G. O. 72-1]