

17814

FORM B

Widow's Application for Pension

The Commissioner of Pensions reserves the right to call for additional testimony if he deems it necessary.

Name of Applicant.

Mrs. Mary E. Miller

Henderson County.

Postoffice

Strom #7

Filed

FEB 22 1910

FEB 28 1910

Approved

Pension allowed from

Rejected

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

*A. M. Miller, Fairfield, Tex.
5-16-1-31-10*

FORM B

For Use of Widows of Soldiers Who are in Indigent Circumstances

THE STATE OF TEXAS)

County of Henderson

I, Mrs. Mary E. Miller, 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 am the widow of Jacob Miller, deceased, who departed this life on the 26th day of February, A. D. 1899, in the county of Henderson, in the State of Texas.

I have not remarried since the death of my said husband, and I do solemnly swear that I was never divorced from my said husband, and that I never voluntarily abandoned him during his life, but remained his true, faithful and lawful wife up to the date of his death. I was married to him on the _____ day of September, _____, A. D. 1876, in the county of Henderson, in the State of Texas.

My husband, the said Jacob Miller, enlisted and served in the military service of the Confederate States during the war between the States of the United States, and that he did not desert the Confederate Service. I have been a resident of the State of Texas since prior to March 1, A. D. 1880, and have been continuously since a citizen of the State of Texas. I do further state that I do not 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, 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 I do further state that the answers given to the following questions are true:

1. What is your age? 51 years.
2. Where were you born? In Alabama.
3. How long have you resided in the State of Texas? 51 years, I was 2 mts old when I came here.
4. How long have you resided in the county of your present residence? And what is your postoffice address? 50 years, address Athens, R.D. #7
5. What was your husband's full name? Jacob Miller
6. When and where were you married? In Sept. 1876, in Henderson County, Texas.
7. What was the date of his death? Feb. 26, 1899.
8. In what State was your husband's command originally organized? Texas.
9. How long did your husband serve? If known to you, give date of enlistment and discharge. 4 years.

10. What was the name or letter of the company, or name or number of the battalion, regiment or battery of artillery in which your husband served? If he was transferred from one branch of service to another, give time of transfer, description of command and time of service. Company..... do not know of

my own knowledge

11. Name branch of service in which your husband served, whether infantry, cavalry, artillery or the navy, or if commissioned as an officer by the President, his rank and line of duty, or if detailed for special service, under the law of conscription, the nature of such service, and time of service.

12. Have you transferred to others any property of any kind for the purpose of becoming a beneficiary under this law? No.

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Wherefore your petitioner prays that her application for a pension be approved and such other proceedings be had in the premises as are required by law.

(Signature of Applicant) Mary E. Miller

Sworn to and subscribed before me, this 31 day of January, A. D. 1910

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

State of Texas, on this day personally appeared J. P. Kinsey & John Taylor, who are personally

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

Mary E. Miller, applicant for a pension as the widow of Jacob Miller

deceased, is in truth and fact the widow of Jacob Miller deceased; that they personally know

that she has not remarried since the death of her husband, for whose service in the army she claims a pension, and that

they have no interest in this claim.

(Signature of Witness) J. P. Kinsey

(Signature of Witness) John Taylor

Sworn to and subscribed before me, this 31 day of January, A. D. 1910

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

State of Texas, on this day personally appeared J. P. Kinsey & John Taylor, who are personally

known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know the above-

named applicant for a pension, and that they personally know that the said Mrs. Mary E. Miller

has been a bona fide resident citizen of the State of Texas since prior to March 1, A. D. 1880, and that they have no

interest in this claim.

(Signature of Witness) J. P. Kinsey

(Signature of Witness) John Taylor

Sworn to and subscribed before me, this 31 day of January, A. D. 1910

John S. Pruie
County Judge _____ County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

(If possible, the two witnesses should have served with the applicant's husband in the army, and, if so, let them, or either of them, state it in their oath; also any information regarding the army service of applicant's husband.)

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 her application are correct and true, to the
best of their knowledge and belief, and that they have no interest in this claim. And further make oath to the follow-
ing facts touching the service of the applicant's husband in the Confederate Army:

(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 STATE AND COUNTY ASSESSOR

I, W. H. Davis, State and County Assessor in the County of Henderson, State of Texas, do hereby certify that Mrs. Mary E. Miller, whose name is signed to the foregoing application for a pension, under the Act of the Thirty-first Legislature, approved or 1910 March 26, A. D. 1909, is charged on the land and personal property rolls of the said county, in her name, or the name of a trustee, with estate, real, personal and mixed, at the assessed value of Nine dollars.

Given under my hand, this 27 day of Feb, A. D. 1910

State and County Assessor.



EX PARTE

Mrs. Mary E. Miller,
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 A.M. Miller and who reside in the County of Freestone 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 Henderson and State of Texas, of which she is a bona fide resident.

Chas. C. Miller
(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness es.

A.M. Miller and , , , , D. W. H. Freed.

- 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 Jacob Miller who is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long had you known the said Jacob Miller and when and where did you first know him?
- INT. 4. Do you personally know that the said Jacob Miller 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 Jacob Miller 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 Jacob Miller 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 Jacob Miller 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 A.M. Miller and D. W. H. Freed

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CROSS INTERROGATORY 1. If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know Jacob Miller 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 Jacob Miller 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 Jacob Miller serving in the same company or regiment, or special service in which you say the said Jacob Miller enlisted, if you have stated that said Jacob Miller 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 Jacob Miller
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 Jacob Miller
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 Jacob Miller
is the identical person serving as testified by you?

Cross INT. 3. Do you know whether or not the said Jacob Miller
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 Jacob Miller
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 as may be attached hereto.

John S. Prince,

County Judge Henderson County, Texas.

Mary E. Miller

(Applicant) Attorney for Applicant.

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

Mary E. Miller
Applicant. 1

INTERROGATORIES

propounded to

Dr. W. N. Sneed,

Witnesses.

A. M. Miller,

W. N. Sneed,

Subscribed and sworn to before me, this 4 day of February, 1900

R. L. Williford Co. Judge,
Freeston County, Tex.

THE STATE OF Texas,
County of Freeston,

I, R. L. Williford
(Here give name and official character of officer before whom taken.)

Co. Judge, Freeston Co. Tex. do hereby certify that W. N. Sneed and
A. M. Miller are personally known to me to be credible citizens of said
County and State, and that the foregoing answers of W. N. Sneed and
A. M. Miller the witness id before named, and

whose names appear signed to the foregoing deposition, were made before me
and were sworn to and subscribed before me, by said witness id

Given under my hand and official seal, this the 4 day of February, 1900
(L. S.) R. L. Williford, County Judge,
Freeston County, Tex.

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 Freeston County, Texas,
Before the Honorable County Judge of said County,

EX PARTE

Mr. May L. Miller
Applicant for Confederate Pension

DEPOSITION
OF

A. M. Miller

Dr. W. N. Sneed,

Witness for Applicant

Filed _____ day _____

of _____ 1900

Clerk.

By _____ Deputy.

Fee for Taking Deposition, \$ _____

VON BOECKMANN-JONES COMPANY, PRINTERS, AUSTIN, TEXAS

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- (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.

QUEENSWARE
TINWARE
GRANITEWARE
GLASSWARE
LAMPS AND LANTERNS

A. M. MILLER & SON
Hardware and Kindred Lines, Farm Implements
of Every Kind, Stoves, Leather Goods

SOLE AGENTS OLIVER CHILLED PLOWS

BUGGIES, ROAD
WAGONS, HARNESS
WAGON MATERIAL
SEWING MACHINES
K. K. GOODS

Fairfield, Texas. February 4th, 1910,

Judge John .S.Prince,

Athens Texas,

Dear Sir:-

I beg to herewith hand you Interrogatories of both myself, and Dr W.N.Sneed, pertaining to the service of my brother Jacob Miller in the late War.

Dr Sneed and Jacob Miller enlisted at the same time, place, and in same Company, and served through out the entire War together, in fact the death of my brother was due to wounds received at the Seige of Vicksburg.

Examine this carefully, and if you find any errors, kindly return to me, and I will correct them, hoping that you will experience no trouble in securing for Jacobs wife this Pension, I beg to remain,

Very truly yours,

A.M.M/K

A. M. Miller



DEPOSITION IN PENSION CLAIMS, with Caption and Certificates.

828-709-2m

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Mrs. Mary E. Miller

Under Act March 26, 1909, pending

Henderson

Applicant for Confederate Pension.

County, Texas, before the Honorable County Judge
of said County.Answers and depositions of (1) A.M. Miller andto the accompanying interrogations (2) cross interrogatoriespropounded to them in the above entitled cause taken before (3)in accordance with the accompanying (7) agreement

To the first interrogatory the said

Witness, answers W.N. Sneed, age 65 yrs. Fairfield, Texas.To 2nd Int. he Answers: I knew Jacob Miller, husband of Applicant for
pension. I knew him well-served two years in the Confederacy with him.To 3d Int. he Ans: I havd known him since 1859-first knew him in Fair-
field, Texas,To 4th Int. he Ans: I personally knew that said Jacob Miller enlisted in
the Confederacy and performed the duties of a soldier.To 5th Int. he Ans: He enlisted in Company B.2 Battalion, Waul's Legion,
Bradley's Company.

To 6th Int. he Ans: He was a private.

To 7th Int. he Ans: He served in the lines.

To 1st Cross-Int. he Ans: I served with Jacob Miller as a soldier in the
Confederacy-I knew no other soldier by that nameTo 2nd Cross-Int. he Ans: I am certain he is the identical Jacob Miller
with whom I served in the Confederacy.

To 3d Cross-Int He Ans: He served honorably-he made a good soldier.

To 4th Cross-Int. he Ans: He did not.

W. N. Sneed

TX

over

Answers and sepositions of the witness.....

To the First Int.he Ans: A.M.Miller, age 72 yrs.Fairfield, Texas.

To 2nd Int.said witness Ans: I knew him-he was my brether, older then I.

To 3d Int.he Ans: All my life.

To 4th Int.he Ans: I do.He enlisted before I did, but I know when and where he enlisted.

To 5th Int.he Ans: I do-he enlisted in Company B.2 battalion-Waul's Legion. He enlisted at Fairfield, Texas-the first year of the war-He served till the end of the war;and later died from wounds received in the war.

To 6th Int.he Ans: He was a private-a sharp shooter.

To 7th Int.he Ans: He was a volunteer-private soldier-detailed for no special service .

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Answers of the witness..... to the cross Interrogatories:

To 1st,cross-Int.he Ans: I saw him enlist in the said service;and never knew of any other soldier of that name.

To 2nd Cross-Int.he Ans: I knew it.

To 3d Cross-Int.he Ans: He served honorably, and was honorably discharged at the close of war.

To 4th Cross-Int.He Ans: I served in a different company, but I am sure he served honorably, and I knew that he did not desert.

A. M. Miller

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of Lamb, I, H.J. Moncrief,
do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of
the late Mrs. M.E. Miller, who was a pensioner of the State of
Texas, and whose file number was 17814 and whose original county was Henderson

The said pensioner Mrs. M.E. Miller, died on the
18th day of February, 1936, in the town of Sudan,
County of Lamb, Texas.

The pensioner died in the home of H.J. MONCRIEF,
who was related to the pensioner as Soninlaw,

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 Mrs. M.E. Miller, to A. Stuart, Funeral Home.

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

I am related to the pensioner as Soninlaw,
that my postoffice address is Sudan, Tex. R.F.D. #1
Street or R. F. D.
Sudan, Texas,
City State

Sworn to before me this 26th day of February, 1936

Signed H.J. Moncrief

Mary Vreen

Notary Public in and for Lamb County State of Texas.

**Must return before
40 days expires from
date of Pensioners' death**

CERTIFICATE OF UNDERTAKER

I, A. Stuart, do certify that I am undertaker in the
town of Sudan, County of Lamb, State of Texas,
that I had charge of the body of Mrs. M.E. Miller, who died in the
town of Sudan, County of Lamb, State of Texas,
on the 18th day of February, 1936. That said body was prepared for burial by me
on the 19th day of February, 1936, and that I am of the opinion that
warrant herein applied for should be issued to the said H.J. Moncrief;
who makes the foregoing application.

Signed A. Stuart

Undertaker.

CERTIFICATE OF PHYSICIAN

I, W.H. Ford, do certify that I am a practicing
physician, and that I attended Mrs. M.E. Miller, in ^{her} last illness, and
am of the opinion that ^{her} ailments were

Pyelitis Myelocystitis

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 W.H. Ford

Physician's Address Sudan, Tex. Box 176

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36506 Feb 1936
Cancelled

Feb. 24, 1936

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