

DEAD 10654

Endorsements Hereon for Comptroller's Use Exclusively.

76-
FORM NO. 1—AMENDED.
OCTOBER 1, 1902. 795-

DEAD Confederate Pension Application.

Name of Applicant,

J. J. Murkey
Henderson County,

Post Office Trinidad

Comptroller's File No. 10654

12-18-05
I have carefully examined the within application for pension together with the proof in support thereof, and I recommend that the application be

Approved
this 27 day of MAR. 27 1905
A. D.

Chief Pension Clerk.

I hereby the within application for pension, this 27 day of MAR. 27 1905

A. D.
J. W. Stephens
Comptroller.

No Application Rejected by County Judge or County Commissioner's Should be Forwarded to Comptroller.

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, J. J. Minkley 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 J. J. Minkley
- Q. What is your age? Answer 60 years
- Q. In what County do you reside? Answer Henderson
- Q. How long have you resided in said County and what is your post office address? Answer 2 years
Post office address. Trinidad
- 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 Farmer
- Q. What is your physical condition? Answer Feeble
- 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 Rheumatism, and a crippled ankle
- Q. In what State was your command originally organized? Answer Georgia
- Q. How long did you serve? Give date of enlistment and discharge. Answer About 2 years
Enlisted June 1863, Discharged June 1865
- Q. What was the name or letter of your company and name or number of your regiment? Answer Company
"A", 54th Ga Reg
- Q. State whether you served in the infantry, artillery, cavalry, or the navy. Answer Infantry
- 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 None
- 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 2 head Horses valued at \$100.00
4 " Cattle " 30.00



- 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 None
- 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 _____

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. J. Mulkey

Sworn to and subscribed before me this 12th day of Feb A. D. 1904

(SEAL)

W. F. Freeman

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 W. F. Freeman

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

J. J. Rather M. D. and C. W. Jackson

who are personally known to me to be credible citizens, who being by me duly sworn on oath, state that they personally know J. J. Mulkey the above named applicant for a pension,

and that they personally know that the said J. J. Mulkey is unable to support himself by labor of any sort.

(Signature of Witness)

J. J. Rather M. D.

(Signature of Witness)

C. W. Jackson

Sworn to and subscribed before me this 12th day of Feb A. D. 1904

(SEAL)

W. F. Freeman

County Judge Henderson County, Texas.

AFFIDAVIT OF PHYSICIAN.

THE STATE OF TEXAS,

COUNTY OF

Henderson

Before me

W. F. Freeman

County Judge of

Henderson

County, State of Texas, on this day personally appeared

J. J. Rather, 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

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:

debility

Rheumatism & general

(Signature of Physician)

J. J. Rather, M.D.

Sworn to and subscribed before me this

12

day of

May

A. D. 1904

(SEAL)

County Judge

W. F. Freeman

County, State of Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF

Henderson

I

W. F. Freeman

County Judge of

Henderson

County, State of Texas, do hereby certify that on the

day of

May

A. D.

1904

, before me came on to be heard the application

of J. J. Rather for a pension under the Confederate Pension Law of this

State, approved May 12, 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

who is a reputable practicing physician of this county, was made before me. I also certify that the said applicant

J. J. Rather, 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

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

Atkins

this

12

day of

May

A. D.

1904

(SEAL)

County Judge

W. F. Freeman

County, State of 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

J. J. Rather for a pension, together with the proof in support thereof, was duly submitted

by Hon. W. F. Freeman County Judge of this

County, to the Commissioners of this

Henderson County, at a regular term thereof on the

day of May A. D. 1904, 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

Atkins

this

15

day of

May

A. D.

1904

(SEAL)

(Signature of Commissioners)

H. H. Birdwell

J. J. Warner



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

any other sailor of the same name as said applicant,
serving in the same command?

If you say that you so knew 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 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 applicant
for pension, ever deserted the service in the Confederate army or navy?

THE STATE OF TEXAS,)

County of Henderson)

I, W. F. Fennell 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.

W. F. Fennell
County Judge Henderson County, Texas.

J. J. Mulvey
(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

J. J. Mulvey
Applicant.

INTERROGATORIES

PROPOSED TO

M. S. Mulvey

Witnesses.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

J. J. Mulkey

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

Henderson

Applicant for Confederate Pension.

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

Answers and depositions of (1)

W. G. Mulkey

to the accompanying interrogatories (2)

propounded to *him* in the above entitled cause taken before (3)

Probate Court, Pike County, Ala.

in accordance with the accompanying (5)

To the first interrogatory the said

W. G. Mulkey

Witness, answers:

W. G. Mulkey, age 59 years and Banks

Ala.

2nd.

Yes

3rd.

50 or 55 years in my father's

4th.

Yes I know that he did

5th. yes in company A 54th Georgia regiment
he was mustered in to service at Savannah
in 1863 and went to and served in the
Western Army. he served about 34

6th. I have not seen J. J. Mulkey in
25 years since we separated so that

I further testify that I was in the service
with the said J. J. Mulkey during his
service as stated

W. G. Mulkey

TX

Subscribed and sworn to before me, this 29 day of February 1907

W.R. White
Judge of Probate
Harris County

THE STATE OF TEXAS,)

County of DeKalb)

in and for said do hereby certify that

and W.G. Mulvey is personally known to me to be credible citizens of said County and State, and that the foregoing answers of W.G. Mulvey

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.G. Mulvey

Given under my hand and official seal, this the 29 day of February 1907

(L. S.)

W.R. White
Judge of Probate

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

Henderson County, Texas.

Before the Honorable County Judge of Said County.

EX PARTE

W.G. Mulvey

Applicant for Confederate Pension.

DEPOSITION OF

W.G. Mulvey



Witness for Applicant.

Filed the 15 day

of April 1907
W.J. Carroll Clerk.

By _____ Deputy.

Fee for Taking Deposition, \$ _____

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

Applicant for Confederate Pension

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 Frank Harris
and who reside in the County of Baylor 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. J. Minkley
(Applicant) Attorney.....for Ap

(Applicant) Attorney _____ for Applicant.

Direct Interrogatories to be propounded to the Witness.....

George Hassis

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..... who
is an applicant for pension under Act of May 12, 1899?

INT. 3. How long have you known the said J. J. Murphy applicant for pension
and when and where did you first know him?

INT. 4. Do you personally know that the said J. F. Murphy 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. F. Pennington 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? 3 3 3

INT. 6. Do you further know that.....the said
applicant for pension, is unable to support himself by labor of any sort?

CROSS INTERROGATORIES.

To be Propounded to

Waived

TX

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.....serving in the same company or regiment in which you say the said applicant.....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.....applicant,
serving in the same command?

If you say that you so knew 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.....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.....applicant
for pension, ever deserted the service in the Confederate army or navy?

THE STATE OF TEXAS,)

County of Henderson

I, W. F. Freeman, 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.

W. F. Freeman
County Judge Henderson County, Texas.

J. J. Mullins
(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

J. J. Mullins
Applicant.

INTERROGATORIES

PROPOUNDED TO

James H. Harris

Witnesses.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

J. J. Muesley

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

Henderson

Applicant for Confederate Pension.

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

Answers and depositions of (1)

*Frank Harris**A resident of Boggy County Texas*

to the accompanying interrogatories (2)

propounded to *him* in the above entitled cause taken before (3)

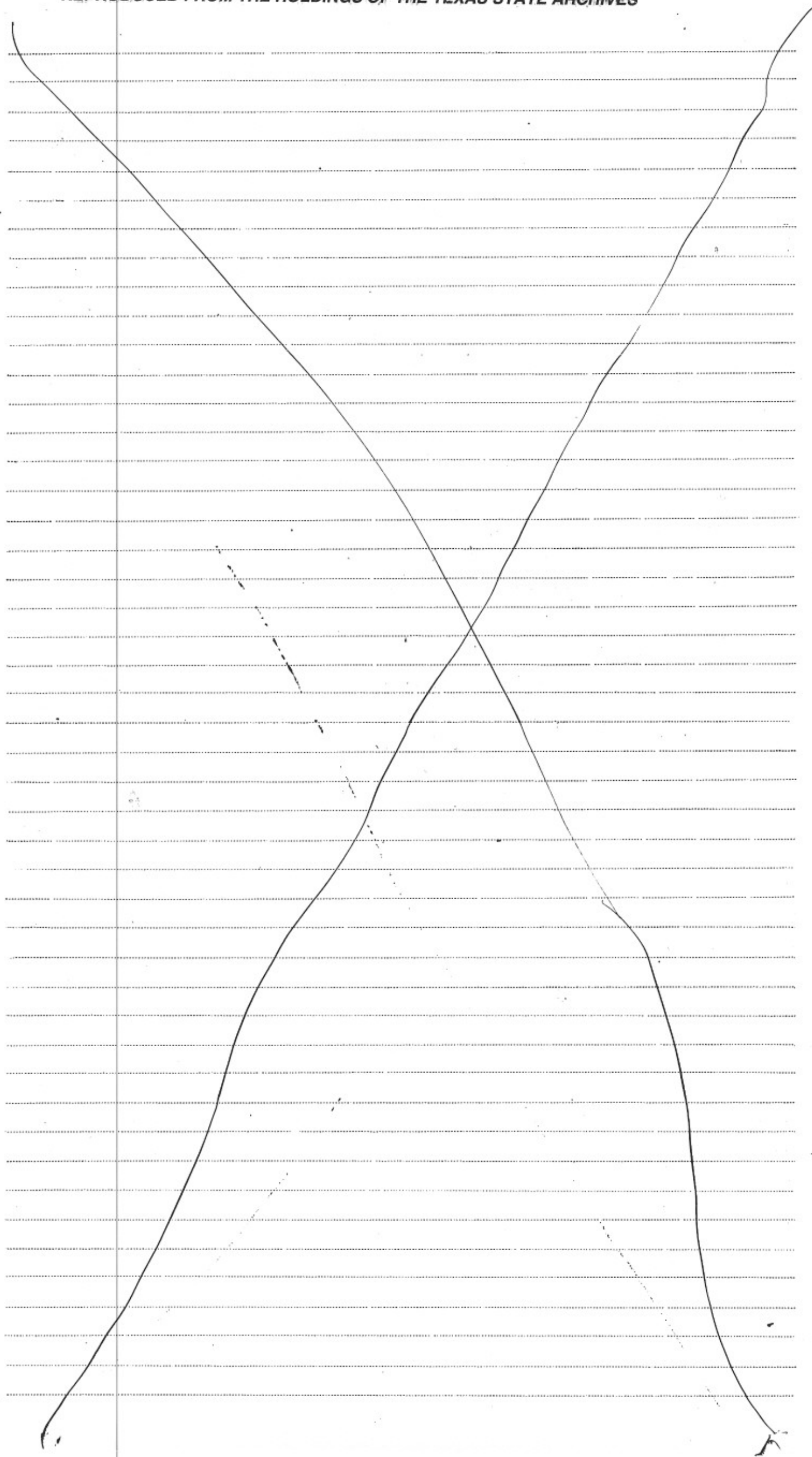
in accordance with the accompanying (5)

To the first interrogatory the said

Witness, answers:

*Frank Harris**My age is 60 years. Three miles north of Morgan in Boggy County Texas. My Post Office address is Morgan. Texas**2nd I know him**3rd Every since about the year 1862 or 1863. Near Savana Ga.**4th I know that he was a Soldier in the Confederacy, and performed the duties of a Soldier**5th in Fifth Fourth (54) S.A. Regiment, Company A.**6th I Can not say as to this question.*

TX



Frank Harris

Subscribed and sworn to before me, this 17th day of March 1904

A. J. Conway, a Notary Public
in & for Monroe Co., La.

THE STATE OF TEXAS,)

County of Bongue

I, A. J. Covey Notary Public
(Here give name and official character of officer before whom taken.)

do hereby certify that Frank Durria

and _____ are personally known to me to be credible citizens of said County and State, and that the foregoing answers of Frank Harris

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) Frank Durbin

Given under my hand and official seal, this 17th day of March 1904

(L. S.)

Dorey Amata Public
in Ref. Pasque Cemetery 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.

In the Commissioners Court

OF

Henderson County, Texas.
Before the Honorable County Judge of Said County.

EX PARTE

J. G. Walker
Applicant for Confederate Pension.

DEPOSITION

OF

Frank Harris

Witness.....for Applicant.

Filed the _____ day _____

of W. H. Carroll 1
By W. H. Carroll Clerk.
Deputy.

Fee for Taking Deposition, \$ 4!

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.



Comptroller's Department

State of Texas

Austin March 10, 1905

J. W. STEPHENS, COMPTROLLER
JOHN T. SMITH, CHIEF CLERK

To the Military Secretary,

War Department,

Washington, D. C.

Dear Sir:

I have the honor to request the military record of

J. J. Mulkey who is reported to have enlisted in
Company *A.*, *54th* Regiment, *Georgia 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



10654

MILITARY SECRETARY'S OFFICE

38201

1905

Austin, Texas
Mar. 10, 1905.

J. J. Mulkey
Co A 54th La Inf
C.S.A.

Texas State Comptroller.
Requests military record.

Address: "The Military Secretary,
War Department, Washington, D. C."

WAR DEPARTMENT,
THE MILITARY SECRETARY'S OFFICE,
WASHINGTON, March 15, 1905.

Respectfully returned to

The Comptroller,
State of Texas,
Austin.

It is shown by the records of this office that J. J. Mulkey, also borne as John J. Mulkey, private, Company A, 54th Georgia Infantry, C.S.A., enlisted August 1, 1863; was captured at Murfreesboro, Tennessee, December 19, 1864; was received at Camp Chase, Ohio, January 6, 1865, and took the oath of allegiance at that place January 12, 1865.

F. C. [Signature]

The Military Secretary.

(M. S. O. 72-1) Per *H*

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of Travis, I, A. W. Taber for E. L. Mulkey, Son

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late J. J. Mulkey, who was a pensioner of the State of Texas, and whose file number was 10654 (790-76) and whose original county was Henderson

The said pensioner J. J. Mulkey, died on the 15 day of December, 1928, in the town of Austin County of Travis, Texas.

The pensioner died in the home of Texas Confederate Home who was related to the pensioner as State Institution

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 J. J. Mulkey

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) and Son that my postoffice address is Chilton, Texas Street or R. F. D.

City

Signed

A. W. Taber

Sworn to before me this 15 day of December, 1928

Instructed by E. L. Mulkey to prepare body and deliver mortuary warrant to Chas. B. Cook, Undertaker.

Notary Public in and for Travis Co State of Texas.

CERTIFICATE OF UNDERTAKER

I, Charles B. Cook, do certify that I am undertaker in the town of Austin County of Travis, State of Texas that I had charge of the body of J. J. Mulkey, who died in the town of Austin, County of Travis, State of Texas on the 15 day of Dec 1928. That said body was prepared for burial by me on the 18 day of Dec 1928, and that I am of the opinion that warrant herein applied for should be issued to the said who makes the foregoing application.

Signed

Charles B. Cook
By E. W. Hanes Undertaker.

CERTIFICATE OF PHYSICIAN

I, A. C. Hairston, do certify that I am a practicing physician, and that I attended J. J. Mulkey in his last illness, and am of the opinion that his ailments were Chronic nephritis

TX

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

A. C. Hairston M.D.
Austin Tex

Physician's Address

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