

Lack Seal

9038

Endorsements Hereon for Comptroller's Use Exclusively.

FORM No. 1.

CONFEDERATE PENSION APPLICATION.

Name of Applicant,
J. A. Sawyer
J. Henderson County.
Post Office *Atkins Texas*

Comptroller's File No.

9038

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 *JUL 12* day of *1902*

A. D.

E. A. Dolmas
chf Pension Clerk.

I hereby *Approve* the within application
for pension, this *JUL 12* day of

A. D.
R. M. Howe
Comptroller.

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

MAVERICK-CLARK LITHO CO., SAN ANTONIO.

RECEIVED

JUN 16 1902

RECEIVED

JUN 4 1902

Filed for Pension July 12 1902

APPLICATION of Indigent Soldier or Sailor of the late Confederacy for pension under the Act of May 12, 1899.

THE STATE OF TEXAS, }

COUNTY OF Henderson }

To the Honorable County Judge of Henderson County, Texas.

Your petitioner, A. J. Sawyer 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 Andrew J. Sawyer
- Q. What is your age? Answer I am 71 years old
- 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 I have resided here 14 years. Athens Texas is my Post office
- 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 I am unable to engage in one
- Q. What is your physical condition? Answer Paralyzed all over, very 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 probably old age
- Q. State in what company and regiment you enlisted in the Confederate army, and the time of your service? Answer Company K 10 Regiment [Cavalry] "Confederate"
- Q. If you served in the Confederate navy state when and where, and the time of your service. 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—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 I own none—I own no property

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- 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 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 I am
- Q. Are you unable by your labor to earn a support? Answer I am not
- Q. Have you transferred to others any property of value of any kind for the purpose of becoming a beneficiary under this law? Answer I have not
- Q. Did you ever desert the Confederacy? Answer No - I did not
- Q. Have you been continuously since the first day of January, 1880, a bona fide resident citizen of this State? Answer I have, I came to Texas about 1866 & have resided here ever since
- 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)

A. J. Sawyers

Sworn to and subscribed before me this 26 day of Dec. A. D. 1901

Paul Jones

(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,

Paul Jones

County Judge of Henderson

County, State of Texas, on this day personally appeared

J. E. Morgan

and J. B. Lane

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

A. J. Sawyers the above named applicant for a pension, and that they personally know that the said A. J. Sawyers ~~enlisted in the service of the~~

~~Confederacy, and performed the duties of a soldier (or sailor) as claimed by him in the above and foregoing application, and that they~~

further know that he, the said applicant, is unable to support himself by labor of any sort.

(Signature of Witness)

J. B. Lane

X

(Signature of Witness)

J. E. Morgan

X

(Signature of Witness)

(Signature of Witness)

Sworn to and subscribed before me this 12th day of May A. D. 1902

Paul Jones

(SEAL)

County Judge Henderson County, Texas.

AFFIDAVIT OF PHYSICIAN,

THE STATE OF TEXAS,

COUNTY OF Henderson

Before me

County Judge of Henderson County, State of Texas, on this day personally appeared Dr. A. S. Miller

, 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:

Partial paralysis of left side, and Smutty

(Signature of Physician)

A. S. Miller

Sworn to and subscribed before me this 26 day of Dec A. D. 1901

(SEAL)

Paul Jones
County Judge Henderson County, State of Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF Henderson

I, Paul Jones

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

day of 12th of May A. D. 1902, before me came on to be heard the application of A. J. Sawyer 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 A. S. Miller

who is a reputable practicing physician of this County, was made before me. I also certify that the said applicant A. J. Sawyer 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 A. J. Sawyer 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 Itasca this 12th day of May A. D. 1902

(SEAL)

Paul Jones
County Judge Henderson 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 A. J. Sawyer

for a pension, together with the proof in support thereof, was duly submitted by Hon. Paul Jones County Judge of this Henderson

County, to the Commissioners Court of this Henderson County, at a regular term thereof on the 12th day of May A. D. 1902, 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 Itasca this 12th day of May A. D. 1902

(Signatures of Commissioners.)

(SEAL)

C. R. Pickle.
B. D. Arnold
H. H. Birdwell.
Peter Warden

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A 68.

File No.

IN THE COMMISSIONERS' COURT

of *Henderson* County,

BEFORE THE COUNTY JUDGE OF SAID COUNTY.

Ex Parte *J. A. Sawers*

COMMISSION

TO TAKE THE DEPOSITION OF

M. D. Britt

VS. {

Witnesses for

Applicant for Confederate Pension.

Issued the *26th* day of

December 1901

W. J. Connell
Clerk

Returned and filed the *8* day of

July A. D. 1902

W. J. Connell

Clerk *Henderson* Court,

Henderson County, Texas.

Deputy.

THE STATE OF TEXAS.

To the Clerk of the District Court, Judge or Clerk of the County Court, or any Notary Public in and for the County of Henderson State of Texas—GREETING:

WE HEREBY AUTHORIZE AND REQUIRE YOU, OR EITHER OF YOU, to summon

M. D. Britt and G. A. Stevens.

a resident of your

County

to come before you forthwith, and that you then and there take them

answers, under oath, to the attached copy of Direct and cross Interrogatories, and that you

return the same, without delay, to the Clerk of this Court as herein provided:

1. That you reduce ~~the~~ answers so taken to writing, in proper form, and cause the same to be subscribed and sworn to by said witness.

2. That you certify under your hand and seal of office, that said answers were sworn to and subscribed before you.

3. That you seal up in an envelope the answers so taken, together with the annexed interrogatories, and this Commission, with your name across the seal.

4. That you endorse on the envelope the name of the applicant for pension herein, and the name of said witness.

5. That you direct the package to the "Clerk of the County Court of Henderson County, Arkansas Texas."

6. That if said package is sent by mail, the Postmaster or his Deputy shall endorse thereon that he received it from your hands, and sign his name thereto; or if you entrust it to private conveyance, as provided by the Statute, you will apprise the person receiving it that it *must* be delivered to the Clerk of *this* Court by *himself in person*; which evidence, so taken as above, is to be used in proof of and on hearing of a pension claim now pending in the Commissioners' Court of Henderson County, in said State of Texas, before the County Judge of said County, entitled "Ex parte J. A. Sawyer applicant for Confederate pension."

HEREIN FAIL NOT, but make due return of this Writ as the law directs.

Given under my hand and seal of office, at Arkansas

this 26th day of December A. D. 1900

ATTEST:

W. G. L. Orville (TX)
Clerk of the County Court of Henderson Texas.

Deputy.

EX PARTE

J. A. Sawyer
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
M. D. Britt and *C. A. Stevens*
who reside in the County of *Barbour* in the State of *Alabama*
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. S. Prince
(Applicant's) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness

M. D. Britt and C. A. Stevens

- 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. A. Sawyer* who
is an applicant for pension under Act of May 12, 1899?
- INT. 3. How long have you known the said *J. A. Sawyer* applicant for
pension, and when and where did you first know him?
- INT. 4. Do you personally know that the said *J. A. Sawyer* applicant for
pension, enlisted in the service of the Confederacy, and performed the duties of a soldier or sailor?
- INT. 5. Do you personally know in what company and regiment the said *J. A. Sawyer*
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. A. Sawyer*, the said
applicant for pension, is unable to support himself by labor of any sort?

CROSS INTERROGATORIES.

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TO BE PROPOUNDED TO *M. D. Britt and C. A. Stevens*

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

If you say that you so knew other soldiers or sailors of the same name as 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. A. Sawyer 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 upon conjecture?

CROSS INT. 4. Do know whether or not the said J. A. Sawyer applicant for pension, ever deserted the service in the Confederate army or navy?

THE STATE OF TEXAS, }
County of Henderson

I, Paul Jones, 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.

Paul Jones
County Judge Henderson County, Texas.

John S. Prince
(~~Applicant~~,) Attorney for Applicant.

A 69.

In Re
Application for Confederate
Pension.

IN COMMISSIONERS' COURT,
Henderson COUNTY, TEXAS.
Pending before County Judge of said County.

EX PARTE
J. A. Sawyer
Applicant

INTERROGATORIES
PROFOUNDED TO
M. D. Smith and
E. A. Thomas
WITNESSES.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

J. A. Sawyer

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)

M. D. Britt and C. A. Stevens
both of whom reside in Barbour County
Alabama,

to the accompanying interrogatories (2)

and cross interrogatories
propounded to *them* in the above entitled cause taken before (3)

in accordance with the accompanying (5)

To the first interrogatory the said

Witness, answers:

agreement
C. A. Stevens
*51 years of age - Eufaula Alabama.**To the 2^d interrogatory said witness answers:*
*I knew him in the Army and when he lived in Eufaula.**To the 3^d interrogatory said witness answers:*
In Eufaula since 1861.

TX

To the 4th interrogatory said witness answers:
I most certainly do, as I was substitute for him as
a recruit

To the 5th interrogatory said witness answers:
 I know he enlisted in Eufaula Ala, served in Company K,
 10th Confederate Regiment from 1862 to the close.

To the 6th interrogatory said witness answers:
 I do not know

To the 1st Cross interrogatory said witness answers:
 I only know one J. A. Sawyer who served as before stated.

To the 4th Cross interrogatory said witness answers:

I state most positively and assuredly that he never did desert.

Witness signed here - - *L. A. Stevens*

Subscribed and sworn to before me, this *8th* day of *March* 190*2*

(L S)

Official Signature
officially

Silas Stein
Notary Public.

Alabama
THE STATE OF ~~TEXAS~~,

County of *Barbour*

I, *Silas Stein Notary*
(Here give name and official character of officer before whom taken.)

Public do hereby certify that *L. A. Stevens*

and *it* are personally known to me to be credible citizens of said County and State, and that the foregoing answers of *L. A. Stevens*

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 *8th* day of *March* 190*2*

(L. S.)

Also here
officially

Silas Stein
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 the Commissioners' Court

OF

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

EX PARTE

J. A. Sawyer
Applicant for Confederate Pension.

DEPOSITION

OF

L. A. Stevens

Witness for Applicant.

Filed the *2* day

of *April* 190*2*

W. C. Carson Clerk.

By Deputy.

Fee for Taking Deposition, \$

To the 2^d Cross interrogatory said Witness answers:

I never knew of any other J. A. Lawyer who served at the same time.

To the 3^d ~~interrogatory~~ Cross interrogatory said Witness answers.

Have not seen J. A. Lawyer in about 30 years,

(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

IN RE APPLICANT FOR CONFEDERATE PENSION

J. A. Sawyer

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.

Answers and depositions of (1)

M. D. Britt and G. A. Stevens
both of whom reside in barbour county
*Alabama,*to the accompanying interrogatories (2) *and cross interrogatories*
propounded to *them* in the above entitled cause taken before (3)in accordance with the accompanying (5) *agreement*

To the first interrogatory the said

Witness, answers:

M. D. Britt
*65 years old, Eufaula Alabama**To the 2^d interrogatory, said Witness, M. D. Britt answers:-*
*I used to know him in the Army and when lived in Eufaula,**To the 3^d interrogatory said Witness answers:-*
*In Eufaula Alabama in 1858 or 1859.**To the 4th interrogatory said Witness answers:-*
I do know he was in the service of the Confederate Army and
*served as a Soldier.**To the 5th interrogatory said Witness answers*
Idr, Co. K. 10th Confederate Cavalry Regiment, during the war, Tennessee
*Army, served from 1862 to the close,**To the 6th interrogatory said Witness answers:*
I cannot answer this as I have not seen him in 30 years and
*don't know his present condition and circumstances,**To the Cross interrogatories, said No. 1. he answers*
I believe to the best of my knowledge he is the identical
J. A. Sawyer,

TX

To Cross interrogatory No 2. he answers
I don't know of any other one that served at that time
in said company by that name,