

~~2258~~
31941
 FORM A
Soldier's Application for Pension

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

7-22-26

Name of Applicant.

W. A. Smith

Henderson County.

Postoffice

Chandler #3

Filed

Jan. 30" 1912

Approved

9/10/15

Pension allowed from

Dec-1-1915

Rejected

J. C. Jones

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 Henderson }

I, W.A. Smith, 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 I was at home on a furlow when the war closed, with my Captain Cap. Harton.

(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:

1. What is your age? 67 years.
2. Where were you born? Fayette County State of Alabama.
3. How long have you resided in Texas? 35 years.
4. In what county do you reside? Henderson.
5. How long have you resided in said county and what is your postoffice address? 25 years, address is Murchison. R.F.D.#1.
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. No.
7. What is your occupation, if able to engage in one? Farming.
8. In what State was the command in which you served organized? Alabama.
9. How long did you serve? Give, if possible, the date of enlistment and discharge. 4 years.
10. What was the letter of your company, number or name of battalion, regiment or battery? Company C. 26th Alabama Infantry.
11. If transferred from one command to another, give time of transfer, name of command and time of service. Not so transferred.
12. What branch of the service did you enlist in—infantry, cavalry, artillery or navy? Infantry.

13. If commissioned direct by the President, what was your rank and line of duty?.....

Not commissioned.

14. If detailed for special service, under the law of conscription, what was the nature of your service and how long did you serve?.....
Not detailed for special service.

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)

W A Smith

Sworn to and subscribed before me, this 15 day of Nov, A. D. 1911

[SEAL.]

John S. Price
County Judge Hudson County, Texas.

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS }

County of Hudson

Before me John S. Price, County Judge of Hudson County, State of Texas, on this day personally appeared J. G. Crumpler mon with, who are personally known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know W A Smith the above named applicant for a pension, and that they personally know that the said W A Smith 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 G Crumpler

(Signature of Witness)

J T Moncrief

Sworn to and subscribed before me, this 16 day of December, A. D. 1911

[SEAL.]

John S. Price
County Judge Hudson 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

(Signature of Witness).

County Judge.....County, Texas.

31941

EX PARTE

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

W.A.Smith
 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 W.M.Moore
 and J.B.Belk who reside in the County
 of Lamar 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 of his claim for a pension under the Act of March 26, 1909, the applica-
 tion 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 is a bona fide resident.

W.A.Smith

(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness es.

W.M.Moore and J.B.Belk

- 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 W.A.Smith who who
 is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long had you known the said W.A.Smith
 and when and where did you first know him?
- INT. 4. Do you personally know that the said W.A.Smith
 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 W.A.Smith
 enlisted and served in the Confederate army? When? Where? And the time of service? If you person-
 ally 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 W.A.Smith
 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 W.A.Smith 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 W.M.Moore and J.B.Belk



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

Cross INT. 3. Do you know whether or not the said _____ W.A. Smith
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 _____ W.A. Smith
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 _____ may be attached hereto.

John S. Prince
County Judge _____ Henderson _____ County, Texas.

W.A. Smith.

(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

W.A. Smith

Applicant.

INTERROGATORIES

propounded to

W.M. Moore & J.B. Belk

Witnesses.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Under Act March 26, 1909, pending

W.A. Smith

in Henderson

Applicant for Confederate Pension.

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

Answers and depositions of (1) W.M. Moore and J.B. Belk

71 yrs the 10th day last May

to the accompanying interrogations (2) and cross interrogatories

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

in accordance with the accompanying (7) agreement

To the first interrogatory the said W.M. Moore

Witness, answers

To 2nd Int. he answers:

yes I knew W.A. Smith
lived neighbor to him

To 3d Int. he answers:

about 3 or 4 yrs before the war

To 4th Int. he answers:

yes 26th Alabama Company C and
about 3 yrs

to 5th int. he answers:

yes 26th Ala Reg Company C and
served 3 yrs don't know when he enlisted but
know he served about 3 yrs

to 6th int. he answers

to 7th int he answers:

Don't know he was Private when I knew him
I know he was not

To 1st Cross-Int. he answers;

no other W.A. Smith in the Company

to 2nd Cross-Int. he answers:

yes

To 3d Cross-Int. he answers:

yes made a Good Soldier

To 4th cross-Int. he answers:

I know he did not

W.M. Moore

Answers and depositions of the witness J.B. Belk:

To The First Int. said witness answers: *yes I knew lived near
my and am 73 yrs old*

To 2nd Int. he answers: *26th Ala Co C and served about
3 yrs*

To 3d Int. he answers: *from Infancy about time
was born near Kandy Ale*

To 4th Int. he answers: *yes*

To 5th Int. he answers: *yes Company or 26th Ala yes
about Jan'y 1862 near Richmond Va about
3 yrs*

To 6th Int. he answers:

To 7th Int. he answers: *yes served as a Private*

no

To 1st Cross-Int. he answers:

yes

To 2nd Cross-Int. he answers:

yes

To 3d Cross-Int. he answers:

yes

To 4th Cross-Int. he answers:

yes he did not

J. B. Belk

J. B. Belk

The State of Alabama Lamar County
 I Sam J Harris a Notary Public in and Said County
 and State do hereby Certify that W M Moore and
 J B Bell are personable known to me to be Creditable
 Citizens of Said County and State and that the foregoing
 answers of W M Moore and J B Bell whose names appear
 signed to the foregoing deposition were made before
 me and were sworn to and subscribed before me by
 said witnesses W M Moore and J B Bell Given under
 my hand and official seal This the 26th day of January
 1912
 Sam J Harris
 Notary Public in and
 for Lamar County Alabama

Subscribed and sworn to before me, this 26th day of January, 1912

W M Moore

J B Bell

THE STATE OF ~~Alabama~~ }
 County of ~~Lamar~~

W F Dardy Justice of the Peace
 (Here give name and official character of officer before whom taken.)

do hereby certify that W M Moore and J B Bell
 and are personally known to me to be credible citizens of said
 County and State, and that the foregoing answers of W M Moore and J B Bell
 the witnesses before named, and W M Moore
 J B Bell, whose names appear signed to the foregoing deposition, were made before me
 and were sworn to and subscribed before me, by said witness (4) W M Moore and J B Bell

Given under my hand and official seal, this the 18th day of January, 1912

(L. S.)

W F Dardy
 Justice of the Peace

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

EX PARTE

Applicant for Confederate Pension

DEPOSITION
 OF _____

Witness _____ for Applicant

Filed _____ day
 of _____ 19____

By _____ Clerk.
 Deputy.

Fee for Taking Deposition, \$ _____

VON SOECKMANN-JONES COMPANY, PRINTERS, AUSTIN, TEX.



- (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.



E. A. BUFORD, Commissioner

OFFICE OF

Commissioner of Pensions

State of Texas

Austin

To the Adjutant General,

War Department,

Washington, D. C.

Dear Sir:

I have the honor to request the military record
 of H. A. Smith who is reported to have enlisted in
 Company "C", Regiment 26th Ala. 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,



Commissioner of Pensions.

ADJUTANT GENERAL'S OFFICE
1878873
WAR DEPARTMENT

Commissioner of Pensions
Office of
State of Texas

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

1878873
WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, February 12, 1912.

Respectfully returned to the

Commissioner of Pensions,
State of Texas,
Austin.

The records show that W. A. Smith, private, Company C, 26th (O'Neal's) Alabama Infantry, Confederate States Army, enlisted December 7, 1861. On the company roll covering the period from January 1 to April 30, 1864 (only roll on which his name appears), he was reported present. No later record of him has been found.



The Adjutant General.

(A. G. O. 72-1)

Per 

REFERENCE
FIRST NATIONAL BANK
USE ROBINSON CODE

REAL ESTATE
AND
LIVE STOCK

ROBBINS BROTHERS

WHOLESALE AND RETAIL

FLOUR, GRAIN, HAY

Receivers and Shippers of Orchard and Farm Products

Athens, Texas, Sep't 8th 1915.

Pension Department.,
Austin, Texas,
Dear Sir-

I sent you a letter regarding an application of "an old Confederate soldier" who had applied to your Department for a pension, and did not give you his name. I was rushed to get the letter to a train and thought that I did give you his name before the train left.

The name of this applicant is W.A. Smith, whose application came from Chandler, Texas, this county, in the year 1911, and he has not had alihs from your office. I re-iterate that this man should have a pension, and if his application is in order I would be very glad to know that you had entered his name as pensioner.

Very truly yours,



W. B. Robbins
Senator 9th Dist.

JOHN S. PRINCE

Attorney at Law
ATHENS : TEXAS

COUNTY JUDGE OF
HENDERSON COUNTY

Hon. R. A. Buford, Com. of Pensions,

Austin, Texas.

Dear Sir:-

I am handing you application which explains its self; on which make the following explanation:::

Explanation:

The deposition of witnesses was returned by a Justice of the Peace, who ad no seal, and was returned with out use of seal. I had same sent back to he witnesses and they then went before a Notary and had their answers sworn o before him. Hence the ir-regularity, which you will notice.

County Judge.



APPLICATION FOR MORTUARY WARRANT

STATE OF TEXAS,
County of Henderson } I, M A Asher
do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of
the late W A Smith, who was a pensioner of the
State of Texas, and whose file number was 31941 and whose original county was Henderson
The said pensioner W A Smith, died on the
20 day of July, 1926, in the town of Murchison
County of Henderson, Texas.
The pensioner died in the home of Mrs. Ora Sims
who was related to the pensioner as Daughter
That the warrant, which application is hereby made for, shall be applied to paying all or part of the ex-
penses incurred by the said pensioner W A Smith
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) M A Asher (Friend)
that my postoffice address is Murchison Texas
Street or R. F. D.

City _____ State _____
Signed MA Asher
Sworn to before me this 20 day of July, 1926
Notary Public in and for Henderson State of Texas.

CERTIFICATE OF UNDERTAKER

I, No undertaker, do certify that I am undertaker in the
town of _____ County of _____, State of _____,
that I had charge of the body of _____, who died in the
town of _____, County of _____, State of _____
on the _____ day of _____ 192____. That said body was prepared for burial by me
on the _____ day of _____ 192____, and that I am of the opinion that
warrant herein applied for should be issued to the said _____
who makes the foregoing application.

Signed _____ Undertaker.

CERTIFICATE OF PHYSICIAN

I, Al Horton, do certify that I am a practicing
physician, and that I attended W A Smith in his last illness, and
am of the opinion that his ailments were prostatic infection due to
retention of urine (primarily
prostatitis

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 Al Horton (TX)
Physician's Address Murchison Texas

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

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

Physician's Address
Signed

and approved March 2, 1926

in the name of the undersigned physician in accordance with Act passed by the Thirty-eighth Legislature
I further certify that I am of the opinion that the Mortuary Markant above requested should be issued

in his last illness, and
no certify that I am a practicing

CERTIFICATE OF PHYSICIAN

Signed

Undersigned

who makes the foregoing application

Marriage record applied for should be issued to the said
on the day of 1926 and that I am of the opinion that
on the day of 1926 that said body was prepared for burial by me
town of County of State of
that I had charge of the body of who died in the
town of County of State of
I do certify that I am undersigned in the

CERTIFICATE OF UNDERTAKER

Mortuary Public in and for State of Texas

I swore to before me this

day of

1926

Signed

that my postoffice address is

HENDERSON

TEXAS

I am related to the pensioner as (Friend) M A VASHER (Friend)

I further certify that the warrant for the current quarter has not been cashed by the pensioner, to the
penses incurred by the said pensioner

that the warrant, which application is hereby made for, shall be applied to paying all or part of the ex-
who was related to the pensioner as

The pensioner died in the home of
County of Henderson Texas

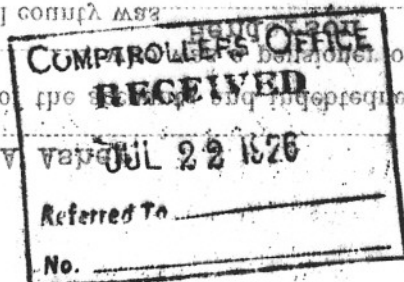
day of July 1926 in the town of Henderson

The said pensioner, M A SMITH, died on the
State of Texas, and whose the number was and whose original county was

the late M A SMITH
to hereby certify that I am the person to whom is entrusted the paying of the

County of Henderson

STATE OF TEXAS



APPLICATION FOR MORTUARY MARKANT