

JUN 7 - 1910

FORM A

3162

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. W. Thursty
Henderson

County.

Postoffice

Chandler

Filed

AUG 17 1909

Approved

*Died at camp
Douglas*

Pension allowed from

JUN 7 - 1910

Rejected

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

A.B. Walker, Uncle Jesse Walker

FORM A

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS }

County of *Henderson* }

I, *J. Weatherly*, 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.

discharged in Nogodooker in 1862
I was Ruptured & disabled - I was paroled
each 6 months thereafter

(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? *72 years*
2. Where were you born? *In Tenn.*
3. How long have you resided in Texas? *62 years*
4. In what county do you reside? *Henderson*
5. How long have you resided in said county and what is your postoffice address? *24 years*
Chandler

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? *Texas*
9. How long did you serve? Give, if possible, the date of enlistment and discharge. *One year*

10. What was the letter of your company, number or name of battalion, regiment or battery? *Company*
H 17th Tex Cavalry

11. If transferred from one command to another, give time of transfer, name of command and time of service. *1*

Not transferred

12. 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?

Not detailed

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)

L. Weather

Sworn to and subscribed before me, this *31* day of *Aug.*, A. D. 19*09*.

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

State of Texas, on this day personally appeared *I J Hobbs & Sam Bordwell*, who are personally

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

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

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)

I J Hobbs

(Signature of Witness)

Sam Bordwell

Sworn to and subscribed before me, this *3* day of *Aug.*, A. D. 19*09*.

John S. Price
County Judge *Henderson* County, Texas.

[SEAL.]

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)

(Signature of Witness)

Sworn to and subscribed before me, this.....day of.....A. D. 19.....

[SEAL.]

County Judge.....County, Texas.

CERTIFICATE OF THE STATE AND COUNTY ASSESSOR

I, W. V. Davis, State and County Assessor in the County of Henderson
State of Texas, do certify that J. H. Weatherly 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, ap-
proved March 26, A. D. 1909, is charged on the land and personal property rolls of said county with estate, real, per-
sonal and mixed, at the assessed value of None dollars.

Given under my hand, this 16 day of Aug, A. D. 1909

State and County Assessor.



EX PARTE

J. Weatherly

~~XXXXXXXXXX~~

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 J. J. Watkins and _____ who reside in the County of Nacagdoches 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.

J. Weatherly
(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness

J. J. Watkins, of Douglass, Texas.

- 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. Weatherly whose widow is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long had you known the said J. Weatherly and when and where did you first know him?
- INT. 4. Do you personally know that the said J. Weatherly 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. Weatherly 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 J. Weatherly 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 J. Weatherly 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.

TX

To be Propounded to J. J. Watkins, of Douglass, Texas.

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

Cross INT. 3. Do you know whether or not the said J. Weatherly
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 J. Weatherly
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.

County Judge Henderson County, Texas.

(Applicant) Attorney for Applicant.

In Re
Application for Confederate
Pension.

FOR USE OF WIDOWS.

 County, Texas.

Pending before the County Judge of said County.

EX PARTE

J. Weatherly
Applicant.

INTERROGATORIES

propounded to

J. J. McElhinne

Witnesses.



E. A. BOLMES, Commissioner

OFFICE OF
Commissioner of Pensions

State of Texas

Austin SEP 8 1909

To the Adjutant General,

War Department,


Washington, D. C.

Dear Sir:

I have the honor to request the military record
of J. Weatherly who is reported to have enlisted in
Company H, Regiment 17th Texas Cavalry
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,


E. A. Bolmes
Commissioner of Pensions.

ADJUTANT GENERAL'S OFFICE

SEP 18

1568663

1899

WAR DEPARTMENT

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

1568663

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE.

WASHINGTON, Sept. 20, 1909.

Respectfully returned to

The Commissioner of Pensions,
State of Texas, Austin.

The records show that J. Weatherly,
private, Company H, 17th Texas Cav-
alry, Confederate States Army, was
enlisted March 10, 1862.

The records of prisoners of war
show that John Weatherly, same com-
pany and regiment, was captured Jan-
uary 11, 1863, at Arkansas Post,
Arkansas, and died February 9, 1863,
at Camp Douglas, Illinois.


The Adjutant General.

[A. G. O. 72-1]

ANSWERS OF THE WITNESS J.J.WATKINS TO THE CROSS INTERROGATORIES.

To the First Cross-Int.said witness Ans: *I have answered this question in the direct interrogatory I ^{don't} know of no other Soldier of that name*

To the 2nd Cross-Int.he Ans: *yes*

To 3d Cross Int.he Ans: *yes*

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



- (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.

Subscribed and sworn to before me, this

James J. Watkins
11th day of *August*, 190*9*
T. C. Spencer, J. P. & Ex-officio
Notary Public Macgregor Co. Tex.

THE STATE OF *Texas*

County of *Macgregor*

Notary Public

I, *T. C. Spencer, J. P. & Ex-officio*
 (Here give name and official character of officer before whom taken.)

do hereby certify that

and *J. J. Watkins* are personally known to me to be credible citizens of said

County and State, and that the foregoing answers of

J. J. Watkins the witness before named, and

whose name appears 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 *11th* day of *August*, 190*9*

(L. S.)

T. C. Spencer, J. P. & Ex-officio
Notary Public Macgregor Co. 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 *Henderson* County, Texas.
 Before the Honorable County Judge of said County.

EX PARTE

J. M. Mathews
 Applicant for Confederate Pension

DEPOSITION
 OF

J. J. Watkins
Macgregor Co. Tex.
 Witness for Applicant

Filed _____ day

of _____ 190

Clerk.

By _____ Deputy.

Fee for Taking Deposition, \$ _____

VON SOECKMANN-JONES COMPANY, PRINTERS, AUSTIN, TEXAS