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Write G. H. Clark

Professor,
Army War College

FORM A 1366

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. M. W. Conly

Steph County.

Postoffice: Steph

Filed: Dec-20-1911

Approved

Pension allowed from

Rejected

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

Compliments of
East Texas Genealogical Society

G. W. Swor - Alex Frouddel - Henry Co. Tenn.

FORM A

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS }

County of Gregg }

I, J. M. W. Acuff, 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

(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? Sixty nine years.
2. Where were you born? Calloway Co. Ky.
3. How long have you resided in Texas? Since 1857
4. In what county do you reside? Gregg
5. How long have you resided in said county and what is your postoffice address. Since Dec 1888 - Kilgore

Texas, Route #1

6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. Not before

7. What is your occupation, if able to engage in one? Basket maker -

8. In what State was the command in which you served organized? Tenn.



9. How long did you serve? Give, if possible, the date of enlistment and discharge. From May 20th 1861 until May 15th 1865 - looking 5 days being 4 years.

10. What was the letter of your company, number or name of battalion, regiment or battery? Co. 'A'

5th Tenn. Regt.

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

no

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?.....

no

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).....

J. W. [unclear]

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

17th day of *October*

J. McHaley

County Judge..... County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

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

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 duly sworn, on oath state that they personally know.....

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

..... 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).....

P. A. [unclear]

(Signature of Witness).....

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

18 day of *Dec*

J. McHaley

County Judge..... 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.

and true, to the best of their knowledge and belief, and that they have no interest in this claim, and said applicant's habits are good and free from dishonor. And.....further make oath to the following facts touching the applicant's service in the Confederate Army: (State fully your source of knowledge.)

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(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, Mr. Roy Dennis, State and County Assessor in the County of Wright State of Texas, do certify that J. M. W. Cariff 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, approved March 26, A. D. 1909, is charged on the land and personal property rolls of said county with estate, real, personal and mixed, at the assessed value of One Hundred (100.00) dollars.

Given under my hand, this 18 day of Dec, A. D. 1911



Mr. Roy Dennis
State and County Assessor.
by C. B. Peruch Deputy

DEPOSITION IN PENSION CLAIMS, with Caption and Certificates.

828-709-2m

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

J.M.W. Craft

Under Act March 26, 1909, pending

Grigg

Applicant for Confederate Pension.

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

Answers and depositions of (1) G.W. Sworn and A.C. Trussdale

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 G.W. Sworn and A.C. Trussdale

Witness, answer by G.W. Sworn and A.C. Trussdale
Bushman

G.W. Sworn is 70 years
A.C. Trussdale is 68

To 2nd Duty they Ans. - We do
not have business since
before the War at least
60 years

To 3rd Duty they Ans. -

TX

To 4th Duty they Ans. - We do

In Co. A

To 5th July, they Ans. In 5th June they Volunteered
 He enlisted May 14th 1861
 at Paris Tenn. and served
 by Gen. Brown's Brigade for 14 months
 A. C. Ironsdale States that he served longer
 than this was captured hence returned to his home
 in 6th July, they Ans. He was not
 He was a private

To 7th July, they Ans. He was not

To 1st X July, they Ans. - We were in both
 with him & both belonged to the
 same Company, they 5th June
 Co. A & he was the only man
 in the Company by that name
 & we were both personally
 acquainted with

To 2nd X July, they Ans.
 We are

To 3rd X July, they Ans.
 A. C. Ironsdale States that to his
 own knowledge that he served
 either in the service or in
 prison until the close of the
 war. A. C. Ironsdale was

both signed here x *[Signature]*
v *A. C. Ironsdale*

Subscribed and sworn to before me, this 4 day of Dec, 1901

Officer John T. Adell

J. M. [Signature] N.P.

THE STATE OF Texas
County of Henry

J. M. [Signature] N.P.
(Here give name and official character of officer before whom taken.)

do hereby certify that G. W. Swann
and A. C. Ironsdale are personally known to me to be credible citizens of said
County and State, and that the foregoing answers of G. W. Swann

A. C. Ironsdale the witness before named, and
A. C. Ironsdale 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 4 day of Dec, 1901

Officer John T. Adell
(L. S.)
file this certificate
with seal

J. M. [Signature] N.P.

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

EX PARTE

J. M. [Signature]
Applicant for Confederate Pension

DEPOSITION
OF

*G. W. Swann and
A. C. Ironsdale*

Witness for Applicant

Filed _____ day
of _____ 190
By _____ Clerk.
Deputy.

Fee for Taking Deposition, \$ _____

in Prison with the said Acuff
 until March 1865 at that time
 I was exchanged & I left the said
 Acuff in Prison and I have
 all reason to know that Acuff
 remained in Prison until the 11th
 of July. ~~the 11th of July~~
 General Sigsbee ~~has~~
 A. C. Fensdale states he
 knows that the said Acuff
 did not desert in any way
 but as stated he was in the
 service until captured
 & remained in Prison until
 the close of the war

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

J. M. W. Acuff
Applicant for Confederate Pension.

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

The Honorable County Judge of *Gregg* 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 *G. W. Swor*
and *Ally Brown del* who reside in the County of *Henry* in the State of *Tennessee*
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 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 wit-
ness ~~residing~~ residing in the County of *Gregg* and State of Texas, of which he is a bona fide resident.

J. M. W. Acuff
(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness *is*

G. W. Swor and Ally Brown del

- 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. M. W. Acuff* who is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long have you known the said *Acuff* applicant for pension and when and where did you first know him?
- INT. 4. Do you personally know that the said *Acuff* 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 *Acuff* 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 in the Confederate navy, then state: When? Where? And how long he so served?
- INT. 6. Do you personally know that *J. M. W. Acuff* applicant for pension, 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 said applicant 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 *G. W. Swor and Ally Brown del* 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 or special service 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. M. W. Acuff* serving in the same company or regiment or special service in which you say the said *Acuff* applicant *Acuff* 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 soldier or sailor of the same name as said J. M. W. Acuff applicant serving in the same command, or the special service to which he was assigned?

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 J. M. W. Acuff applicant for pension, is the identical person serving as testified by you?

Cross INT. 3. Do you know whether or not the said Acuff applicant for pension 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 Acuff deserted his command or voluntarily abandoned his post of duty, or the service during said war?

THE STATE OF TEXAS,

County of Gregg

I, J. H. McManey, County Judge of said County, in said State, do hereby waive copy of interrogatories, notice 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 Acuff may be attached hereto.

J. H. McManey
County Judge, Gregg County, Texas.

J. M. W. Acuff
(Applicant)/Attorney for Applicant.

In Re
Application for Confederate Pension.

FOR USE OF SOLDIERS

Acuff County, Texas,
Pending before the County Judge of said County.

EX PARTE
J. M. W. Acuff
Applicant.

INTERROGATORIES

propounded to

Wm. A. [unclear]
Chas. [unclear]
Witnesses.



E. A. BUFOED, 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 J. M. St. Aruff who is reported to have enlisted in
Company "A", Regiment 5th Texas 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,

E. A. Buford
Commissioner of Pensions.

TX



ADJUTANT GENERAL'S OFFICE
DEC 26 1862
WAR DEPARTMENT

Address: "The Adjutant General,
War Department, Washington, D. C."
WAR DEPARTMENT,
1862126

THE ADJUTANT GENERAL'S OFFICE,
WASHINGTON, December 27, 1911.

Respectfully returned to the
Commissioner of Pensions,
State of Texas, Austin.

The records show that J. M. W. Acuff, private, Company A, 5th Tennessee Infantry, Confederate States Army, enlisted May 20, 1861. On the muster roll dated January 20, 1864, last on which his name is borne, he was reported deserted in May, 1862. No later record of him has been found.


The Adjutant General.
Per 

(A. G. O. 73-1)