

W 5295

Endorsements Hereon for Comptroller's Use Exclusively.

FORM No. 1.

CONFEDERATE PENSION APPLICATION.

Name of Applicant

R. A. Carter

County.

Gregg

Post Office

Beth Smith Co.

Comptroller's File No.

5295

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

5

day of

July

A. D.

1900

[Signature]
Pension Clerk.

I hereby approve the within application for pension, this

5

day of

July

A. D. 1900

[Signature]
Comptroller

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

MAVERICK-CLARKE LITHO CO., SAN ANTONIO

COMPTROLLER'S OFFICE,
RECEIVED
DEC 15 1899
Referred to
No.

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 Gregg

To the Honorable County Judge of Gregg County, Texas.

Your petitioner, R. A. Carter respectfully represents that he is a resident citizen of Gregg 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 Robert Augustus Carter

Q. What is your age? Answer Seventy three years (73)

Q. In what County do you reside? Answer Gregg

Q. How long have you resided in said County and what is your post office address? Answer 3 years - Bass, Smith Co.

Q. Have you applied for a pension under the Confederate Pension Law heretofore, and been rejected? If so state when and where. Answer Have never applied

Q. What is your occupation if able to engage in one? Answer Am disabled

Q. What is your physical condition? Answer Absolutely unable to work -

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

Q. State in what company and regiment you enlisted in the Confederate army, and the time of your service? Answer Co. "B." - 16th Ga. Reg. 3 years

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 Have received nothing

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 1 mule - 3 cows - 2 hogs - Household goods - the value of all being about \$800 - No land

(TX)

- 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: Have not sold any property
- 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
- 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
- Q. Have you been continuously since the first day of January, 1880, a bona fide resident citizen of this State? Answer: I have

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)

R. A. Carter

Sworn to and subscribed before me this 4 day of August A. D. 1899

(SEAL)

J. N. Campbell
County Judge Gregg County, Texas.

AFFIDAVIT OF WITNESSES.

(NOTE—There must be at least two credible witnesses.)

THE STATE OF TEXAS,

COUNTY OF Gregg

Before me, J. N. Campbell

County Judge of Gregg

County, State of Texas, on this day personally appeared

J. H. McHany and P. Q. Erwin

who are personally known to me to be credible citizens, who being by me duly sworn on oath, state that they personally know R. A. Carter the above named applicant for a pension, and that they personally know that the said R. A. Carter 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. H. McHany

(Signature of Witness)

P. Q. Erwin

(Signature of Witness)

(Signature of Witness)

Sworn to and subscribed before me this 15 day of Nov A. D. 1899

(SEAL)

J. N. Campbell
County Judge Gregg County, Texas.

AFFIDAVIT OF PHYSICIAN.

THE STATE OF TEXAS,

COUNTY OF Gregg
County Judge of Gregg
P. O. Erwin

Before me J. N. Campbell

County, State of Texas, on this day personally appeared R. A. Carter, 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: Has rheumatism in both arms, hemorrhoids, and inguinal hernia of right side

(Signature of Physician) P. O. Erwin
Sworn to and subscribed before me this 15th day of Nov A. D. 1899

(SEAL)

J. N. Campbell
County Judge Gregg County, State of Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF Gregg
County Judge of Gregg
R. A. Carter

I, J. N. Campbell

County, State of Texas, do hereby certify that on the 15th day of Nov A. D. 1899, before me came on to be heard the application of R. A. Carter

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 P. O. Erwin

who is a reputable practicing physician of this County, was made before me. I also certify that the said applicant R. A. Carter, 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 R. A. Carter 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 Lougheer this 15th day of Nov A. D. 1899

(SEAL)

J. N. Campbell
County Judge Gregg County, State of Texas.

CERTIFICATE OF COUNTY COMMISSIONERS.

THE STATE OF TEXAS,

COUNTY OF Gregg
Gregg

We, the undersigned members of the Commissioners Court of Gregg County, Texas, hereby certify that the foregoing application of R. A. Carter

for a pension, together with the proof in support thereof, was duly submitted by Hon. J. N. Campbell County Judge of this Gregg County, to the Commissioners Court of this Gregg County, at a regular term thereof on the 15th day of Nov A. D. 1899, 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 Lougheer this 15th day of Nov A. D. 1899

(SEAL)

(Signatures of Commissioners.)

W. J. Beaupre
E. B. Perick
O. J. Brown TX

Depositions and answers of *Robt. M. Smith* who resides in *Richmond* county and state of Georgia to the accompanying direct interrogatories and cross interrogatories propounded to him in the above entitled and numbered application for pension taken before -----

William T. Everidge of City Court

in and for *Richmond* county and state of Georgia in accordance with the accompanying agreement of J. N. Campbell, county judge of Gregg county, Texas and R. A. Carter applicant for pension, waiving, time, service, copy, filing and commission.

-ANSWERS OF THE WITNESS-

To the first interrogatory he answers: *Robert M. Smith resides in Augusta Richmond County Georgia and is a member of Augusta Police age fifty years*

To the second interrogatory he answers: *I am personally acquainted with Robert Augustus Lester I served with him in Confederate Army -*

To the third interrogatory he answers: *I served with him in Company B. 10 Georgia Regiment - He was a private in the line He enlisted in 1861, and I left him in service, when I was wounded and relieved from Regiment - I was wounded at South Mountain and when able again for service was transferred to 5th Cavalry I returned at the close of the war*

To the fourth interrogatory he answers: *From description and name given I believe applicant to be the person I served with in Confederate Army He was a good soldier - He was with me for about two years - and I left him with Co B 10 Ga Regiment, when I was transferred to 5th Cavalry*



ANSWERS OF THE WITNESS *Robt. M. Smith*

TO THE CROSS INTGS.

To first cross interrogatory he answers:

I have resided in Richmond County all my life, with the exception of about ¹⁴ years spent at Benford, Ga. Did not know him until he joined Army. My residence at time of enlistment was Richmond Ga.

To second cross interrogatory he answers:

I first knew him in the Army - I cannot positively state he is the applicant - without seeing him - but from age and description he bore him to be the Robert A. Leavelle I served with in the Army.

To third cross interrogatory he answers:

Having served with him, I can positively state he rendered service in Confederate Army - his service commenced in 1861, and continued during the two years I was with the Regiment.

To fourth cross interrogatory he answers:

I know that there was a R. A. Leavelle a member of Co B 10th Regt of description given, and who would now be about age of applicant. He was a brave, gallant private, who always did his duty.

Signature of witness *Robt. M. Smith*

The state of Georgia. § I, *William T. Lee* Judge
County of *Richmond* §
city

city in and for the county of *Richmond* in the state of Georgia do hereby certify that the foregoing answers of *R. M. Smith*

the witness before named who is a credible person, were made before me, after being by me duly sworn, and were signed and sworn to before me by the said witness on the *28* day of *August* 1899

Given under my hand and seal of office this the *28* day of *August* 1899

William T. Lee
Judge of the Court - Richmond Ga



IN THE MATTER OF the application of

R. A. Carter

for pension, now pending before J. N. Campbell, county Judge of Gregg county and State of Texas, under the Confederate LXX pension law of the state of Texas, passed by the Twenty-Sixth Legislature and approved May the 12, 1899.

The county number of said application being
No.

To J. N. Campbell, county Judge of GREGG county and state of Texas.

You will take notice that, five days after service hereof, I will apply to the clerk of the county court of Gregg county, Texas, for a commission to take the depositions of *Edd A. Sibley and Robt. M. Smith* who reside in _____ county and state of Georgia in answer to the accompanying interrogatories to be used as evidence in the hearing of the above application for pension.

Interrogatories to be propounded to Edd A. Sibley and Robt. M. Smith of _____ county and state of Georgia.

Int. 1st. State your name, residence, age and occupation.

Int. 2nd. Are you personally acquainted with Robert Augustus Carter who is an applicant for a pension, and whose application is now pending before the County Judge of Gregg county, Texas?.

Int. 3rd. If you state that you know R. A. Carter then state whether or not you are personally know of his having performed any service in the Confederate army, and if so state what service he performed; in what company and regiment did he enlist; state the date of his enlistment and the length of time that he served in the Confederate army.?

Int. 4th. State how you know that R. A. Carter who has applied for a pension before the county judge of Gregg county, is the same person who you are testifying about. Give all the information within your knowledge concerning him in regard to his service in the Confederate army. State all the facts fully concerning said service.

R. A. Carter
mark

Applicant for pension.

We hereby waive, time, service, copy, filing and commission and agree that the answers of the witness may be taken at once on the original interrogatories and cross interrogatories and attached to and returned with the original interrogatories and cross interrogatories to the county clerk of Gregg county, Texas.

This the 4th, day of August, 1899.

J. N. Campbell
County Judge.

R. A. X Carter
mark Applicant.

TX

In the matter of the application of R. A. Carter for a pension
No.

Cross interrogatories propounded by the County Judge of Gregg county, Texas to the witness Edd A. Sibley and Robt. M. Smith.

1st. Cross Int. State how long you have resided in *Richmond* county and state of Georgia. Where did you reside when you knew R. A. Carter.

2nd Cross Int. If you state in answer to 2nd, direct interrogatory that you are personally acquainted with R. A. Carter, state when you first made his acquaintance. State how you know that he is the same person that has made application for a pension in Gregg county, Texas.

3rd Cross Int. If in answer to direct interrogatory third, you state that R. A. Carter performed military service in the Confederate army, state how you know that he performed said service. State when said service begun and when it ended.

4th Cross Int. State any other knowledge that you may have concerning the services of R. A. Carter and his identity.

County Judge.

In the matter of the application of R. A. Carter for pension now pending before J. N. Campbell, county judge of Gregg county and state of Texas, under the Confederate pension law of the State of Texas, passed by the 26th, Legislature and approved May 12, 1899.

The county number of said application being,

No.

Depositions and answers of

Edd A. Sibley

who resides in _____ county and state of Georgia to the accompanying direct interrogatories and cross interrogatories propounded to him in the above entitled and numbered application for pension, taken before

in and for _____ county and state of Georgia in accordance with the accompanying agreement of J. N. Campbell, county Judge of Gregg county Texas, and R. A. Carter applicant for pension waiving time, service, copy, filing and commission.

+Answers of the Witness-

To the first interrogatory he answers:

Edward A. Sibley
Augusta Ga. - 65 years of age - bottom weight

To the second interrogatory he answers:

I was personally acquainted with Robert A. Carter from 1861 to 1864, I have not seen him since that named year

TX

To the third interrogatory he answers:

I personally know that Robert A. Barber enlisted in Tetcher's Guards, Co. B, 10th Regt Tex Cavalry, ^{U. S. A.} in May 1861 and that he served in said regiment as a private soldier until some time in year 1864 - exact date not remembered.

To the fourth interrogatory he answers:

I do not know positively that the Robert A. Barber, about whom I testify is the person now applying for pension in Gregg County, Texas, as I have failed to keep track of him since the war, from the description given in accompanying papers I believe him to be the same man as it tallies with my recollection of his personal appearance. My knowledge of his service is due to the fact that I was a member of the company named

ANSWERS OF THE WITNESS

Edd A. Sibley

TO THE CROSS INTGS.

To first cross interrogatory he answers:

I have resided in Richwood County, Tex for ~~60~~ years, was residing here when I knew Robert A. Barber.

To second cross interrogatory he answers:

I first knew Robert A. Barber in May 1861, do not know positively but believe him to be for reasons given in answer to direct interrogatory.

To third cross interrogatory he answers:

I served with him in Co. B, 10th Regt Tex Cavalry, U. S. A.

His service began May 1861 and ended as I recollect some time in 1864,

(TX)

To fourth cross interrogatory he answers:

He was a good soldier, could not testify positively as to identity without seeing him

Signature of Witness

Edw. A. Sibbey

The state of Georgia.

County of *Richmond*

I,

William F. Eve judge

of the City Court

in and for the county of *Richmond*

in the state of Georgia do hereby certify that the foregoing

answers of *Edmund A. Sibbey*

the witness before named, who is a credible person, were made before me, after being by me duly sworn, and were signed and sworn to before me by the said witness on the *28* day of *August*; 1899

William F. Eve

Judge City Court Richmond Georgia

George Richmond County Georgia
I, *J. P. Keener* Deputy Clerk Superior City Court said County do certify that the Man *William F. Eve* who signaturer to the above affidavit or certificate is and was at the time of said signature judge of the City Court of said County. That this signaturer to the above is in his own genuine handwriting & full faith & credit is due.

Witness my official signature & Seal of said Court this Aug 28 1899

J. P. Keener (TX)
D. C.