

3

Mary H. Smith
Kerrville Tenn

Mary Lou Bentley,
Raleigh - Shelby Co
Tenn -

John Moel Spaden
Raleigh

No Proof of Service
Was Received

Sum ~~Ray~~ 7.24
Geddy

W.M. Howard Route 3
FORM A.
Groesvenor Tarrant Co
Tex.

Soldier's Application for a Pension

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

Name of Applicant.

R. Quincy
Gregg

County:

Postoffice

Tongview

Filed

at 5 17/10/16

Approved

Pension allowed from

Rejected

Commissioner of Pensions.

For Use of Soldiers Who are in Indigent Circumstances

THE STATE OF TEXAS

County of Gregg

I, R. Dunning do hereby make application to the Commissioner of Pensions for a pension to be granted me under the Act passed by the 33rd Legislature of the State of Texas, and approved April 7, 1913, 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; or (that I was in the service of the State of Texas during the war, to protect said State against the Indians and Mexicans for more than 6 months.) 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. 1900, 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 a salary or fees of \$300.00 per annum, nor have I an income from any other employment or other source whatever which amounts to \$300.00 per annum, nor do I receive from any source whatever money or other means of support amounting in value to the sum of \$300.00 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, exclusive of a home of the value of not more than \$1000.00; 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? 73 years
2. Where were you born? Edgecomb No. North Carolina
3. How long have you resided in Texas? About 35 years
4. In what county do you reside? Gregg
5. How long have you resided in said county, and what is your postoffice address? About 35 Years, Longview Tex, Route # 5
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. Have not applied
7. What is your occupation, if able to engage in one? Farm What is your physical condition? Weak
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. Enlisted April 1861 and served until April 1865
10. What was the letter of your company, number of battalion, regiment or battery? Co. "E"

Capt. Bill Farrest; Col. Jesse Farrest brother to Bedford Farrest

11. If transferred from one command to another, give time of transfer, name of command and time of service. First served under Capt. ~~not~~ transferred later to Capt. Bill Farrest, Burrow-12th Tenn. Co. Col. R.V. Richardson

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? was not
- 15. What is the assessed value of your home, if you own a home? own no home
- 16. What is the assessed value of your other property? nothing
- 17. Have you transferred to others any property of any kind for the purpose of becoming a beneficiary under this law? I have not

Wherefore your petitioner prays that his application for a pension be approved and such other proceedings be had in the premises as are required by law.

(Signature of Applicant) Rosmy Dunning

Sworn to and subscribed before me, this 20 day of March A. D. 1916

[Seal.]

J. McHaley
County Judge Gregg County, Texas.

AFFIDAVIT OF WITNESSES

[Note.]—There must be at least two creditable witnesses.

THE STATE OF TEXAS

County of Gregg }
Before me J. McHaley, County Judge of Gregg County,

State of Texas, on this day personally appeared Sam Dunning & E.O. Newhater

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

R. Dunning, the above named applicant for a pension, and that they personally know that the said R. Dunning has been a bona fide resident citizen of the State of Texas since prior to January 1, A. D. 1900, and that they have no interest in his claim.

(Signature of Witness) Sam Dunning

(Signature of Witness) E.O. Newhater

Sworn to and subscribed before me, this 25 day of March A. D. 1916

[Seal.]

J. McHaley
County Judge Gregg 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 per-



J. C. JONES, 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 R. Dunning who is
reported to have enlisted in Company E, Regiment Capt. Bill Forrest,
Col. Jesse Forrest, 12 Tenn. Cavalry
Col. R. H. Richardson

in service in the Confederate States Army.

Purpose: The.....person above named is an applicant for a Confederate pension granted
by the State, and I desire to verify his proof of service.

Very respectfully,



J. C. Jones
Commissioner of Pensions.

J. D. Frost
WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, *October 17, 1863*

Respectfully returned to

*Commissioner of Pensions,
State of Texas,
Austin,*

with the information that

*R. Dunning, priv. Co.
E, 12 Tenn. Cav. (Col.
Richardson) U.S.A. en-
listed Oct. 11, 1862, and
appears on roll for May
11, 1864, last on file, as
dropped from roll by order
of Brig. Genl. Richardson
and considered a deserter.
No prisoner of war record
found.*

H. P. McLean

The Adjutant General.

Per *9*

EX-PARTE

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

R. Drumming
Applicant for Confederate Pension.

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 Mary Lou Bentley and John Mack Spoden who reside in the County of Shelby in the state of Tenn. 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, 1907, 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 cannot be proven by any witness residing in the County of Gregg and State of Texas, which he is a bona fide resident.

R. Drumming
made (Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness et.

Mary Lou Bentley and John Mack Spoden

- 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 R. Drumming who is an applicant for pension under Act of March 26, 1907?
- INT. 3. How long had you known the said R. Drumming and when and where did you first know him?
- INT. 4. Do you personally know that the said R. Drumming 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 R. Drumming 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 R. Drumming 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 R. Drumming 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.

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To be propounded to said witnesses

CROSS INTERROGATORY 1. If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said R. Drumming 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 he 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 knew of any other soldier or sailor by the name of R. (Rozzy) Drumming serving in the same company or regiment, or special service in which you say the said R. Rozzy Drumming enlisted, if you have stated that said R. Drumming 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 R. Dunning applicant serving in the same command, or the special service to which he was assigned?

If you say that you know other soldiers or sailors of the same name of R. Dunning 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 R. Dunning is the identical person serving as testified by you?

Cross INT. 3. Do you know whether or not the said R. Dunning 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 R. Dunning 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. McFarney, 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.

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

R. Dunning
(Applicant) - Attorney for Appellant.

In Re

Application for Confederate Pension.

FOR USE OF SOLDIERS OR WIDOWS.

Gregg County, Texas.

Pending before the County Judge of said County.

EX-PARTE

R. Dunning
Applicant.

INTERROGATORIES propounded to

Mary Lou Bentley
John Mack Spalder
Witnesses.

EX-PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Under Act March 26, 1909, pending

7-1913

In

R. Dunning

Gregg

Applicant for Confederate Pension.

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

Answers and depositions of (1) Mary Lou Bently and

John Mack Spaden

to the accompanying interrogatories (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 witnesses & each of them answer

Witness, answers

John McSpadden, 59 years old 54 Porter Building Memphis Tenn

To 2nd Inty. witness Ans.

Said witness McSpadden answers Yes.

To 3rd Inty. they Ans.

McSpadden answers: I knew him from immediately after the war until he left Tennessee about 1881.

To 4th Inty. they Ans.

McSpadden answers: I was only eight or nine years old at the close of the war. I know personally that all of the it was Mr. Dunning was recognized and respected by the Community as a Confederate soldier. Many members of his regiment lived on that Community and a lot of him the subject and a Confederate soldier and a member of that regiment.

To 5th Inty. they Ans.

McSpadden answers: I know nothing personally but do know that he was generally reputed to have been a member of the 12th Tennessee Cavalry, a famous regiment.

To 6th Inty. they Ans.

McSpadden answers: I think Mr. Dunning was only a private

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To 7th July. They Ans.

McSpadden answers: I have ~~known~~ knowledge of those matters.

To 1st X July. They Ans.

McSpadden answers: As above stated because of my youth I have no personal knowledge. I only know that in the Community about Raleigh wherein many officers and men of the 116th Tennessee Cavalry lived Mr. Dunning was universally accepted as having been a member of that Regiment. I never heard of any one else being named Dunning.

To 2nd X July. They Ans.

McSpadden answers: I feel sure that he is, but of course it is difficult for the pension in Texas and I am in Tennessee. Without seeing him actual identification is impossible.

To 3rd X July. They Ans.

McSpadden answers: He bore the reputation of having been a good soldier. He would hardly have lived in that Community if his record had been bad. I would certainly have heard of any short coming if he had been guilty of any.

To 4th X July. They Ans.

McSpadden answers: No deserter from the Confederate army could have lived in that Community. None could have borne a good reputation as Mr. Dunning did. Bear in mind he lived among the officers and men of his Regiment for many years after the war and they gave him a good reputation as a soldier. That is all I know. Had he been a deserter he would have promptly died in Tennessee after the war. His record was exact.

J. S. McSpadden

Lined area for deposition text.

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.

Witness sign here

by the said J. S. McSpadden.

Subscribed and sworn to before me, this 22 day of September, 1916.

officer sign here (Seal)

Leibel L. Gragg, Notary Public

THE STATE OF Tennessee

COUNTY OF Shelby

Public, Shelby County, Tennessee

Leibel L. Gragg, Notary Public (Here give name and official character of officer before whom taken)

do hereby certify that

and J. S. McSpadden is personally known to me to be creditable citizen of said County and State, and that the foregoing answers of J. S. McSpadden 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) J. S. McSpadden

Given under my hand and official seal, this the 22 day of September, 1916.

(L. S.) Officer be sure + fill out this certificate

Leibel L. Gragg, 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 County Texas. Before the Honorable County Judge of said County.

EX-PARTE

R. Dunning Applicant for Confederate Pension

DEPOSITION

of

Wynson Beatty & John Mack Spader

Witness for Applicant.

Filed day

of 191

Clerk.

By Deputy.

Fee for Taking Deposition, \$

10/19/1916

Mr. R. Dunning,
Longview, Texas.
Route 5

My dear Sir:-

Your application has been rejected as you have not supplied sufficient proof regarding your service to off set the record of your service as registered at Washington, D. C. which is not good.

Yours truly,

J. C. Jones,

Commissioner

Lis

TX