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Endorsements Hereon for Comptroller's Use Exclusively.

FORM NO. 1—AMENDED.

OCTOBER 1, 1902.

Confederate Pension Application.

Name of Applicant,

J. H. Bennett

Smith County,

Post Office Gule A

Comptroller's File No. 11130

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 day of SEP 15 1905

A. D. E. A. Bolmes

Chief Pension Clerk.

I hereby approve the within application for pension, this day of

SEP 15 1905

A. D.

J. V. Stephens
Comptroller.

No Application Rejected by County Judge or County Commissioner's Should be Forwarded to Comptroller.

VON DOECKMANN, SCHUTZE & CO., PRINTERS, AUSTIN, TEXAS.

Ready

COMPTROLLER'S OFFICE,
RECEIVED
JUN 19 1905
Referred to
No.

NOTE—The law provides that pensions can begin only on the first day of April and October of each year.

FORM No. 1. Amended October 1, 1902.

APPLICATION of Indigent Soldier or Sailor of the late Confederacy for pension under the Act of May 12, 1899. Hereafter use no other blank but this.

THE STATE OF TEXAS, }

COUNTY OF

To the Honorable County Judge of Smith County, Texas.

Your petitioner, J H Bennett respectfully represents that he is a resident citizen of Smith 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 Jsham H Bennett
- Q. What is your age? Answer 79 years old
- Q. In what County do you reside? Answer Smith County
- Q. How long have you resided in said County and what is your post office address? Answer 19 years
Tyler Texas
- Q. Have you applied for a pension under the Confederate Pension Law heretofore, and been rejected? If so, state when and where. Answer Have not
- Q. What is your occupation if able to engage in one? Answer Mechanic
- Q. What is your physical condition? Answer my condition is weak & low
- 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 I am not. Old age
- Q. In what State was your command originally organized? Answer North Carolina
- Q. How long did you serve? Give date of enlistment and discharge. Answer Enlisted in April 1865
Four years
Apr 10th 1865 -
- Q. What was the name or letter of your company and name or number of your regiment? Answer Co A
12th M.C.
- Q. State whether you served in the infantry, artillery, cavalry, or the navy. Answer Infantry
- 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 Received none
- 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 None

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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 None

Q. What estate has your wife in her own right, real and personal, and what is its value? Answer None

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 Not entirely so, I get in very little

Q. Are you unable by your labor to earn a support? Answer No

Q. Have you transferred to others any property of value of any kind for the purpose of becoming a beneficiary under this law? Answer No

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 Yes

Q. If you originally enlisted in the Confederate service from the State of Texas, were you at the date of the passage of this act, a bona fide resident citizen of the State of Texas? Answer I moved to Tyler Texas in 1885 & have lived here since

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) J H Bennett

Sworn to and subscribed before me this 8 day of Oct A. D. 1904

(SEAL.)

County Judge Smith County, Texas.

AFFIDAVIT OF WITNESSES.

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

THE STATE OF TEXAS,

COUNTY OF Smith Before me Sam Lindsey

County Judge of Smith County, State of Texas, on this day personally appeared

B W Rowland & E S Rowland

who are personally known to me to be credible citizens, who being by me duly sworn on oath, state that they personally know J H Bennett the above named applicant for a pension, and that they personally know that the said J H Bennett is unable to support himself by labor of any sort.

(Signature of Witness) B W Rowland

(Signature of Witness) E S Rowland

Sworn to and subscribed before me this 8th day of Oct A. D. 1904

(SEAL.)

County Judge Smith County, Texas.

AFFIDAVIT OF PHYSICIAN.

THE STATE OF TEXAS,

COUNTY OF Smith } Before me D. A. Lindsey
County Judge of Smith County, State of Texas, on this day personally appeared D. H. Connally

Connally, 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 J. H. Bennett 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: Old age - Incurable Cystitis and similar enlargement of the Prostate gland

(Signature of Physician) D. H. Connally M.D.

Sworn to and subscribed before me this 8 day of Oct A. D. 1904

(SEAL)

D. A. Lindsey
County Judge Smith County, State of Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF Smith } I, D. A. Lindsey
County Judge of Smith County, State of Texas, do hereby certify that on the 17th
day of Nov. A. D. 1904, before me came on to be heard the application

of J. H. Bennett 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 heretofore appear, and that the foregoing affidavit of Doctor D. H. Connally who is a reputable practicing physician of this county, was made before me. I also certify that the said applicant J. H. Bennett 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 J. H. Bennett 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 Tyler this 17th
day of Nov. A. D. 1904

(SEAL)

D. A. Lindsey
County Judge Smith County, State of Texas.

CERTIFICATE OF COUNTY COMMISSIONERS.

THE STATE OF TEXAS,

COUNTY OF Smith } We, the undersigned members of the Commissioners Court of
Smith County, Texas, hereby certify that the foregoing application of J. H. Bennett
Bennett for a pension, together with the proof in support thereof, was duly submitted
by Hon. D. A. Lindsey County Judge of this Smith
County, to the Commissioners of this Smith County, at a regular term thereof on the 17th
day of Nov. A. D. 1904, 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 Tyler Tex this 17th
day of Nov. A. D. 1904

(SEAL)

(Signature of Commissioners)

W. J. Garland
J. H. Bonner
D. J. Eppens
W. L. Lake TX



Comptroller's Department

State of Texas

Austin August 17, 1905

J. W. STEPHENS, COMPTROLLER
JOHN T. SMITH, CHIEF CLERK

To the Military Secretary,
War Department,
Washington, D. C.

Dear Sir:

I have the honor to request the military record of
Sham H. Bennett who is reported to have enlisted in
Company *A*, *12th* Regiment, *North Carolina 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,

J. W. Stephens
Comptroller



MILITARY SECRETARY'S OFFICE

AUG 22

1047155

1905

WAR DEPARTMENT

Austin, Texas,
Aug-17, 1905.

Isham H. Bennett
Co. A, 12 N. C. Infy, C.S.A.

The Comptroller
State of Texas.

Requests mily record of
above named. an applicant
for Confederate pension.

Address: "The Military Secretary,
War Department, Washington, D. C."

WAR DEPARTMENT,

1047155

THE MILITARY SECRETARY'S OFFICE,

WASHINGTON, August 22, 1905.

Respectfully returned to

The Comptroller,
State of Texas,
Austin.

It is shown by the records of this office that Isham H. Bennett, third lieutenant, Company F, 12th North Carolina State Troops Infantry (formerly Company A, 2d North Carolina Volunteers), C. S. A., enlisted April 18, 1861. He is reported present on a roll of the company for the months of January and February, 1862, last roll upon which his name is borne.

The Military Secretary.

(M. S. O. 72-1)

Per *mlc*

J H Brimeth

Note:

This was regularly
passed upon at Nov.
term of Court 1404
but was overlooked
until now. Please
allow approve this and
write me saying you
have done so -

6/15 1905 J A Lindsey
Clerk

The State of Texas } Before me, J. A. Lindsey
 County of Smith } County Judge of Smith County
 Texas } On this day personally appeared B. W.
 Rowland of Smith County Texas who after being
 duly sworn upon his oath says: I know
 J. H. Bennett have known him 50 years
 we were raised in the same neighborhood
 in North Carolina - I know that he
 enlisted in the Co. A. 12th N. C. Infantry
 in the Spring of 1861 and served until
 the surrender in April 1865 -
 the the Confederate army. We both served
 in the same Regiment throughout
 the war. I know of no one else now
 living who served with him. There
 were only about 12 of his Company
 that returned home the others being killed
 and died in the army and
 I know of none of these 12 now
 living except myself and Mr
 Bennett.

B. W. Rowland

Sworn to and subscribed before me on
 this the 8th day of Oct. 1904

J. A. Lindsey
 Co. Judge Smith County Texas

(TX)

The State of Texas }
 County of Smith } signed SA Lindsey County
 Judge of Smith County Texas on this
 day personally appeared Ed S. Rowland
 who being by me duly sworn upon ~~and~~ his
 oath deposes and says I am a brother
 to B. W. Rowland. was raised in the
 same neighborhood with J. H. Bennett
 in N.C. I know of my own
 knowledge that J. H. Bennett enlisted
 in April 1864 and served in the
 Confederate Army he enlisted
 and served as Lieutenant in Co. A,
 12 N.C. Reg. I did not serve with
 him but visited my brother
 while he was in the Army
 and before I enlisted and saw
 Lieutenant Bennett in service.

Ed. S. Rowland

Sworn to and subscribed before me on this
 the 8th day of Oct 1904.

SA Lindsey County
 Judge Smith Co Texas

(T)

Bennett