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Co Judge 3/6/09 193

Endorsements Hereon for Comptroller's Use Exclusively

FORM No. 2—AMENDED

OCTOBER 1, 1902

Confederate Pension Application

Name of Applicant

Mrs M A Clements

County,

Postoffice

Comptroller's File No.

I have carefully examined the within application for pension, together with the proof in support thereof, and I recommend that the application be

this day of

A. D.

*proof not sufficient
No record
as I was
not*

Chief Pension Clerk.

I hereby the within application for pension, this day of

A. D.

Comptroller.

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

COMPTROLLER'S OFFICE,
RECEIVED
FEB 16 1909
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. 2. Amended October 1, 1902.

APPLICATION of Indigent Widow of 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 Smith

To the Honorable County Judge of Smith County, Texas.

Your petitioner, Mrs. Mildred Amanda Clements respectfully represents that she is a resident citizen of Troupe, Smith County, in the State of Texas; that she is the widow of Jeppthah S. Clements, deceased, who was a Confederate soldier (or sailor), and that she makes this application for the purpose of obtaining a pension as the widow of said

Jeppthah S. Clements deceased, 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 Mildred Amanda Clements

Q. What is your age? Answer Sixty-nine years

Q. In what County do you reside? Answer Smith

Q. How long have you resided in said County and what is your postoffice address? Answer Thirty-one years Troupe Texas

Q. Have you applied for a pension under the Confederate Pension Law heretofore, and been rejected? If so, state when and where. Answer NO

Q. What is your occupation if able to engage in one? Answer None not able to engage in work

Q. What is your physical condition? Answer Very poor

Q. What was the name of your deceased husband? Answer Jeppthah S. Clements

Q. Were you married to him anterior to March 1, 1866? If so, on what date were you married to him and where? Answer YES Fall of 1864 in Macon Co, Ala

Q. What was the date of his death? Answer July 5th 1896

Q. Are you unmarried, and have you so remained unmarried since the death of your said husband for whose services you claim a pension? Answer yes

Q. In what State was your husband's command originally organized? Answer Alabama

Q. How long did your husband serve? Give date of enlistment and discharge. Answer

Q. What was the name or letter of your husband's company and name or number of his regiment? Answer

Q. State whether he served in the infantry, artillery, cavalry, or the navy. Answer Cavalry

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 NO

TX

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

Resident house and lot in Frongate worth \$300. The said residence is Community property and there are Minors or heirs interested in same to the value of one half under the law.

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 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

yes

Q. Are you unable by your labor to earn a support? Answer

yes

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 your husband for whose services you claim a pension, ever desert the Confederacy? Answer

no

Q. Have you been continuously since the first day of March, 1880, a bona fide resident citizen of this State? Answer

yes

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

(Signature of Applicant)

Malinda A. Clements

Sworn to and subscribed before me this 15th day of September A. D. 1908

(SEAL.)

Public

W. A. Pope Notary

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 1

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

R. G. Henry and R. A. Persons

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

, applicant for a pension as the widow of

J. D. Clements

, deceased, is in truth and fact the widow of the said

J. D. Clements

, deceased, that they personally know

Malinda A. Clements that the said Mrs. Malinda A.

Clements, widow of the said J. D. Clements

deceased, is unable to support herself by labor of any sort.

(Signature of Witness)

R. G. Henry

(Signature of Witness)

R. A. Persons

Sworn to and subscribed before me this 15th day of September A. D. 1908

(SEAL.)

County Judge County, Texas.

CERTIFICATE OF COUNTY JUDGE

THE STATE OF TEXAS,

COUNTY OF Smith } I, J. A. Bullock
County Judge Smith County, State of Texas, do hereby certify that on the 8th
day of July A. D. 1909, before me came on to be heard the application

of Mrs. M. A. Clements, widow of Joseph S. Clements
deceased, 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 herein-
before appear. I also certify that the said applicant M. A. Clements

is not disqualified under any the provisions of Section 12, of the Confederate Pension Law. I further certify that after considering
all of the proceedings had before me relative to the said application for a pension by the said Mrs. M. A. Clements
M. A. Clements as widow of Joseph S. Clements
deceased, I find the said applicant is lawfully entitled to the pension provided for by the Confederate Pension Law of this State, and I
hereby approve said application.

Witness my hand and seal of office at Zyler this 8th
day of July A. D. 1909
J. A. Bullock
County Judge Smith County, State of Texas.

(SEAL)

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 Mrs. M. A. Clements
M. A. Clements widow of Joseph S. Clements

deceased, for a pension, together with the proof in support thereof, was duly submitted
by Hon. J. A. Bullock County Judge of this Smith
County, to the Commissioners Court of this Smith County, at a regular term thereof on the 8th
day of July A. D. 1909, 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 Zyler this 8th
day of July A. D. 1909
J. A. Bullock
W. A. Strang

(Signature of Commissioners)

W. A. Strang
C. J. May
R. M. Maloney

TX

(SEAL)

EX PARTE

Pending in the Honorable Commissioners Court of Smith County, Texas,

before the Honorable County Judge of said County.

Mrs. Melinda Amanda Clements
Applicant for Confederate Pension.

The Honorable County Judge of Smith 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 John A. Floyd and Ala who reside in the County of Ala in the State of Ala 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 May 12, 1899, 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 Smith and State of Texas, of which he is a bona fide resident.

Mrs. Melinda Amanda Clements
(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness

John A. Floyd

- 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. S. Clements who is an applicant for pension under Act of May 12, 1899?
- INT. 3. How long have you known the said J. S. Clements applicant for pension and when and where did you first know him?
- INT. 4. Do you personally know that the said J. S. Clements 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 J. S. Clements 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 the Confederate navy, then state: When? Where? And how long he so served?
- INT. 6. Do you further know that J. S. Clements the said applicant for pension, is unable to support himself by labor of any sort?

CROSS INTERROGATORIES.



To be Propounded to

John A. Floyd

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 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 _____ serving in the same company or regiment in which you say the said applicant _____ 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 sailor of the same name as said applicant serving in the same command?

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 applicant for pension, is the identical person serving as testified by you?

CROSS. INT. 3. If you have answered Direct Interrogatory No. 6 in the affirmative, then please state your source of knowledge or information? Is not this your answer simply based on conjecture?

CROSS INT. 4. Do you know whether or not the said applicant for pension, ever deserted the service in the Confederate army or navy?

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THE STATE OF TEXAS, }
County of..... }

I,....., 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..... County, Texas.

.....
(Applicant) Attorney for Applicant.

In Re
Application for Confederate Pension.

IN COMMISSIONERS COURT,

.....
County, Texas,

Pending before the County Judge of said County.

Ex Parte

Applicant.

INTERROGATORIES.
PROPOUNDED TO

Witnesses.

DEPOSITION IN PENSION CLAIMS, WITH CAPTION AND CERTIFICATES.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION
Under Act May 12, 1899, pending in County Commis-
sioners Court of Smith

Mrs Melinda Amanda Clements
wife
J S Clements
Applicant for Confederate Pension.

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

Answers and depositions of (1) Jno. A. Floyd

to the accompanying interrogations (2) and cross interrogations
propounded to him in the above entitled cause taken before (3)

in accordance with the accompanying (5) agreement

To the first interrogatory the said Jno. A. Floyd

Witness, answers

Question 1 My name Capt Jno A Floyd Age 74
resides at Shorter Wilcox County Alabama

Question No 2 I personally know J S Clements know him
for forty five years I personally know said J S
Clements applicant of Pension included in
service of the Confederacy & performed the duties
of a Soldier served in the Montgomery Mounted
Rifles in beginning of service 1861 & then he
re-enlisted to the best of knowledge & service
in 1st Alabama Cavalry and served to an honorable
discharge after surrender.
I have not known him since he moved to
Texas

Jno. A. Floyd
Shorter
Ala.
Wilcox County



EX PARTE

Pending in the Honorable Commissioners Court

of Smith County, Texas,

before the Honorable County Judge of said County.

Mrs Mildred Amanda Clements
Applicant for Confederate Pension.
wife of J. S. Clements

The Honorable County Judge of Smith 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 W. F. Sanders

and W. F. Sanders who reside in the County of Montgomery in the State of Ala.

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 her claim for a pension under the Act of May 12, 1899, 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 Smith and State of Texas, of which he is a bona fide resident.

Mrs Mildred Amanda Clements
(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness

W. F. Sanders

- 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. S. Clements who is an applicant for pension under Act of May 12, 1899?
- INT. 3. How long have you known the said J. S. Clements applicant for pension and when and where did you first know him?
- INT. 4. Do you personally know that the said J. S. Clements 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 J. S. Clements 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 the Confederate navy, then state: When? Where? And how long he so served?
- INT. 6. Do you further know that J. S. Clements the said applicant for pension, is unable to support himself by labor of any sort?

- 1 W. F. Sanders, age 71, Montgomery Alabama
- 2 Mildred Amanda Clements, widow of J. S. Clements
- 3 I have known them all their life. Maco Co. Ala.
- 4 Yes.
- 5 Went from Montgomery Ala under "belanton"
- 6 Do not know.

CROSS INTERROGATORIES.



To be Propounded to W. F. Sanders

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 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. S. Clements serving in the same company or regiment in which you say the said applicant J. S. Clements 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 sailor of the same name as said applicant
serving in the same command?

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 applicant
for pension, is the identical person serving as testified by you?

CROSS. INT. 3. If you have answered Direct Interrogatory No. 6 in the affirmative, then please state
your source of knowledge or information? Is not this your answer simply based on conjecture?

CROSS INT. 4. Do you know whether or not the said applicant
for pension, ever deserted the service in the Confederate army or navy?

yes
yes
no
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THE STATE OF TEXAS, }
County of

I,, 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..... County, Texas.

.....
(Applicant) Attorney for Applicant.

In Re
Application for Confederate
Pension.

IN COMMISSIONERS COURT,

.....
County, Texas,

Pending before the County Judge of said County.

Ex Parte

Applicant.

INTERROGATORIES.
PROPOUNDED TO

Witnesses.

DEPOSITION IN PENSION CLAIMS, WITH CAPTION AND CERTIFICATES.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION
Under Act May 12, 1899, pending in County Commis-
sioners Court of Smith

Mrs Mildred Amanda Clements
wife of
J S Clements
Applicant for Confederate Pension.

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

Answers and depositions of (1) H F Sanders

to the accompanying interrogations (2) and Cross Interrogations
propounded to _____ in the above entitled cause taken before (3) _____

in accordance with the accompanying (5) Agreement

To the first interrogatory the said H F Sanders

1 Witness, answers H. F. Sanders, Montgomery Ala. 71 years old

2 Mildred Amanda Clements, widow of J. S. Clements

3 I have know them all this life, first known to me in Macon County, State of Alabama.

4 Yes.

5 Went from Montgomery Ala. under Stanton





- (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.

Certificate of State^e and County Assessor

I R Lee Tillery state and county assessor of the county of Tarrant and state of Texas do hereby certify that Mrs M A Clements applicant for pension under the act of the thirty first legislature approved March 26th 1909 is charged on land and personal property rolls of said county in her name or the name of a trustee with real personal and mixed of the assessed value of None dollars

Given under my hand this 25th day of August 1909

R. L. Tillery
State and county assessor

By J. E. Valentine Deputy

Ft Worth 8-25-09

E A Golems Pension Commissioner

Dear Sir:



I am just reminded that in the hurry of mailing the application of Mrs M A Clements I committed to obtain the above certificate

Yours truly

ecummings

B-3

Further answering in the application of J. S. Clements, for a pension as an Ex. Confederate Soldier under the laws on the State of Texas, the witness H. F. Sanders on Montgomery, Ala., says,

To the 4th interrogatory he says,

I personally know that said J. S. Clements enlisted as a Confederate Soldier, as a private in Montgomery Mounted Rifles, Capt. J. W. Clanton, in Spring of the year 1861, said Company was not attached to any Regiment until the year 1862, said Company was in the year 1861 on duty at West Pensacola Florida, He served with said Company during the year 1861, and continued with said Company in the service of the Confederate States, but after the Spring of the year 1862 this applicant left said Company and joined an Infantry Company, and applicant knows nothing more, personally, on the service of the said J. S. Clements

To the 5th interrogatory he says -

I have answered this in my answer to the 4th interrogatory.

Sworn to & subscribed

H. F. Sanders

before me 11th Jan'y 1909

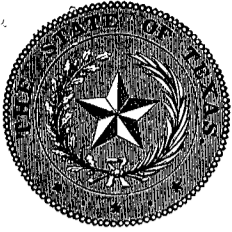
J. B. Fuller

(TX)

Clerk of the Circuit Court

of Montgomery County

State of Alabama



Comptroller's Office

Confederate Pension Department

State of Texas

Austin MAR 12 1909

J. W. STEPHENS, COMPTROLLER
B. F. TEAGUE, CHIEF CLERK
E. A. BOLMES, CHIEF PENSION CLERK

To the Adjutant General,
War Department,
Washington, D. C.

Dear Sir:

I have the honor to request the military record of Jeptia S. Clements who is reported to have enlisted in Company not known 1st Regiment Alabama Cavalry in the service of the Confederate States Army.
by applicant

Purpose: The widow of 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

(TX)

ADJUTANT GENERAL'S OFFICE

1500514

WAR DEPARTMENT

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

1500514

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, March 16, 1909.

Respectfully returned to the

Comptroller,
State of Texas,
Austin.

No record of any kind has been
found of a person named Jephtha S.
Clements as a member of the 1st Ala-
bama Cavalry, Confederate States
Army.



The Adjutant General.

[A. G. O. 72-1]