

12

Return for
the reason that
affidavits of
witnesses is
taken outside
of county -
should be done
by deposition -

OK

Enclosures Hereon for Comptroller's Use Exclusively.

FORM No. 2.

3687

CONFEDERATE PENSION APPLICATION.

Name of Applicant,

Mrs. Mary Church

County

Post Office

Schmitt
Troup, Tex

Comptroller's File No.

3687

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

13 day of Oct

A. D. 1899

Wm. A. Swain

Pension Clerk

I hereby return the within application for pension, this

13 day of Oct

A. D. 1899

M. S. Lively

Comptroller

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

MAVERICK-CLARK LITHO CO., SAN ANTONIO

APPLICATION of Indigent widow of Soldier or Sailor of the late Confederacy for pension under the Act of May 12, 1899.

THE STATE OF TEXAS,

COUNTY OF *Smith*

To the Honorable County Judge of *Smith* County, Texas.

Your petitioner, Mrs. *Mary Couch* respectfully represents that she is a resident citizen of *Smith* County, in the State of Texas; that she is the widow of *Drew Couch*, 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 *Drew Couch*, 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 *Mary Couch*
- Q. What is your age? Answer *75 years old*
- Q. In what County do you reside? Answer *Smith*
- Q. How long have you resided in said County and what is your post office address? Answer *One year - Group - 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 *I have none -*
- Q. What is your physical condition? Answer *I am very feeble - not able to be up half my time!*
- Q. What was the name of your deceased husband? Answer *Drew Couch*
- 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 - in Mississippi*
- Q. What was the date of his death? Answer *3rd Sunday in July, 1898.*
- 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 - Yes*
- Q. State in what company and regiment your deceased husband for whose services you claim a pension enlisted in the Confederate Army, and the time of his service therein? Answer *Company "4th" + Regt 35th Texas Cav. He served two years.*
- Q. If your deceased husband served in the Confederate Navy, state when and where, and the time of such service? Answer *He did not serve in Navy*
- 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 so received. Answer *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.....

I own no property of any character -

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 deceased husband for whose services you claim a pension, 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

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)

Mary Couch

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

(SEAL)

J. A. Burchard Notary Public in and for Sauer County, Texas.

AFFIDAVIT OF WITNESSES.

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

THE STATE OF TEXAS,

COUNTY OF Cherokee

Before me,

John B. Boy

County Judge of Cherokee

County, State of Texas, on this day personally appeared

W. A. Thompson

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. Mary Couch

Mary Couch

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

Drew Couch

deceased; that they personally know that the said

Drew Couch

deceased, enlisted in the service of the Confederacy, and

Drew Couch

performed the duties of a soldier (or sailor) as claimed by his said widow in the above and foregoing application, and that they further

know that the said Mrs. Mrs. Mary Couch

Mrs. Mary Couch

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

Drew Couch

(Signature of Witness)

J. S. Wiggins

(Signature of Witness)

W. A. Thompson

(Signature of Witness)

(Signature of Witness)

Sworn to and subscribed before me this 29 day of July A. D. 1899

(SEAL)

John B. Boy
County Judge Cherokee County, Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF Smith

I, Geo. W. Cross

County Judge of Smith County, State of Texas, do hereby certify that on the 4

day of Aug. A. D. 1899, before me came on to be heard the application of

Mrs. Mary Couch widow of Drew Couch

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 hereinbefore appear. I also certify that the said applicant Mary Couch

is not disqualified under any of 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.

Mary Couch as widow of Drew Couch

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 Tyler this 4

day of Aug. A. D. 1899.

Geo. W. Cross
Smith
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. Mary Couch

widow of Drew Couch deceased, for a pension,

together with the proof in support thereof, was duly submitted by Hon. Geo. W. Cross

County Judge of this Smith County, to the Commissioners Court of this Smith

County, at a regular term thereof on the 16 day of Aug. 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 Tyler Tex this 16

day of Aug. A. D. 1899.

(Signatures of Commissioners.)

V. C. Hairgrove
G. A. Brown
D. J. Apperson
M. H. Crook

(SEAL)



THE STATE OF TEXAS,

To the Clerk of the District Court, Judge or Clerk of the County Court, or any Notary

Public in and for the County of Cherokee State of Texas-GREETING:

WE HEREBY AUTHORIZE AND REQUIRE YOU, OR EITHER OF YOU, to summon

J. T. Higgins & N. A. Thompson

a resident of your

County

to come before you forthwith, and that you then and there take their

answers, under oath, to the attached copy of Interrogatories, and that you

return the same, without delay, to the Clerk of this Court as herein provided:

1. That you reduce their answers so taken to writing, in proper form, and cause the same to be subscribed and sworn to by said witness.

2. That you certify under your hand and seal of office, that said answers were sworn to and subscribed before you.

3. That you seal up in an envelope the answers so taken, together with the annexed interrogatories, and this Commission, with your name across the seal.

4. That you endorse on the envelope the name of the applicant for pension herein, and the name of said witness.

5. That you direct the package to the "Clerk of the County Court of

Smit

County,

Taylor

Texas."

6. That if said package is sent by mail, the Postmaster or his Deputy shall endorse thereon that he received it from your hands, and sign his name thereto; or if you entrust it to private conveyance, as provided by the Statute, you will apprise the person receiving it that it must be delivered to the Clerk of this Court by himself in person; which

evidence, so taken as above, is to be used in proof of and on hearing of a pension claim now pending in the Commissioners' Court of

Smit

County, in said State of Texas, before the County Judge of said

County, entitled "Ex parte

Mary Couch

applicant for Confederate pension."

HEREIN FAIL NOT, but make due return of this Writ as the law directs.



Given under my hand and seal of office, at

Taylor

this 8 day of Sept A. D. 1899

ATTEST:

Geo. W. O'Connell

Clerk of the Court of Texas.

Deputy.

A 68.

File No.

IN THE COMMISSIONERS' COURT

of *Smith* County,
BEFORE THE COUNTY JUDGE OF SAID COUNTY.

Ex Parte *May Couch*

COMMISSION

TO TAKE THE DEPOSITION OF

J. T. Higgins
vs. *N. A. Thompson*

May Couch
Applicant for Confederate Pension.

Issued the *8th* day of

Sept. 1899
Geo. W. Cross,
Co. Judge

Returned and filed the day of

A. D. 1.....

Clerk..... Court,

..... County, Texas.

..... Deputy.

pending in the Honorable Commissioners' Court

EX PARTE

Mary Couch
Applicant for Confederate Pension.

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

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

J. T. Riggins and *W. A. Thompson*
who reside in the County of *Cherokee* in the State of *Texas*

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.

Mary Couch
(Applicant,) ~~Attorney~~ for Applicant.

Direct Interrogatories to be Propounded to the Witness

- 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 *Drew Couch* whose *widow Mary Couch* is an applicant for pension under Act of May 12, 1899?
- INT. 3. How long have you known the said *Drew Couch* applicant for pension, and when and where did you first know him?
- INT. 4. Do you personally know that the said *Drew Couch* applicant for pension, enlisted in the service of the Confederacy, and performed the duties of a soldier or sailor?
- INT. 5. Do you personally know in what company and regiment the said *Drew Couch* 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 *Drew Couch*, the said applicant for pension, is unable to support himself by labor of any sort?

CROSS INTERROGATORIES.



TO BE PROPOUNDED TO *J. T. Riggins & W. A. Thompson*

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 Brew Couch serving in the same company or regiment in which you say the said applicant, Brew Couch, 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 Brew Couch applicant, serving in the same command?

If you say that you so knew other soldiers or sailors of the same name as 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 Brew Couch 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 upon conjecture?

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

.....
.....
.....
.....
.....
.....
.....

THE STATE OF TEXAS,
County of Smith

I, Geo. W. Cross, 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.

Geo. W. Cross
County Judge Smith County, Texas.
Mary Couch
(Applicant,) ~~Attorney for Applicant~~

In Re
Application for Confederate
Pension.

IN COMMISSIONERS' COURT,
Smith
COUNTY, TEXAS.
Pending before County Judge of said County.

EX PARTE
Mary Couch
Applicant.

INTERROGATORIES
PROPOUNDED TO
W. A. Magginnis &
W. A. Magginnis
WITNESSES.

EX PARTE

Mary Branch

Applicant for Confederate Pension.

IN RE APPLICANT FOR CONFEDERATE PENSION

Under Act May 12, 1899, pending in County Commissioners' Court of Smith

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

Answers and deposition of (1)

J. T. Wiggins who resides in Cherokee County Texas

to the accompanying interrogatories (2)

propounded to him in the above entitled cause taken before (3)

John B. Day

in accordance with the accompanying (5)

To the first interrogatory the said

J. T. Wiggins

Witness, answers:

My name is J. T. Wiggins and I reside at Rush, which is my post office

To Int 2nd - He answers. I knew Drew Branch

To Int 3rd - I have known him about 2 or 3 years, first met him in Rush 2 or 3 years ago

To Int 4th - I know that Drew Branch did enlist and perform the duties of a Confederate Soldier

To Int 5th - He enlisted in Co "F", 36th Texas Cavalry, in Sept 1863 at Rush Texas and served about 20 months

To Int 6th - Mrs Mary Branch is not able to support herself by her own labor

To Int 7th - He answers - I served in the same company with him, was his captain. I knew no other soldiers by the name of Drew Branch

TX

To brass Int 2nd - He was the only
 Drew branch I knew in the county
 and I am satisfied he is the man
 mentioned

To brass Int 3rd - Mrs branch is very
 old and I am satisfied she is not
 able to support her self. She was
 very feeble when I last saw her

To brass Int 4th - Drew branch he
 owned desert the Confederacy. He was
 a good soldier

John G. Higgins

EX PARTE

Mary Branch

Applicant for Confederate Pension.

IN RE APPLICANT FOR CONFEDERATE PENSION

Under Act May 12, 1899, pending in County Commis-

sioners' Court of

County, Texas, before the Honorable County Judge of

said County.

Answers and deposition of (1) W. H. Thompson
who resides in Cherokee County Texas

to the accompanying interrogatories (2) interrogatories & cross int
propounded to him in the above entitled cause taken before (3) Judge B Cox

in accordance with the accompanying (5) Commission

To the first interrogatory the said W. H. Thompson

Witness, answers: My name is W. H. Thompson

I am an 15 2 years old. Reside in Cherokee County at Park Texas which is my post office

To Int 2nd - He says - I knew Drew Branch

To Int 3rd - He says - I have known him about 31 years. I met him in Park in # 18 years ago

To Int 4th - He says - I know Drew Branch did enlist and perform the duties of a Confederate soldier

To Int 5th - He says - He enlisted in Co "G" 35 Texas Cav and served about 20 months

To Int 6th - He says - I served with him. ~~He was in the same company~~ Mrs Mary Branch is my wife & support herself

To 1st cross int. He says - I served in the same company with him & knew and other soldiers by that name

(TX)

To 2nd branch Int. - He says, I am
 satisfied he is the man mentioned
 To 3rd branch Int. - He says - Mrs
 Branch is very old and feeble
 she is unable to support herself
 To 4th branch Int. - He says, Drew
 Branch did not desert the Confederacy
 by

W. A. Thompson 60

Subscribed and sworn to before me, this 13 day of September 1849

John C. Boy
 Co Judge Cherokee

THE STATE OF TEXAS,

County of

Cherokee

I,

John C. Boy Co Judge

(Here give name and official character of officer before whom taken.)

do hereby certify that

W. A. Thompson

is personally known to me to be credible citizens of said

County and State, and that the foregoing answers of

W. A. Thompson

the witness before named, and

whose names signed to the foregoing deposition, were made before me,

and were sworn to and subscribed before me, by said witness (4)

W. A. Thompson

Given under my hand and official seal, this the 13 day of

September 1849

[L. S.]

John C. Boy

TX

Deposition

13

Subscribed and sworn to before me, this 13 day of Sept 1899

John B. Cox
Co. Judge

THE STATE OF TEXAS,

County of Lehman
Co Judge

I, John B. Cox
(Here give name and official character of officer before whom taken.)

do hereby certify that J. T. Veigins
and _____ are personally known to me to be credible citizens of said
County and State, and that the foregoing answers of J. T. Veigins

_____ 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. T. Veigins

Given under my hand and official seal, this the 13 day of Sept 1899

[L. S.]

John B. Cox
Co. Judge (TX)

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.
3687 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.