

COMPTROLLER'S OFFICE  
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Endorsements Hereon for Comptroller's Use Exclusively.

FORM NO. 1—AMENDED.  
OCTOBER 1, 1902.

Confederate Pension Application.

Name of Applicant,

Berry Green  
Smith

County,

Post Office Tyler P. O. N. H.

Comptroller's File No. 16604

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

this 31 day of AUG 31 1909  
A. D.

Detailed to make copy

Chief Pension Clerk.

I hereby..... the within application for pension, this..... day of..... A. D.

Comptroller.

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

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

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 Smith

To the Honorable County Judge of Smith County, Texas.

Your petitioner, Berry Green 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 Berry Green
- Q. What is your age? Answer 84 yrs 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 56 yrs - Tyler, R.F.D. # 4.
- 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 farmer - not able to work
- Q. What is your physical condition? Answer crippled - can't walk - old feeble -
- 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 tree fell on leg and ankle - old age - leg broken
- Q. In what State was your command originally organized? Answer Texas
- Q. How long did you serve? Give date of enlistment and discharge. Answer over 2 yrs - Enlisted Early in 1863 and served until the end of war
- Q. What was the name or letter of your company and name or number of your regiment? Answer was under Capt Kirby - I was acting as forerunner withing wagon train
- 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 no
- 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



- 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 yes
- 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 \_\_\_\_\_

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) Berry Green

Sworn to and subscribed before me this 7 day of March A. D. 1905

(SEAL)

J. A. Lindsey  
County Judge Smith County, Texas.

Geo Adams  
Henry Graddiere

**AFFIDAVIT OF WITNESSES.**

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

THE STATE OF TEXAS,

COUNTY OF Smith Before me J. A. Bunker

County Judge of Smith County, State of Texas, on this day personally appeared J. M. Green Leon Knight

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

(Signature of Witness) J. M. Green

(Signature of Witness) Leon Knight

Sworn to and subscribed before me this 25 day of Sept A. D. 1908

(SEAL)

J. A. Bunker  
County Judge Smith County, Texas.

AFFIDAVIT OF PHYSICIAN.

THE STATE OF TEXAS,

COUNTY OF Smith Before me

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

B. B. Mullingham M.D., 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 Berry Green

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:

Invalid caused from fracture tibia & fibula, caused by a tree falling on same. And a contusion incurable.

(Signature of Physician) B. B. Mullingham M.D.

Sworn to and subscribed before me this 25 day of Sept A. D. 1908

(SEAL)

County Judge J. A. Bullock County, State of Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF Smith I, J. A. Bullock

County Judge of 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 Berry Green 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 B. B. Mullingham

who is a reputable practicing physician of this county, was made before me. I also certify that the said applicant

Berry Green, 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 Berry Green

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 Ft. Worth this 8th

day of July A. D. 1908

(SEAL)

County Judge J. A. Bullock 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 Berry Green

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 of this Smith County, at a regular term thereof on the 9th

day of Nov A. D. 1908, 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 Ft. Worth this 9th

day of Nov A. D. 1908

(SEAL)

(Signature of Commissioners)

J. A. Bullock  
W. H. Strange  
E. J. Dale  
J. B. Bonner  
D. J. Epperson

The State of Texas  
 County of Smith } Before me J. A. Brannon  
 County Judge Smith Co

Do on this day personally appeared G. W. Green  
 N. W. Crodis - both of the County of Smith  
 State of Texas, and by me being duly sworn  
 says that G. W. Green is 62 years old, and  
 N. W. Crodis is 65 years old, and each of them  
 say that they know personally Berry Green  
 applicant for Confederate pension - and  
 that each of them know that he enlisted in  
 Confederate Service, and served under Capt Kirby  
 and was engaged in making wagon and burning  
 Coal to supply Confederate army -  
 do not know Co or Regiment if any, but each  
 of us saw him constantly during the term from  
 Early 1863, to end of war - that he did not desert  
 Service that we and each of us know  
 that he worked for said term under Color  
 of war made a faithful man,

G. W. Green

J. W. Gradick

Sworn to this the 25<sup>th</sup> day of Sept 1908

J. A. Brannon  
 County Judge Smith Co

(TX)