

15

18378

DEAD

FORM A

Soldier's Application for Pension

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

1-27-30
[Signature]

Name of Applicant.

Noah Harris

Smith

County.

Postoffice.

Lincoln RFD no 2

Filed.

Dec. 4, 1919.

Approved.

FEB 28 1910

Pension allowed from

Rejected

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

FORM A

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS }

County of Smith }

I, Noah Harris

do hereby make application to the Commissioner of Pensions for a pension to be granted me under the Act passed by the Thirty-first Legislature of the State of Texas, and approved March 26, A. D. 1909, 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; that I was honorably discharged or sur-

I was captured at the Battle of Missionary Ridge, and was thereafter imprisoned at Rock Island, Illinois, until I was paroled by the United States Government, and sent to Richmond, Va. When I reached Richmond, I was paroled or furloughed by the Confederate Government for thirty days, or until I had been exchanged. Prior to the expiration of the thirty days and before I was exchanged General Lee surrendered

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that I have been a bona fide citizen of this State since prior to January 1, A. D. 1869, and have been continuously since that time 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 in salary or fees one hundred and fifty dollars per annum, nor have I an income from any other employment or other source whatever which amounts to one hundred and fifty dollars per annum, nor do I receive from any source whatever money or other means of support amounting in value to the sum of one hundred and fifty dollars 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; 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? 66 years
2. Where were you born? South Carolina, Edgefield County
3. How long have you resided in Texas? Since 1869
4. In what county do you reside? Smith (TX)
5. How long have you resided in said county and what is your postoffice address? Since 1869, Ludell R. F. D. No 3
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. No
7. What is your occupation, if able to engage in one? Farming
8. In what State was the command in which you served organized? Miss.
9. How long did you serve? Give, if possible, the date of enlistment and discharge. 3 years in service and in prison
10. What was the letter of your company, number or name of battalion, regiment or battery? Co. 'F'
known as Rogers Company, 41 Miss
11. If transferred from one command to another, give time of transfer, name of command and time of service. transferred to 9th Battalion Sharpshooters some Regt
12. What branch of the service did you enlist in—infantry, cavalry, artillery or navy? Infantry

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13. If commissioned direct by the President, what was your rank and line of duty? *Private*

14. If detailed for special service, under the law of conscription, what was the nature of your service and how long did you serve. *None*

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

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

(Signature of Applicant) *Noah Harris*

Sworn to and subscribed before me, this *21* day of *Sept*, A. D. 19*09*

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

[SEAL.]

AFFIDAVIT OF WITNESSES

[NOTE.—There must be at least two credible witnesses.]

THE STATE OF TEXAS }
County of *Smith*

Before me *J. A. Bullock*, County Judge of *Smith* County, State of Texas, on this day personally appeared *John F. Maden* *W. P. Smith*, who are personally known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know *Noah Harris* the above named applicant for a pension, and that they personally know that the said *Noah Harris* has been a bona fide resident citizen of the State of Texas since prior to January 1, A. D. 1880, and that they have no interest in this claim.

(Signature of Witness) *John F. Maden*

(Signature of Witness) *W. P. Smith*

Sworn to and subscribed before me, this *21* day of *Sept*, A. D. 19*09*

J. A. Bullock
County Judge *Smith* County, Texas.

[SEAL.]

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 personally acquainted with the foregoing applicant, and that the facts set forth and statements made in his application are correct

and true, to the best of their knowledge and belief, and that they have no interest in this claim, and said applicant's habits are good and free from dishonor. And..... further make oath to the following facts touching the applicant's service in the Confederate Army:

[Dotted lines for text entry]

(Signature of Witness)

(Signature of Witness)

Sworn to and subscribed before me, this..... day of..... A. D. 19.....

[SEAL.]



County Judge..... County, Texas.

CERTIFICATE OF THE STATE AND COUNTY ASSESSOR

I, *Mrs. J. Jones* State and County Assessor in the County of *Smith*

State of Texas, do certify that *Walter Harris* or his wife, or his trustee, or trustee for his wife, whose name is signed to the foregoing application for a pension, under the Act of the Thirty-first Legislature, approved March 26, A. D. 1909, is charged on the land and personal property rolls of said county with estate, real, personal and mixed, at the assessed value of *7000* dollars.

Given under my hand, this *27th* day of *Sept*, A. D. 19*09*

Mrs. J. Jones
State and County Assessor.

*By McKay
office copy*

EX PARTE

Noah Harris

Applicant for Confederate Pension.

Pending in 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 B.R. Stuart and William B. Carpenter who reside in the County of Maxum in the State of Miss 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 her claim for a pension under the Act of March 26, 1909, 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 she is a bona fide resident.

Noah Harris

(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witnesses

B.R. Stuart & J.S. Permenter

- 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 Noah Harris who is an applicant for pension under Act of March 26, 1909?
INT. 3. How long had you known the said Noah Harris and when and where did you first know him?
INT. 4. Do you personally know that the said Noah Harris 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 Noah Harris 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 Noah Harris 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 Noah Harris 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.

To be Propounded to B.R. Stuart and William B. Carpenter

CROSS INTERROGATORY 1. If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said Noah Harris 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 Noah Harris 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 Noah Harris serving in the same company or regiment, or special service in which you say the said Noah Harris enlisted, if you have stated that said Noah Harris 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 Noah Harris applicant serving in the same command, or the special service to which he was assigned?

If you say that you so know other soldiers or sailors of the same name of Noah Harris 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 Noah Harris is the identical person serving as testified by you?

Cross INT. 3. Do you know whether or not the said Noah Harris 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 Noah Harris deserted his command, or voluntarily abandoned his post of duty or the service during said war?

THE STATE OF TEXAS, }

County of Smith

I, J. A. Burch, 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 Noah Harris may be attached hereto.

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

Noah Harris
(Applicant) Attorney for Applicant.

In Re

Application for Confederate Pension.

FOR USE OF SOLDIERS OR WIDOWS.

Smith County, Texas.

Pending before the County Judge of said County.

EX PARTE
Noah Harris

Applicant. 1

INTERROGATORIES propounded to

Witnesses.

DEPOSITION IN PENSION CLAIMS, with Caption and Certificates.

828-709-2m

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Noah Harris

Under Act March 26, 1909, pending

Smith

Applicant for Confederate Pension.

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

Answers and depositions of (1)

P. R. Stewart of J. J. Pen-

menter

(TX)

to the accompanying interrogations (2)

& cross interrogatories

propounded to ^{Wagon} in the above entitled cause taken before ^{the undersigned John A. Mason, Chancery Clerk of Mason Co., Mississippi} in accordance with the accompanying (?) ^{notice}

To the first interrogatory the said

P. R. Stewart

Witness, answers

in P. R. Stewart, 74. Residence near Mason, Miss. P.O. address Mason, Miss. To the second interrogatory the said P. R. Stewart answers: — I do

To the third interrogatory the said P. R. Stewart, answers answers: — I first knew him in the army (the war between the States); I got acquainted with him in Mason, Miss., in 1862.

To the fourth interrogatory the said P. R. Stewart answers answers: — I do

To the fifth interrogatory the said P. R. Stewart answers answers: — I do; In 1862; Mason, Miss. He served I know up to the time I was wounded & left the service, which was between the 1st or 10th of July, 1863. Noah Harris entered in Feb'y 1862 in Company "D", 41st (Mississippi) Infantry, Major Colonel. I have reason to believe that Noah Harris remained with that company & regiment all the time. He was a good soldier, I know. I never was able after my wound to join my com-

To the 6th interrogatory the witness, P. R. Stewart answers: — I know nothing of his having been an officer — he did not serve in that capacity while I was in the war with him — only a private

To the 7th interrogatory the witness P. R. Stewart answers: — I do not.

Cross Examination

To X Interrogatory 1 the witness P. R. Stewart

answers: — My source of knowledge is that I served in the same company or regiment with him until I was wounded, as I have stated, & enlisted with him here in Macon, Miss., know him intimately. Do not know or never know of any other soldier by the name of Noah Harris serving in Company D or in 41 Mississippi Regiment.

Tox Interrogatory 2 the witness B R Stewart answers: — I am

Tox Interrogatory 3 the witness B R Stewart answers: — I know that he served honorably from the date of his enlistment with me in the early part of 1862 until I had to leave the 4th regiment in March by reason of my wounds in 1863. During the time I have no doubt at all but that he served honorably until the close of the war or until he was duly or regularly discharged.

Tox Interrogatory 4 the witness B R Stewart answers: — I know that he did not strike or injure me or have no idea he did of any kind — he was, as I have stated, a brave & good soldier.

— B R Stewart

Subscribed & sworn to before me this 29th day of September 1909

John A. Tyson,
Chancery Clerk of N. Kubler
Co., Miss.

To the first interrogatory the said witness J. S. Permenter answers: — J. S. Permenter is my name; I live near Paulitte in N. Kubler Co., Miss. My post office address is Paulitte, Miss.

To the second interrogatory the witness J. S. Permenter answers: — I did know him personally from Feb or March 1862 to March 1863.

To the third interrogatory the witness J. S. Permenter answers: — I first got acquainted with Noah Harris in Feb or March 1862 at Macon, Miss. & was personally

acquainted with him from that time on until we separated in March 1863, since which time I have not seen him

To interrogatory four the witness J. S. Permenter answers: I do know that he enlisted as a soldier in the service of the Confederacy & performed the duties of a soldier

To interrogatory five the witness J. S. Permenter answers: Noah Harris enlisted at the same time I did in Co. "D" 41 Miss., Inf., & was in Feb or March 1862. He & I enlisted in Macon, Miss. He & I both served in the Confederate army together until I was discharged in March 1863. I left him in Co. "D" 41 Miss. & after wards joined the army in Northern Virginia Co. "C" Jeff Davis Regim. He made a good soldier from the time of his enlistment in Feb or March 1862 until I was discharged in March 1863. Never saw him afterwards

To Interrogatory 6 the witness J. S. Permenter answers: - He was only a private

To Interrogatory 7 the witness J. S. Permenter answers: - Not detailed for any special service while we were in the same company

Cross Interrogatories

To x Int 1 the witness J. S. Permenter answers: I served next with him for the length of time we were together in the same company. Never knew any other Noah Harris in the war

To x Int 2 the witness J. S. Permenter answers: I am

To x Int. 3 the witness J. S. Permenter answers: I know he was a good soldier from Feb or March 1862 the time of his enlistment until I left Co. "D" 41 Miss., Inf., & have every reason to believe that he continued such

To x Int 4 the witness J. S. Permenter answers: Not when I was with him & have no idea that he ever did. He was too brave good a soldier to desert his command

(TX)

J. S. Permenter

Subscribed to & subscribed before me this Nov. 20th 1909

Chas. C. ...

- (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.

I certify that W B Hugnotus departed this life several months ago. This Nov. 26/09

John A Dyon
Chancery Clerk of Noxubee Co. Miss

The service being rendered for an out-of-Confederate pension, I make no charge for taking these depositions.
J A Dyon
Clerk

Subscribed and sworn to before me, this _____ day of _____, 190_____

THE STATE OF Mississippi
County of Noxubee

I, John A Dyon, Chancery
(Here give name and official character of officer before whom taken.)

Clerk of said County do hereby certify that

and J. P. Permenter are personally known to me to be credible citizens of said County and State and that the foregoing answers of J. P. Permenter

Stewart & J. P. Permenter the witnesses before named, and the said J. P. Permenter

whose name appears signed to the foregoing deposition, were made before me and were sworn to and subscribed before me, by said witness J. P. Permenter on Nov 26/09 and J. P. Permenter on Nov 26/09 by said witness J. P. Permenter on Nov 26/09

(L. S.)

John A Dyon, Chan-
cery Clerk of Noxubee Co. Miss

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

Wah Lamo
Applicant for Confederate Pension

DEPOSITION
OF

Witness for Applicant

Filed _____ day _____ 190_____

190_____

Clerk.

By _____ Deputy.

Fee for Taking Deposition, \$ _____



OFFICE OF
Commissioner of Pensions
State of Texas
Austin

E. A. BOLMES, Commissioner

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

Dear Sir:

I have the honor to request the military record
of *Noah Harris* who is reported to have enlisted in
Company *D*, Regiment *41st Mississippi Infantry*
in the service of the Confederate States Army. (TX)

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,

E. A. Bolmes

Commissioner of Pensions.

18378

ADJUTANT GENERAL'S OFFICE

1625046

1625046

1910

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

1625046
WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

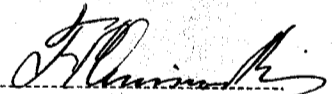
WASHINGTON, February 26, 1910.

Respectfully returned to the

Commissioner of Pensions,
State of Texas,
Austin.

The records show that Noah Harris, a private, Company D, 41st Mississippi Infantry, Confederate States Army, was enlisted March 3, 1862, at Macon, Mississippi, by Captain Koger. He is borne as present on the muster roll of the company for March and April, 1863, but does not appear on subsequent rolls to August, 1864, the last on file.

The records also show that one N. Harris, a private, Company B, 9th Battalion, Mississippi Sharpshooters, Confederate States Army, was enlisted at Macon, Mississippi, March 3, 1862, by Captain Koger. The prisoner of war records show him as Noah H. Harris, captured November 25, 1863, and received for exchange, at Boulware's Wharf, Virginia, March 5, 1865. No connection has been found in this office between the two organizations mentioned above.



The Adjutant General.

[A. G. O. 72-1]

Per *h*

Affidavit of Physician

18378
Smith

THE STATE OF TEXAS,
County of Smith.

Before me Jesse F. Odom, County Judge of Smith County,
State of Texas, on this day personally appeared Dr. H. H. Wisdom

who is a physician in good standing, who, being by me duly sworn, on oath says that he has carefully examined
Noah Harris and finds him laboring under the following disabilities.

(If a soldier, state fully whether he lost a limb, or limbs, or is blind or totally disabled; in the latter case stating specifically the personal ailment and conditions that render.....entirely helpless and incapacitated, physically or mentally, for any work or business; if the widow of a soldier, "for any kind of work suitable for her sex.")

Great suffers from bladder trouble and infirmities of old age.



H. H. Wisdom

Sworn to and subscribed before me, this 15th day of June, A. D. 1914

(SEAL.)

Jesse F. Odom

My file number..... County Judge Smith County, Texas.

18378
Out

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of Smith

I, Belle Harris

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late Noah Harris, who was a pensioner of the State of Texas, and whose file number was 18378 and whose original county was Smith

The said pensioner Noah Harris, died on the 21 day of January, 1930, in the town of Tyler, County of Smith, Texas.

The pensioner died in the home of Miss Bell Harris, who was related to the pensioner as Daughter

That the warrant, which application is hereby made for, shall be applied to paying all or part of the funeral expenses incurred by the said pensioner Noah Harris

I further certify that the warrant for the current quarter has not been cashed by the pensioner, to the best of my knowledge and belief.

I am related to the pensioner as (Friend) Daughter that my postoffice address is 416 East Line Street

Tyler
City

Street or R. F. D.

Texas.
State

Sworn to before me this 25 day of January, 1930

Signed Belle Harris
J. F. Daniel
Notary Public in and for Smith County State of Texas.

**Must return before
40 days expires from
date of Pensioners' death**

CERTIFICATE OF UNDERTAKER

I, J.F. Daniel, do certify that I am undertaker in the town of Tyler, County of Smith, State of Texas. that I had charge of the body of Noah Harris, who died in the town of Tyler, County of Smith, State of Texas. on the 21 day of January 1930. That said body was prepared for burial by me on the 21 day of January 1930, and that I am of the opinion that warrant herein applied for should be issued to the said Miss Bell Harris, who makes the foregoing application.

Signed J. F. Daniel
Undertaker.

CERTIFICATE OF PHYSICIAN

I, C. B. Willingham, do certify that I am a practicing physician, and that I attended Noah Harris in his last illness, and am of the opinion that his ailments were Malnutrition, & acute pneumonia following pneumonia.

I further certify that I am of the opinion that the Mortuary Warrant above requested should be issued in the name of the aforementioned applicant, in accordance with Act passed by the Thirty-eighth Legislature and approved March 2, 1923.

Signed C. B. Willingham

Physician's Address Tyler, Texas.

TX

Physician's Address

Signed

and approved March 2, 1933.

the name of the aforementioned applicant in accordance with Act passed by the thirty-eighth Legislature
I further certify that I am of the opinion that the Mortuary Warrant should be issued in

and of the opinion that his statements were
I further certify that I am a physician

CERTIFICATE OF PHYSICIAN

Signed

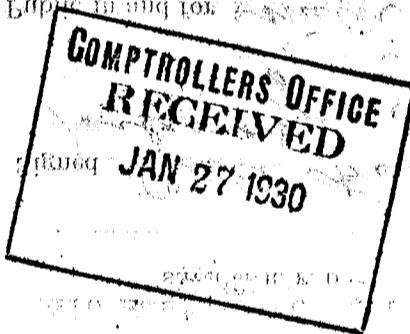
Underwriter

who makes the foregoing application

warrant herein applied for should be issued to the said
on the day of
in the County of
State of
I further certify that I am of the opinion that
the warrant for burial should be prepared for burial by the
in the County of
State of
I further certify that I am an underwriter in the

CERTIFICATE OF UNDERWRITER

Mortuary Burial in and for State of Texas



Sworn to before me this day of

that my residence address is

from related to the pensioner as (relative)

best of my knowledge and belief

I further certify that the warrant for the current quarter has not been cashed by the pensioner, to the
financial expenses incurred by the said pensioner.

That the warrant, which application is hereby made for, shall be applied to paying all or part of the
who was related to the pensioner as

The pensioner died in the home of
County of
State of

The said pensioner died on the
Texas, and whose file number was and whose original county was

who was a pensioner of the State of

I do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of
County of

THE STATE OF TEXAS

APPLICATION FOR MORTUARY WARRANT