

27871

FORM B.

Widow's Application
for a Pension

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

Name of Applicant.

Mrs. Ellen Holbrook,

Smith County.

Postoffice Lindale.

Filed Apr. 1914

Approved March 1914

Pension allowed from June 1st 1914

Rejected

George C. Kyles

Commissioner of Pensions.

E. L. STECK, PRINTING, BOOKBINDING, AUSTIN

Ent

For Use of Widows of Soldiers Who are in Indigent Circumstances

THE STATE OF TEXAS

COUNTY OF Smith

I, Mrs. Ellen Holbrooks, do hereby make application to the Commissioner of Pensions for a pension, to be granted me under the Act passed by the Thirty-third Legislature of the State of Texas, and approved April 7, A. D. 1913, on the following grounds:

I am the widow of Pullen Pumpkin Holbrooks, deceased, who departed this life on the 28th day of March, A. D. 1912, in the county of Smith, in the State of Texas

I have not remarried since the death of my said husband, and I do solemnly swear that I was never divorced from my said husband, and that I never voluntarily abandoned him during his life, but remained his true, faithful and lawful wife up to the date of his death. I was married to him on the 9th day of January, A. D. 1870, in the county of Hart, in the State of Georgia.

My husband, the said Pullen Pumpkin Holbrooks enlisted and served in the military service of the Confederate States during the war between the States of the United States, and that he did not desert the Confederate Service. I have been a resident of the State of Texas since prior to January 1, A. D. 1900, and have been continuously since a citizen of the State of Texas. I do further state that I do not receive from any source whatever money or other means of support amounting in value to the sum of \$300.00 per annum, nor do I own in my own right, nor does anyone hold in trust for my benefit or use, estate or property, either real, personal or mixed, either in fee or for life, of the value of one thousand dollars, exclusive of the home of the value of not over \$1,000.00; nor do I receive any aid or pension from any other State, or from the United States, or from any other source, and I do further state that the answers given to the following questions are true:

1. What is your age? 61 years
2. Where were you born? Hart County Georgia
3. How long have you resided in the State of Texas? Twenty one years
4. How long have you resided in the county of your present residence? And what is your postoffice address? 2 1/2 years Widdow Texas -
5. Did husband draw a pension? If so, give his file number No
6. What was your husband's full name? Pullen Pumpkin Holbrooks
7. What was the date of his death? 28th day of March A.D. 1912
8. In what State was your husband's command originally organized? Georgia
9. How long did your husband serve? If known to you, give date of enlistment and discharge from July 1861 until the close of the war
10. What was the name or letter of the company, or name or number of the battalion, regiment or battery of artillery in which your husband served? If he was transferred from one branch of service to another, give time of transfer, description of command and time of service Company K 7th Georgia Reg.
11. Name branch of service in which your husband served, whether infantry, cavalry, artillery or the navy, or if commissioned as an officer by the President, his rank and line of duty, or if detailed for special service, under the law of conscription, the nature of such service, and time of service Cavalry



12. 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 her application for a pension be approved and such other proceedings be had in the premises as are required by law.

(Signature of Applicant) Ellen Holbrook

Sworn to and subscribed before me, this 14th day of April, A. D. 1914

Jesse S. Sporn
County Judge Smith County, Texas.

[Seal.]

AFFIDAVIT OF WITNESSES

[Note.—There must be at least two creditable witnesses.]

THE STATE OF TEXAS }

COUNTY OF Smith }

Before me, Jesse H. Odum, County Judge of Smith County,

State of Texas, on this day personally appeared Ja. Malloy, Tom Pierce 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. Ellen Halbrook, applicant for a pension as the widow of Pullen Humphreys

Halbrook deceased, is in truth and fact the widow of Pullen Humphreys Halbrook deceased; that they personally

know that she has not remarried since the death of her husband, for whose service in the army she claims a pen-

sion, and that they have no interest in this claim.

(Signature of Witness) Ja Malloy

(Signature of Witness) Tom Pierce

Sworn to and subscribed before me, this 14 day of April, A. D. 1914

[Seal.]

County Judge Smith County, Texas.

AFFIDAVIT OF WITNESSES

[Note.—There must be at least two creditable witnesses.]

THE STATE OF TEXAS }

COUNTY OF Smith }

Before me, Jesse H. Odum, County Judge of Smith County,

State of Texas, on this day personally appeared Ja Malloy & Tom Pierce who are personally

known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know the above-

named applicant for pension, and that they personally know that the said Ellen Halbrook

has been a bona fide resident citizen of the State of Texas since prior to January 1, A. D. 1900, and that they have

no interest in this claim.

(Signature of Witness) Ja Malloy

(Signature of Witness) Tom Pierce

Sworn to and subscribed before me, this 14 day of April, A. D. 1914

[Seal.]

County Judge Smith County, Texas.

AFFIDAVIT OF WITNESSES

(If possible, the two witnesses should have served with the applicant's husband in the army, and if so, let them, or either of them, state it in their oath; also any information regarding the army service of applicant's husband.)

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 her application are correct and true,
 to the best of their knowledge and belief, and that they have no interest in this claim. And further make oath to
 the following facts touching the service of the applicant's husband in the Confederate Army; (State fully your
 source of knowledge) :

.....

(Signature of Witness).....
 (Signature of Witness).....

Sworn to and subscribed before me, this day of, A. D. 191.....

[Seal.] County Judge..... County, Texas.

CERTIFICATE OF STATE AND COUNTY ASSESSOR

I, **H.B. Matthews**, State and County Assessor in the County of **Smith**,
 State of Texas, do certify that **Mrs. Ellen Holbrook**, 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-third Legislature, approved April 7, 1913, is charged on the tax rolls of said county with a homestead of
 the value of **\$ 500** Dollars,
 and of other property, real or personal, or both, of the value of **\$ 310**
 Dollars.

Given under my hand, this **15th** day of **April**, A. D. 191**4**

H B Matthews
 State and County Assessor.

By *Wm J Day*
officer dep



27571

Subscribed and sworn to before me, this 15 day of April, 1914
J. W. Beatty
+ George C. Robertson RS
mark

THE STATE OF Georgia.
County of Franklin and Hart

I, W. R. Beckinsworth
(Here give name and official character of officer before whom taken.)

do hereby certify that J. W. Beatty
and George C. Robertson of Hart Co are personally known to me to be credible citizens of said
County and State, and that the foregoing answers of J. W. Beatty and
George C. Robertson the witness es 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) respectively

Given under my hand and official seal, this the 15 day of April, 1914

Seal (L. S.)

W. R. Beckinsworth
W. R. Beckinsworth Notary Public

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.

use this for answer of both witnesses

In Smith County, Texas
Before the Honorable County Judge of said County.

EX PARTE

Mr. Ellene Holbrook
Applicant for Confederate Pension

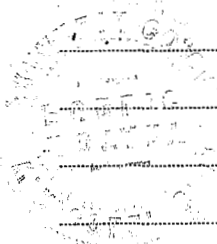
DEPOSITION
OF

Witness for Applicant.

Filed _____ day
of _____, 1914

Clerk
By _____ Deputy

Fee for Taking Deposition, \$ _____



- (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.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Under Act March 26, 1909, pending

Mrs. Ellen Holbrook

in Smith

Applicant for Confederate Pension.

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

Answers and depositions of (1) J.W. Beatty and

*J.W. Beatty age 78 years
Rayston, Franklin Co. Georgia*

to the accompanying interrogations (2) and cross-interrogatories *I did*
propounded to *them* in the above entitled cause taken before (3) *from 1859 until his death*
in accordance with the accompanying (7) *agreement*

To the first interrogatory the said J.W. Beatty

Witness, answers

*J.W. Beatty age 78
Rayston, Ga*

To the 2nd Int., he answers: *I did*

To the 3rd Int., he answers: *Since 1859*

To the 4th Int., he answers: *I do*

To the 5th Int., he answers: *yes Aug 1st 1862 Harts Co. Ga.*

*He served until the Spring of 1865 in company
C. Captain Burk and 7th Confederate Cavalry Hart County*

To the 6th Int., he answers: *Yes*

To the 7th Int., he answers: *He was detailed under an officer
and he was to pick up our horses*

To the 1st Cross-Int., he answers: *He served in the same Co
there was another P. Walker by the same
name in our company*

To the 2nd Cross-Int., he answers:

yes

To the 3rd Cross-Int., he answers: *yes - His services were
honorable. At close of the war he was at home on
detail*

To the 4th Cross-Int., he answers: *He did not*

(TX)

To the 1st Interrogatory, the said witness, answers:

George A. Robertson age 73 years Residence Hart Co Ga

To the 2nd Int., he answers: *I did in Hart Co Ga*

To the 3rd Int., he answers: *Since 1862*

To the 4th Int., he answers: *I do*

To the 5th Int., he answers: *yes Aug 12th 1862 Hart Co Ga*

*He served until the Spring of 1865 in Company E
Captain Burk and 7th No Confederate Cavalry in Hart Co*

To the 6th Int., he answers:

To the 7th Int., he answers: *He was detailed under an officer*

There was no other P G Halbrook by the same name in our co

To the 1st Cross-Int., he answers: *He served in the same co*

To the 2nd Cross-Int., he answers: *yes*

To the 3rd Cross-Int., he answers: *yes. His service was
honorable*

To the 4th Cross-Int., he answers: *he did not*

EX-PARTE

Mrs. Ellen Holbrook

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 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.W.Beatty and _____ who reside _____ in the County of _____ in the State of Georgia 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 cannot be proven by any witness _____ residing in the County of Smith and State of Texas, which she is a bona fide resident.

Mrs. Ellen Holbrook
(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 P.L.Holbrook whose widow who _____ is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long had you known the said P.L.Holbrook and when and where did you first know him?
- INT. 4. Do you personally know that the said P.L.Holbrook 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 P.L.Holbrook 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 P.L.Holbrook 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 know further if P.L.Holbrook 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 J.W.Beatty and

CROSS INTERROGATORY 1. If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said P.L.Holbrook 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 P.L.Holbrook 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 knew of any other soldier or sailor by the name of P.L.Holbrook serving in the same company or regiment, or special service in which you say the said P.L.Holbrook enlisted, if you have stated that said P.L.Holbrook 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 P.L.Holbrook
applicant serving in the same command, or the special service to which he was assigned?

If you say that you know other soldiers or sailors of the same name of P.L.Holbrook
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 P.L.Holbrook
is the identical person serving as testified by you?

CROSS INT. 3. Do you know whether or not the said P.L.Holbrook
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 P.L.Holbrook
deserted his command, or voluntarily abandoned his post of duty or the service during said war?

THE STATE OF TEXAS }
County of Smith.

I, Jesse F.Odom, 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.

Jesse F. Odom
County Judge Smith County, Texas.

Mr. Ellen Holbrook
(Applicant) Attorney.....for Appellant.

Do not use this box
Answers 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

Mr. Ellen Holbrook
Applicant.

INTERROGATORIES
propounded to

Witnesses.

AFFIDAVIT

Return this affidavit to J. C. Jones, Commissioner of Pensions, Austin, Texas, at once. (Please return before July 15, 1918.)

STATE OF TEXAS,

ORIGINAL COUNTY

SMITH

County of

APPLICATION NO.

77571

This is to certify that I am the identical person to whom a pension has been granted under Articles 6267-6285, P. S. 1911, an Act approved April 7, 1913.

I also certify that the county in which my application was originally made and the file number of said application, according to the records in the office of the Commissioner of Pensions, are the same as given in the upper right-hand corner of this affidavit.

I further certify that the same conditions exist as did at the time my application for pension was made, that I do not own real or personal property to the value of One Thousand Dollars, exclusive of my homestead, the value of which does not exceed One Thousand Dollars; that my annual income, not including my pension, does not exceed Three Hundred Dollars; that I am a bona fide resident of the State of Texas, and that I am not an inmate of the Confederate Home.

Signature of Pensioner.

I hereby certify that I am personally acquainted with the pensioner whose signature appears above and that the statements made by _____ are true and correct.

Witness

Before me, the undersigned authority, personally appeared the above-named parties, well known to me, who state under oath that the statements hereing contained are true and correct.

Sworn to and subscribed before me this _____ day of _____ A. D. 191_____

PENSIONER'S NAME AND ADDRESS

(SEAL)

_____ in and for _____ County, Texas.

*This is to certify that the undersigned, _____ and _____, are disinterested, credible witnesses and are in no wise related to the applicant whose signature is affixed to the above statement; that the applicant resides in _____ County, Texas, P. O. _____; that the applicant is the identical person to whom a pension was been granted, and that the conditions which existed at the time of making said application and on which the pension was originally granted still exist; that the applicant signed the above statement in my presence.

Witness my hand this _____ day of _____ A. D. 191_____

Witnesses.

Before me, the undersigned authority, on this day personally appeared _____ known to me to be one of the witnesses who signed the foregoing certificate, and on oath states that the statement of the pensioner above set out was made and signed in _____ presence, and that the statements contained therein are within the knowledge of affiant true and correct.

Sworn to and subscribed this _____ day of _____ A. D. 191_____ Affiant.

(SEAL)

_____ in and for _____ County, Texas.

*To be filled out and executed in case applicant cannot go before an officer to make affidavit.

PENSIONER'S NAME AND ADDRESS.

Approved for \$ _____

Commissioner of Pensions.

REPRODUCED FROM THE HOLDINGS OF THE TEXAS STATE ARCHIVES

27571