

217043
74- FORM A. 229

Soldier's Application for a Pension

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

Deas

Name of Applicant.

*J. J. Johnson
Smith*

County.

Postoffice *Drivona etc*

Filed *Mar 1914*

Approved *Geo. Lee. jr*

Pension allowed from *Mar. 1st 1914*

Rejected

Geo. W. Kysel

Commissioner of Pensions.

E. L. Steck, Printing, Bookbinding, Austin

Ent

FORM A

For Use of Soldiers Who Are In Indigent Circumstances

THE STATE OF TEXAS

County of

Smith

I,

J. J. Johnson

do hereby make application to the Commissioner of Pensions for a pension to be granted me under the Act passed by the 53rd Legislature of the State of Texas, and approved April 7, 1913, 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; or (that I was in the service of the State of Texas during the war, to protect said State against the Indians and Mexicans for more than 6 months). That I was honorably discharged or surrendered

discharged

(Give date and cause.)

that I have been a bona fide citizen of this State 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 hold any National, State, city or county office which pays me a salary or fees of \$300.00 per annum, nor have I an income from any other employment or other source whatever which amounts to \$300.00 per annum, nor do I 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 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, exclusive of a home of the value of not more than \$1000.00; 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? *Seventy-four (74) years old.*
- 2. Where were you born? *Hamilton Georgia*
- 3. How long have you resided in Texas? *1867*
- 4. In what county do you reside? *Smith*
- 5. How long have you resided in said county, and what is your postoffice address? *40 years*
AT NOTE - ~~Stamville~~ Winona, Texas, R.F.D.
- 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? *business* What is your physical condition? *able*
- 8. In what State was the command in which you served organized? *Mississippi*
- 9. How long did you serve? Give, if possible, the date of enlistment and discharge. *4 years*
- 10. What was the letter of your company, number of battalion, regiment or battery? *D, 12th Mississippi*
- 11. If transferred from one command to another, give time of transfer, name of command and time of service. *no*
- 12. What branch of the service did you enlist in—infantry, cavalry, artillery or navy? *Infantry*



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

Orderly Sergeant

14. If detailed for special service, under the law of conscription, what was the nature of your service and how long did you serve?

Volunteer

15. What is the assessed value of your home, if you own a home?

in some land

Have an undivided interest own NO Home

16. What is the assessed value of your other property?

have none

17. 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 a pension be approved and such other proceedings be had in the premises as are required by law.

(Signature of Applicant)

J. J. Johnson

Sworn to and subscribed before me, this *7* day of *March*, A. D. 19*14*

Gene T. Edom

[Seal.]

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 *Gene T. Edom*, County Judge of *Smith* County,

State of Texas, on this day personally appeared *Joe Atkinson & A. J. Nolan*, who are personally known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know *that*

J. J. Johnson, the above named applicant for a pension, and that they personally know that the said *J. J. Johnson* 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 his claim.

(Signature of Witness)

Joe Atkinson

(Signature of Witness)

A. J. Nolan

Sworn to and subscribed before me, this *7* day of *March*, A. D. 19*14*

Gene T. Edom

[Seal.]

County Judge *Smith* County, Texas.

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 per-

EX-PARTE

J.J. Johnson

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 A.M. Martin and Tom Ray W.L. Haley who reside in the County of Copiah 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 his 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 he is a bona fide resident.

J.J. Johnson (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 J.J. Johnson who is an applicant for pension under Act of March 26, 1909?
INT. 3. How long had you known the said J.J. Johnson and when and where did you first know him?
INT. 4. Do you personally know that the said J.J. Johnson 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 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 J.J. Johnson 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 J.J. Johnson 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 A.M. Martin & W.L. Haley

CROSS INTERROGATORY 1. If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said J.J. Johnson 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 J.J. Johnson 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 J.J. Johnson serving in the same company or regiment, or special service in which you say the said J.J. Johnson enlisted, if you have stated that said J.J. Johnson 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 J.J. Johnson 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 J.J. Johnson 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 J.J. Johnson is the identical person serving as testified by you?

CROSS INT. 3. Do you know whether or not the said J.J. Johnson 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 J.J. Johnson 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.

J.J. Johnson
(Applicant) Attorney.....for Applicant.

Do not write this for answers -

Application for Confederate Pension

FOR USE OF SOLDIERS OR WIDOWS

Smith County, Texas.

Pending before the County Judge of said County.

EX-PARTE
J.J. Johnson
Applicant.

INTERROGATORIES propounded to

Witnesses.

Empty lines for witness signatures and interrogatory responses.

EX PARTE

IN RE APPLICANT for CONFEDERATE PENSION

J. J. Johnson

Under Act March 26, 1909, pending
in Smith

Applicant for Confederate Pension.

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

Answers and depositions of (1) *A. M. Martin, Hazlehurst Miss*
W. L. Haley, Hazlehurst Miss,

to the accompanying interrogations (2) **and cross-interrogatories**
propounded to **them** in the above entitled cause taken before (3) **the undersigned**
in accordance with the accompanying (7) **agreement**

To the first interrogatory the said *A. M. Martin*
Witness, answers *A. M. Martin, 70 years old,*
Address Hazlehurst Copiah County Miss
To the 2nd Int., he answers: *Yes.*

To the 3rd Int., he answers: *In 1861, Copiah County Miss*

To the 4th Int., he answers: *Yes.*

To the 5th Int., he answers: *Yes, Co. D, 12th Mississippi, & served
through the war.*

To the 6th Int., he answers: *Orderly Sergeant of Co. D,*

To the 7th Int., he answers: *No.*

To the 1st Cross-Int., he answers: *Joined Company about same time
& was with him through the war. Do not know of any other J. J. Johnson,*

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

To the 3rd Cross-Int., he answers: *I do; there was no better in
Lee's Army*

To the 4th Cross-Int., he answers: *He did not, was always at
his post of duty*

To the 1st Int., the said *W. L. Haley* witness, answers: *78 yrs old
Hazlehurst Miss*

To the 2nd Int., he answers: *Yes*

To the 3rd Int., he answers: *In 1861, in Copiah County*

To the 4th Int., he answers: *Yes*



To the 5th Int., he answers: *Yes Co. D, 12th Miss-Infantry
Enlisted May 12, 1861 served throughout the war.*

To the 6th Int., he answers: He was a Non-Commissioned
Orderly Sergeant

To the 7th Int., he answers: No service of that kind; field
service throughout

To the 1st Cross-Int., he answers: Joined Company at same
time was with him throughout war. Don't know any other J. J. Jordan

To the 2nd Cross-Int., he answers: I do not know any other
he went to Texas after war.

To the 3rd Cross-Int., he answers: I do he served faithfully
throughout the war.

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

Subscribed and sworn to before me, this 20th day of March, 1914

A M Martin
W L Haley
W L Haley
Circuit Clerk

THE STATE OF Mississippi.

County of Copiah

I, *W L Haley* Circuit Clerk
(Here give name and official character of officer before whom taken)

A M Martin and *W L Haley* do hereby certify that *A M Martin* are personally known to me to be credible citizens of said County and State, and that the foregoing answers of *A M Martin & W L Haley*, the witnesses 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)

Given under my hand and official seal, this the 20 day of March, 1914

(L. S.)

W L Haley
Circuit Clerk

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, and Notary Public, or any Commissioner of Deeds of Texas.

Use this blank for answers for both witnesses.

File No.

In *Smith* County, Texas,
Before the Honorable Judge of Said County.

EX PARTE

J. J. Johnson
Applicant for Pension

DEPOSITION OF

Witness for Applicant.

Filed _____ day

of _____, 191

_____, Clerk.

By _____, Deputy.

Fee for Taking Deposition, \$ _____

Lined area for deposition text.



- (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.

If not delivered in 10 days return to

L. W. TITTLE
STATE COMPTROLLER
AUSTIN, TEXAS

24043



Confederate Pension

*was admitted to
Confederate Home
March 22 1920*

Mr. Tittle

C. J.

*Johnson
Amona*