

22883

FORM A

Soldier's Application
for Pension

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

11-18-25-

Name of Applicant:

R. J. May
Smith

County

Postoffice

Styler Texas

Filed

June 16th 1913

Approved

Sept 1, 1913

Pension allowed from

Dec 1, 1913

Rejected

Commissioner of Pensions

K ent

FORM A

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS

County of Smith

I, M. J. Kay 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 surrendered surrendered at close of war

(Give date and cause.)

that I have been a bona fide citizen of this State since prior to January 1, A. D. 1880, 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 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? 68 years of age
2. Where were you born? South Carolina
3. How long have you resided in Texas? 43 years
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 - Tyler - TX
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? blets
8. In what State was the command in which you served organized? Georgia
9. How long did you serve? Give, if possible, the date of enlistment and discharge. 12 months
10. What was the letter of your company, number of battalion, regiment or battery? Co. D - 18th Georgia Cavalry (TX)
11. If transferred from one command to another, give time of transfer, name of command and time of service never transferred
12. What branch of the service did you enlist in—infantry, cavalry, artillery or navy? Cavalry

13. If commissioned direct by the President, what was your rank and line of duty?.....
14. If detailed for special service, under the law of conscription, what was the nature of your service and how long did you serve?.....
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) W. J. Kay

Sworn to and subscribed before me, this 17 day of June, A. D. 1912

[SEAL.] James F. Olson
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 James F. Olson, County Judge of Smith County, State of Texas, on this day personally appeared W. J. Kay & O. M. Foster, who are personally

known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know Mr. J. Kay, the above named applicant for a pension, and that they personally know that the said Mr. J. Kay 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 his claim

(Signature of Witness) W. J. Brown
(Signature of Witness) Oscar W. Foster

Sworn to and subscribed before me, this 17 day of June, A. D. 1912

[SEAL.] James F. Olson
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 personally acquainted with the foregoing applicant, and that the facts set forth and statements made in his application

Henry Opleman

Burgess

H. F. Opleman

(IX)

Frederick Opleman

H. F. Opleman

EX PARTE

Pending in Smith County, Texas, before the Honorable County Judge of said County.

W. J. Kay Applicant for Confederate Pension.

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 H. L. Sewell who reside in the County of Upshur 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 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 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.

W. J. Kay (Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness

H. L. Sewell

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

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

CROSS INT. 3. Do you know whether or not the said W. J. Kay
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 W. J. Kay
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 B. 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 B. Odom
County Judge Smith County, Texas.
W. J. Kay
(Applicant) Attorney for Applicant.

In Re

Application for Confederate Pension.

FOR USE OF SOLDIERS OR WIDOWS.

Orrick County, Texas.

Pending before the County Judge of said County.

EX PARTE

W. J. Kay
Applicant.

INTERROGATORIES

propounded to

H. A. Russell

Witnesses.

EX PARTE

W. J. Kay

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 Henry Stephenson who reside in the County of Morris 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 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 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.

W. J. Kay

(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness

Henry Stephenson

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

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

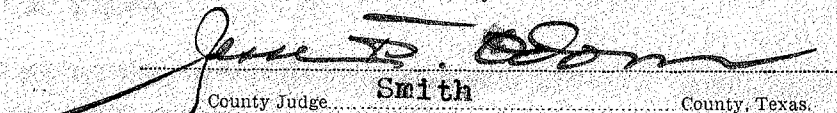
Cross INT. 3. Do you know whether or not the said W. J. Kay
served honorably from the date of his enlistment until the close of the late Civil War between the States, or until he was
discharged from said company and regiment, or the special service to which he had been assigned?

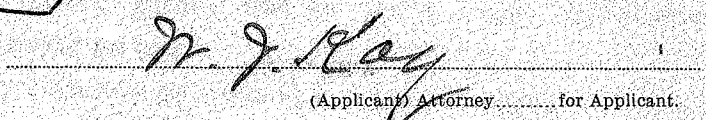
Cross INT. 4. Do you know whether or not the said W. J. Kay
deserted his command, or voluntarily abandoned his post of duty or the service during said war?

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.


County Judge. Smith County, Texas.


(Applicant) Attorney..... for Applicant.

In Re

Application for Confederate Pension.

FOR USE OF SOLDIERS OR WIDOWS.

Ornell County, Texas.

Pending before the County Judge of said County.

EX PARTE

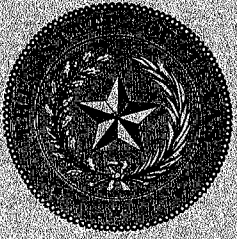
W. J. Kay
Applicant.

INTERROGATORIES

propounded to

Henry Jefferson

Witnesses.



R. A. BUFORD, Commissioner

OFFICE OF
Commissioner of Pensions
 State of Texas
 Austin

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

Dear Sir:

I have the honor to request the military record
 of W. F. Gray who is reported to have enlisted in
 Company D, Regiment 18th Ga. Cavalry
 in service of the Confederate States Army.

Purpose: The _____ person above named is an applicant
 for a Confederate pension granted by the State, and I desire to verify
 his proof of service.

Very respectfully,



R. A. Buford
 Commissioner of Pensions.

ADJUTANT GENERAL'S OFFICE
24
2051581
WAR DEPARTMENT

2051581
WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, June 25, 1913.

Respectfully returned to the

Commissioner of Pensions,
State of Texas,
Austin.

There are no rolls on file in this office of Company D, 18th Georgia Cavalry, Confederate States Army, and no record has been found of the capture or parole of a man named W. J. Key of that organization.

The muster-in roll (only roll on file) of Captain Crawford's Company (Ingel's Rangers) 30th Battalion Georgia Cavalry, which became Company D, 11th Georgia Cavalry, Confederate States Army, shows that one W. J. Key, a corporal, enlisted May 3, 1864. No later record of him has been found.



The Adjutant General.

Witness sign here: *H. G. Stephenson*

Subscribed and sworn to before me, this 7 day of June, 1913

C. M. Hudson, County Judge Morris County Texas

THE STATE OF Texas,

County of Morris.

I *C. M. Hudson, County Judge*
(Here give name and official character of officer before whom taken)

Morris County Texas do hereby certify that Henry Stephenson
and is ~~xxx~~ personally known to me to be credible citizens of said
County and State, and that the foregoing answers of Henry Stephenson

....., the witness ~~xxx~~ before named, ~~xxx~~
....., whose name appears 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 7 day of June, 1913

(L. S.)

C. M. Hudson, County Judge Morris Co. Texas

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 for all cases
File No. _____

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

EX PARTE

H. G. Stephenson
Applicant for Pension

DEPOSITION
OF

Henry Stephenson

Witness for Applicant.

Filed _____ day

of _____ 1913

By _____ Deputy

Fee for Taking Deposition, \$ _____

EX PARTE

IN RE APPLICANT for CONFEDERATE PENSION

W.J.Kay

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) Henry Stephenson, who resides in Morris
County, Texas,

to the accompanying interrogations (2) and cross-interrogatories

propounded to him in the above entitled cause taken before (3) C.M. Henderson County Judge
in accordance with the accompanying (7) agreement

To the first interrogatory the said Henry Stephenson

Witness, answers: Henry Stephenson. Age 67 yrs. Damaged in war

To the 2nd Int., he answers: yes.

To the 3rd Int., he answers: Since he was a boy in Georgia

To the 4th Int., he answers: yes

To the 5th Int., he answers: He enlisted in 11th Georgia Cavalry in
Franklin Co Ga. in 1863. and served till close of war.

To the 6th Int., he answers: I do not know. don't think
he ever was

To the 7th Int., he answers: I do not

To the 1st Cross-Int., he answers: I was in the same regiment
and he belonged to my Company. I did not know any other

To the 2nd Cross-Int., he answers: I don't

To the 3rd Cross-Int., he answers: He did

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

TX

Witness sign here:

H. L. Sewell

Subscribed and sworn to before me, this _____ day of June, 191³

*J. W. Adkins Notary Public
in and for Upshur County, Texas*

THE STATE OF Texas,

County of Upshur.

I, *J. W. Adkins Notary Public*
(Here give name and official character of officer before whom taken)

in and for Upshur Co., Tex. do hereby certify that **H.L.Sewell** is

and ~~was~~ personally known to me to be ^a credible citizen of said County and State, and that the foregoing answers of **H.L.Sewell**

_____, the witness before named, ~~and~~

_____, whose name appear^s 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 *10th* day of June, 191³

(L. S.)

*J. W. Adkins Notary Public
in and for Upshur County, Texas*

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 for answers
Filed No. _____

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

EX PARTE

Mr. J. W. Boy
Applicant for Pension

DEPOSITION
OF

H. L. Sewell

Witness for Applicant.

Filed _____ day _____

of _____, 191³

_____, Clerk

By _____, Deputy

Free for Taking Deposition, \$ _____

E. I. Steck, Printing, Bookbinding, Austin

EX PARTE

IN RE APPLICANT for CONFEDERATE PENSION

W.J.Kay

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) H.L.Sewell, who resides in Upshur County,

Texas, My age is 65 yrs My place of residence
and Post office is La Fayette Texas

to the accompanying interrogations (2) and cross-interrogatories

propounded to him in the above entitled cause taken before (3) J W Atkins Notary Public
in accordance with the accompanying (7) agreement

To the first interrogatory the said H.L.Sewell

Witness, answers H. L. Sewell age 65 Residence La Fayette
Texas

To the 2nd Int., he answers: yes I know him.

To the 3rd Int., he answers: from Child Hood in the
State of Georgia

To the 4th Int., he answers: Yes I personally knew that
he enlisted as a Soldier

To the 5th Int., he answers: he enlisted in company D 3rd Ill. Cal.
Battalion on or about May 1st 1864 at Muddy Creek in Ga. to close of war.

To the 6th Int., he answers: I do not remember

To the 7th Int., he answers: he was a Volunteer.

To the 1st Cross-Int., he answers: I served in same Company
and Regiment there was no other W.J. Kay in said Command

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

To the 3rd Cross-Int., he answers: He did

To the 4th Cross-Int., he answers: he served until the close
of the war.

TX

APPLICATION FOR MORTUARY WARRANT

STATE OF TEXAS,

County of Tarrant

I, Miss Leslie G. White

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late W. J. Kay, who was a pensioner of the State of Texas, and whose file number was 22855 and whose original county was Smith

The said pensioner W. J. Kay, died on the 27th day of October, 1925, in the town of Fort Worth County of Tarrant, Texas.

The pensioner died in the home of Mrs. W. H. Getz 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 expenses incurred by the said pensioner W. J. Kay

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) Miss Leslie G. White that my postoffice address is Box 1019

Fort Worth City Texas Street or R. F. D. State

Signed Miss Leslie G. White

Sworn to before me this 19th day of November, 1925

[Signature]

Notary Public in and for _____ State of Texas.
Notary Public in and for Tarrant County, Texas

CERTIFICATE OF UNDERTAKER

I, M. C. Saucy, do certify that I am undertaker in the town of Ft. Worth County of Tarrant, State of Texas, that I had charge of the body of W. J. Kay, who died in the town of Ft. Worth, County of Tarrant, State of Texas on the 27 day of October, 1925. That said body was prepared for burial by me on the 27 day of October, 1925, and that I am of the opinion that warrant herein applied for should be issued to the said Miss Leslie G. White who makes the foregoing application.

Signed M. C. Saucy Undertaker.

CERTIFICATE OF PHYSICIAN

I, Judge M. Lyle, do certify that I am a practicing physician, and that I attended Mr. W. J. Kay in his last illness, and am of the opinion that his ailments were Cholera



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 Judge M. Lyle
Physician's Address 205 W. 4th St. Ft. Worth, Texas

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

11-18-25