

14519

FORM B

Widow's Application for Pension

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

Name of Applicant.

Mrs E. F. Carter

Anderson County.

Postoffice *none*

AUG 14 1909

Filed.....

AUG 31 1909

Approved.....

Pension allowed from.....

Rejected.....

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

Compliments of
East Texas Genealogical Society

For use of Widows of Soldiers who are in indigent circumstances.

THE STATE OF TEXAS }
 County of Wood }

I, Mrs. E. F. Carter, 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 am the widow of N. Carter, deceased, who departed this life on the 28th day of May, 1884., ~~###/###/##~~, in the county of Wood, 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 day of April, 1859 ~~###/###/##~~, in the county of Barbour, in the State of Alabama.

My husband, the said N. Carter, 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 March 1, A. D. 1880, 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 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, 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 I do further state that the answers given to the following questions are true:

1. What is your age? 68 March 31st, 1909.
2. Where were you born? In Georgia.
3. How long have you resided in the State of Texas? 31 years.
4. How long have you resided in the county of your present residence? And what is your postoffice address? 31 years.
5. What was your husband's full name? Nicholas Carter.
6. When and where were you married? In Barbour county, Ala., in April, 1859.
7. What was the date of his death? May 28th, 1884.
8. In what State was your husband's command originally organized? Alabama.
9. How long did your husband serve? If known to you, give date of enlistment and discharge. 4 years. I think he enlisted in 1861, and served till the surrender.
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 of service. Company K, 29th Alabama, Infantry, Santa'a bri-gade, Wallthall's Div.
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 how long did he serve? Infantry.
12. Have you transferred to others any property of any kind for the purpose of becoming a beneficiary under this law? I have not.

TX

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)

Mrs E F Carter

Sworn to and subscribed before me, this 29th day of July, A. D. 1909.

R. M. Smith

County Judge Wood County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS }
County of Wood

Before me R. M. Smith, County Judge of Wood County, State of Texas, on this day personally appeared Mrs. M. A. Fowler and Miss Alice Gilbert, 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. Mrs. E. F. Carter, applicant for a pension as the widow of N. Carter, deceased, is in truth and fact the widow of N. Carter 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 pension, and that they have no interest in this claim.

(Signature of Witness)

Alice Gilbert

(Signature of Witness)

Mrs M A Fowler

Sworn to and subscribed before me, this 29th day of July, A. D. 1909.

R. M. Smith

County Judge Wood County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS }
County of Wood

Before me R. M. Smith, County Judge of Wood County, State of Texas, on this day personally appeared Mrs. M. A. Fowler and T. U. Carter, 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 a pension, and that they personally know that the said Mrs. E. F. Carter, has been a bona fide resident citizen of the State of Texas since prior to March 1, A. D. 1880, and that they have no interest in this claim.

(Signature of Witness)

T. U. Carter

(Signature of Witness)

Mrs M A Fowler

Sworn to and subscribed before me, this 29th day of July, A. D. 1909.

R. M. Smith

County Judge Wood County, Texas.

[SEAL.]

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:

.....
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....

(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 STATE AND COUNTY ASSESSOR

I, *C. F. Parker*, State and County Assessor in the County of *Hood*, State of Texas, do hereby certify that Mrs. *E. F. Bartlett*,

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 the said county, in her name, or the name of a trustee, with estate, real, personal and mixed, at the assessed value of *630* dollars.

Given under my hand, this *13th* day of *Aug.*, A. D. 19*09*

C. F. Parker
State and County Assessor.

EX PARTE

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

Mrs. E. F. CARTER,
Applicant for Confederate Pension.

The Honorable County Judge of Wood 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 R. D. Carter and William Helms, Helms, who reside in the County of Alabama in the State of Alabama 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 Wood and State of Texas, of which she is a bona fide resident.

Mrs. E. F. Carter,
Applicant.

Direct Interrogatories to be Propounded to the Witnesses.

R. D. Carter and William Helms, of Dadeville, Alabama.

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

(TX)

CROSS INTERROGATORIES.

To be Propounded to R. D. Carter and Wm. Helms, witnesses:

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

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

THE STATE OF TEXAS, }

County of Wood.

I, R. M. Smith, 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.

R. M. Smith
County Judge..... Wood County, Texas.

Mrs. E. F. Carter,
Applicant.

Application for Confederate Pension.

In Re

FOR USE OF WIDOWS.

County, Texas.

Pending before the County Judge of said County.

EX PARTE

Applicant.

INTERROGATORIES propounded to

Witnesses.

Return as attached.

DEPOSITION IN PENSION CLAIMS, with Caption and Certificates.

694-609-5m

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

Under Act March 26, 1909, pending in Wood

MRS. E. F. CARTER,

of Wood County, Texas,
Applicant for Confederate Pension.

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

Answers and depositions of (1) R. D. Carter and William Nelms, of Daleville,
Alabama,

to the accompanying interrogations (2) and cross interrogatories,
propounded to them in the above entitled cause taken before (3) S.N. Rowe Judge of Probate.
in accordance with the accompanying (7) agreement:

To the first interrogatory the said R. D. Carter,

Witness, answers: my name is R.D.Carter, Age 67 y~~ears~~ars old, my present place of
residence is Daleville Alabama, my post office address is Daleville Ala.

To the 2nd Int. he answers: I have known N Carter all of my life.

To the 3rd Int. he answers: I have known him all my life, I first knew
him in Taylor County Georgia, N Carter being my brothermake/s me know him
all my life and we were both borne in Taylor County Georgia.

To the 4th Int. he answers: I personally know that N Carter enlisted
in the the service of the Confederate army as a private soldier.

To the 5th Int. he answers: He served in Company K, 29th, Alabama Regiment,
and he enlisted in same ,He enlisted in Febuary 1862, at Clayton Alabama,
He served three and half years in Mobile, Pollard Ala, and Pensacola Ala,
and then to ~~MISSISSIPPI~~ Shubota Mississippi and then to Atllanta Ga and
Nashville Tenn.

To the 6th Int. he answers: He was just a private soldier.

TX

To the 7th Int. he answers: He was not, He was just a private soldier.

To the 1st X Int. he answers: I was a soldier in the war right along with
him all the time, I do not know of any other soldier by the name of N
Carter, In fact there was no other.

To the 2nd X Int. he answers: I am postively certain as he is my brother

To the 3rd X Int. he answers: He was a faithful soldier and was honorably
discharged.

To the 4th X Int. he answers: He did not, he served until the war closed.

To the 1st Interrogatory the said Wm. H. Helms, witness, answers:
W.S. Helms, Age 67 years old, Enterprise Alabama, R.F.D. NO. 2,

To the 2nd Int. he answers: I never knew N Carter until the war, we were
in the same Company and Regiment.

To the 3rd Int. he answers: I have known him ever since the war, I first
knew him when he enlisted in the service at Clayton Ala.

To the 4th Int. he answers: I do and he performed the service faithfully
as a private soldier.

To the 5th Int. he answers: I do, it was Company K, 29th, Alabama Regiment,
Febuart 1862 At Clayton Alabama, he served three and half years.

To the 6th Int. he answers: He was just a private soldier.

To the 7th Int. he answers: He did not, he was just a private soldier.

To the 1st X Int. he answers: I was in the same Company K, 29th, Alabama
Regiment with him, we were soldiers together, there was no other N Carter
in Company K, 29th Alabama Regiment but this one.

To the 2nd X Int. he answers I am postively certain that he is the same
N Carter as testified by me.

To the 3rd X Int. he answers: I know of my own personally knowledge
that N Carter served faithfully and honorably until he was discharged
from the service of the late civil war.

To the 4th X Int. he answers: He did not, he served all the way through
the war until discharged.

Subscribed and sworn to before me, this 11th day of August, 1909, 190

S. N. Rowe

Judge of Probate, Coffee Co., Ala.

THE STATE OF Alabama.

County of Coffee

I, S. N. Rowe, Judge of Probate.

(Here give name and official character of officer before whom taken.)

do hereby certify that R. D. Carter, and W. S. Helms, are personally known to me to be credible citizens of said County and State, and that the foregoing answers of R. D. Carter,

the witness before named, and W. S. Helms, 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 11th day of August, 1909, 190

(L. S.)

S. N. Rowe

Judge of Probate, Coffee Co., Ala.

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

Applicant for Confederate Pension

DEPOSITION
OF

Witness for Applicant

Filed _____ day

of _____ 190

_____ Clerk.

By _____ Deputy.

Fee for Taking Deposition, \$ _____

TX

R.D.Carter, Daleville, Alabama.

W.S.Helms, Enterprise, Alabama.

S.N.Rowe, Judge of Probate, Coffee County, Alabama.

- (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.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

789-709-2m



OFFICE OF
Commissioner of Pensions

State of Texas

Austin AUG 28 1909

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 N. Carter who is reported to have enlisted in
Company K, 29th Regiment Alabama Infantry
in the service of the Confederate States Army. (TX)

Purpose: The widow of 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.

14519

ADJUTANT GENERAL'S OFFICE

SEP 7

1561292

1561292

WAR DEPARTMENT

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

1561292
WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, Sept. 2, 1909.

Respectfully returned to the

Commissioner of Pensions,
State of Texas,
Austin.

The records show that Nicholas
Carter, private, Company K, 29th
Alabama Infantry, Confederate States
Army, was enlisted March 10, 1862.
On the roll for July and August,
1863, last on which his name appears,
he is reported present. No later
record of him has been found.

The Adjutant General.

(A. G. O. 72-1)