

19

2428-1

FORM A

Soldier's Application for Pension

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

Name of Applicant.

A. M. Willbourn

Cuppersan County.

Postoffice.

Shelbyville

Filed

Mar. 17th 1913

Approved

Sept. 1913

Pension allowed from

2001 1913

Rejected

W. C. ...

Commissioner of Pensions.

VON SOECKMANN-JONES CO., PRINTERS, AUSTIN

ent

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FORM A

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS }

County of Anderson

I, Abram Murphy Kilbanks, 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

I surrendered at Guntersville, Ala, at the close of the 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 -
2. Where were you born? Anderson Co - South Carolina -
3. How long have you resided in Texas? Since 1878 -
4. In what county do you reside? Anderson County
5. How long have you resided in said county and what is your postoffice address? About 20 yrs in this Co; P Route 1 - Brushy Creek, Texas
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where No - never applied before
7. What is your occupation, if able to engage in one? Not able to engage in one
8. In what State was the command in which you served organized? Alabama
9. How long did you serve? Give, if possible, the date of enlistment and discharge. Served from Sept 1862 until close of war
10. What was the letter of your company, number or name of battalion, regiment or battery? Company K - 3rd Conf Regiment
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?.....

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?.....

Volunteer - never detailed -

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) *Abram Murphy Wilbanks*

Sworn to and subscribed before me, this *16* day of *January*, A. D. 19 *13*

E. V. Swift

[SEAL.]

County Judge *Anderson* County, Texas.

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS }

County of *Anderson* - }

Before me *E. V. Swift*, County Judge of *Anderson* County,

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

A. M. Wilbanks the above named applicant for a pension, and that they personally know that the said *A. M. Wilbank* 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) *H. C. Williams*

(Signature of Witness) *J. A. McReynolds*

Sworn to and subscribed before me, this *16* day of *January*, A. D. 19 *13*.

E. V. Swift

[SEAL.]

County Judge *Anderson* 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 are correct

EX-PARTE

A. M. Wilbanks
 Applicant for Confederate Pension.

Pending in Anderson County,
 Texas, before the Honorable County Judge of said County

The Honorable County Judge of Anderson 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 J. S. Ward and M. B. Cunningham who reside in the County of Alle Kalb 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 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 Anderson and State of Texas, of which he is a bona fide resident.

A. M. Wilbanks
 (Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness

J. S. Ward and M. B. Cunningham

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

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

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

THE STATE OF TEXAS,

County of Anderson

I, E. V. Swift, 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.

E. V. Swift

County Judge Anderson County, Texas.

A. M. Wilbanks

(Applicant) Attorney for Appellant.

In Re

Application for Confederate Pension.

FOR USE OF SOLDIERS OR WIDOWS.

County, Texas.

Pending before the County Judge of said County.

EX PARTE

Applicant.

INTERROGATORIES propounded to

Witnesses.

E. V. SWIFT

Attorney-at-Law
COUNTY JUDGE
Anderson County



Palentine, Texas,

March 16th. 1913.

Hon. R. A. Buford,
Pension Commissioner,
Austin, Texas.

Dear Sir:

I herewith enclose to you pension application of Mr. A. M. Wilbanks of this County. Mr. Wilbanks is a worthy and deserving Confederate Veteran and I take pleasure in recommending him for a pension and know that he is in need of assistance.

I have gone to considerable trouble in getting up the evidence which you will note was taken in Alabama, but everything seems to be in first class condition, and I dont believe you will find any objection with the form of the papers, etc.

I certainly hope you can give this matter your prompt attention.

Yours very truly,

E. V. Swift
County Judge.



T

Palestine, Texas, Nov. 25th. 1913.

W. Keyser,
 Pension Commissioner,
 Austin, Texas.

February 1913, and while R. A. Buford was pension
 oner, I sent in an application for a Pension for Mr.
 Wilbanks. Since then we have heard nothing of the
 pension and its disposition.

I have had a x great deal of trouble with the applications
 sent to Buford. He would never even acknowledge receipt of
 any. I am glad to say that the veterans are much better pleased
 with you, since you are giving your time and attention to this

matter as we are all interested very much in Mr. A. M. Wilbanks.
 I call him Daddy Wilbanks around here and he is liked and
 respected by all. I sent in his application and he has never
 heard from it. He speaks to me quite often and I can give
 him satisfaction at all.

So please dont write back and ask us the number, for we dont
 know the number was never given any number. It never got this far,
 and never even acknowledged receipt. Mr. Wilbanks
 does not live in Texas, and I had some trouble in getting
 proof, and for this reason I am very anxious to locate
 his original application.

Will you do me the favor to look this application up, and
 inform Mr. Wilbanks what is the matter. Mr. Wilbanks
 lives at A. M. Wilbanks, Brushy Creek, Texas, Route 1.
 I would be glad to know what has become of his
 pension. Now please give us some light on this matter.

Yours very truly,

E. V. Swift
 County Judge.



EX PARTE

A. M. Wilbanks

IN RE APPLICANT for CONFEDERATE PENSION

Under Act March 26, 1909, pending
in Anderson

Applicant for Confederate Pension.

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

Answers and depositions of (1) *M.B. Cunningham, Collinsville, Ala.*

to the accompanying interrogations (2) *and Cross Interrogatories*
propounded to *me* in the above entitled cause taken before (3) *B.A. Nowlin, Notary Public*
in accordance with the accompanying (7) *Agreement*

To the first interrogatory the said *M.B. Cunningham*

Witness, answers *M.B. Cunningham, My age is 66 My residence and Post Office
address is Collinsville, Ala.*

To the 2nd interrogatory the witness answers *I know A.M. Wilbanks*

To the 3rd interrogatory the witness answers *"Since March 1864" at Oxford, Ala.*

To the 4th interrogatory the witness answers *"I personally know that A.M. Wilbanks
was a soldier in the Confereracy.*

To the 5th interrogatory the witness answers *"Co. K 3rd Regiment" 1864 when I joined
the Army he was already enlisted. He served to the end of the War*

To the 6th interrogatory the witness answers *"Do not know" XXXXXXXXXXXXXXXXXXXXXXXXXXXX*

To the 7th interrogatory the witness answers *"If he was ever detailed on special
service I do not know"*

To the Cross enterogatories the witness answers *"I was in the same regiment with
A.M. Wilbanks and I do not know any other moldier in the Regiment by the name of
A.M. Wilbanks.*

To the 2nd Cross interrogatory the witness answers *"I know this to be the same
identical A.M. Wilbanks serving as testified.*

To the 3rd Cross interrogatory the witness answers *"He served honorably and was never
discharged XXX until the end of the war.*

To the 4th Cross interrogatory the witness answers *"He never deserted"*



Subscribed and sworn to before me, this 8th day of March, 1913

M B Cunningham

THE STATE OF ALABAMA

County of DeKalb

I, B.A. Nowlin, Notary Public

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

do hereby certify that M.B. Cunningham

and *is* are personally known to me to be a credible citizen of said County and State, and that the foregoing answers of M.B. Cunningham

the witness 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 8th day of March, 1913

(L. S.)

B A Nowlin
N. P.

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.

File No.

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

EX PARTE

A. M. Willbanks

Applicant for Pension

DEPOSITION

OF

Witness for Applicant.

Filed _____ day

of _____, 191

_____, 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

A. M. Wilbanks

IN RE APPLICANT for CONFEDERATE PENSION

Under Act March 26, 1909, pending

in Anderson

Applicant for Confederate Pension.

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

Answers and depositions of (1) J.S.Ward, Collinsville, Ala.

to the accompanying interrogations (2) Cross interrogatories propounded to me in the above entitled cause taken before (3) B.A.Nowlin, Notary Public in accordance with the accompanying (7) Agreement

To the first interrogatory the said J.S.Ward

Witness, answers J.S.Ward my age is 68. My residence and Post Office address is Collinsville, Ala.

To the 2nd interrogatory the witness answers " I knew personally A.M.Wilbanks"

To the 3rd interrogatory the witness answers The first time I knew A.M.Wilbanks was in the Fall of 1863, in the Army.

To the 4th interrogatory the witness answers " I know A.M.Wilbanks was in the service of the Confederacy and performed the duties of a soldier.

To the 5th interrogatory the witness answers "Co. K and 3rd Confederate" in 1863 in Tenn.

To the 6th interrogatory the witness answers "He was not a Commissioned Officer.

To the 7th interrogatory the witness answers "He was never detailed for any special service that I know.

To the Cross interrogatories the witness answers First, I was in the same Regiment with A.M.Wilbanks and I know of no other soldier by the name of A.M.Wilbanks than the one mentioned here.

To the 2nd Cross interrogatory the witness answers " I know that this to be the same person as the one who served as above stated.

To the 3rd Cross Interrogatory the witness answers" I know he served honorably until the close of the war.

To the 4th Cross interrogatory the witness answers " He never deserted his Command or abandoned his post voluntarily.

TX

Subscribed and sworn to before me, this 8th day of March 1913, 191

J. S. Ward

THE STATE OF ALABAMA

County of DeKalb

I, B. A. Nolwin, Notary Public,
(Here give name and official character of officer before whom taken)

do hereby certify that J. S. Ward
and *ii* are personally known to me to be credible citizen^a of said
County and State, and that the foregoing answers of J. S. Ward
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 8th day of March 1913, 191

(L. S.)

B. A. Nolwin
N. P.

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.

File No.

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

EX PARTE

Applicant for Pension

DEPOSITION

OF

Witness for Applicant.

Filed _____ day

of _____, 191

_____, Clerk.

By _____, Deputy.

Fee for Taking Deposition, \$ _____

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- (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.



24757
Anderson

Palestine Texas

August 11 1918

Mr. J. C. James

Austin Texas

Dear sir I am writing
you for information
I have been informed
that Confederate soldiers
has thirty dollars for
burial expenses my
father R. W. Wilbanks
died July 17-1864

Will you please send
me burial application
blank to fill out
your truly

R. W. Wilbanks

Palestine Route # 10



August 14, 1918.

Mr. O. C. Wilbanks,
Palestine, Texas.

Dear Sir:

I have your letter of the 11th inst., in which you advise me of the death of your father, A. H. Wilbanks who was a pensioner from Anderson County.

I am enclosing you herewith blanks to be used in making claim for the mortuary warrant of Thirty Dollars which the state allows for burial expenses.

Yours truly,

J. C. Jones,

Commissioner of Pensions



b

copy filed

24257

E. L. STECK, AUSTIN

683-417-5M

MORTUARY WARRANT

In accordance with Law passed by Thirty-fifth Legislature of Texas in Regular Session

Palestine Texas, *Aug 20* 191*8*

STATE OF TEXAS

To *O. C. Wilbanks* Dr.

WRITE ADDRESS PLAINLY *Palestine Tx. R. 10.*

Account of Death of Pensioner No. *24257* , County *Anderson*

Pensioner's Name in full *A. M. Wilbanks*

ITEMIZE ACCOUNT NOT TO EXCEED THIRTY DOLLARS.

Casco B. 20.
 Cloth \$ 30

(TX)

Thirty

To above account for _____ Dollars

is just, due and unpaid.

Dued 7-17-18

Sworn to and subscribed before me this *20* day of *Aug* 191*8*

Last warrant 5-31-18

W. F. Gaines

J. C. Jones cum Notary Public, *in & for* County, *Anderson Tx*

54103

24257

No.

O. L. Stillbanks

\$ *30⁰⁰*

24257 Anderson

Confederate Pension Fund Fund

OFFICE OF
COMMISSIONER OF PENSIONS
STATE OF TEXAS
AUSTIN

Correct, for the sum of \$ *30⁰⁰*

Charge to Confederate Pension Fund

J. C. Jones
Commissioner of Pensions.

APPLICATION FOR MORTUARY WARRANT

STATE OF TEXAS,

County of Anderson } I, O. C. Wilbanks
do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late A. M. Wilbanks, who was a pensioner of the State of Texas, and whose file number is 24257 and whose original county is Anderson

The said pensioner A. M. Wilbanks, died on the 17 day of July, 1918, in the town of Palatine R. 10, County of Anderson Texas.

The pensioner died in the home of O. C. Wilbanks who was related to the pensioner as son

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 A. M. Wilbanks

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) son and that my home is in the town of Palatine R. 10, County of Anderson State of Texas, that my postoffice address is Palatine Tex R. 10

Signed O. C. Wilbanks

Before me a Notary Public in and for the County of Anderson, State of Texas, personally appeared O. C. Wilbanks, who being by me duly sworn did certify to, and sign the foregoing statement.

(Seal of Office)

B. F. Gaines, Notary Public
in and for Anderson, Texas.

CERTIFICATE OF UNDERTAKER

I, C. W. Hambrick, do certify that I am an undertaker in the town of Brushy Creek, County of Anderson, State of Texas, that I had charge of the body of A. M. Wilbanks, who died in the town of Brushy Creek, County of Anderson, State of Texas, on the 17th day of July, 1918. That said body was prepared for burial by me on the 18th day of July, 1918. That said body was buried in the Pisgah Cemetery, which is located in the County of Anderson, State of Texas, and that I am of the opinion that warrant herein applied for, should be issued to the said O. C. Wilbanks who makes the foregoing application.

Signed C. W. Hambrick Undertaker.

CERTIFICATE OF PHYSICIAN

I, J. W. Dawson, do certify that I am a practicing physician and that I attended A. M. Wilbanks in his last illness, and am of the opinion that his ailments were Senile Debility.

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-fifth Legislature, and approved _____, 1917.

Signed J. W. Dawson Physician. TX

Physician's Address Brushy Creek Texas