

17

29120-

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.

R. H. Tucker

Anderson County.

Postoffice Palatka, Texas

Filed Sept. 12 1914

Approved Sept. 15 1914

Pension allowed from Dec 12 1914

Rejected

W. H. Rogers
Commissioner of Pensions.

Comptroller

FORM A

For Use of Soldiers, Who are in Indigent Circumstances

THE STATE OF TEXAS

County of Anderson }

I, R. H. Tucker 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 May - 1865

(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? sixty six
2. Where were you born? Anderson Dist South Carolina
3. How long have you resided in Texas? Thirty seven years
4. In what county do you reside? Anderson Co.
5. How long have you resided in said county and what is your postoffice address? one year
P.O. address essentially R.F. 10 no 2
R.F. 10 # 2 - Palestine, Texas
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. This is my first application
7. What is your occupation, if able to engage in one? Farming TX
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. during whole war
10. What was the letter of your company, number of battalion, regiment or battery? B. 16th Ala.
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?.....

A 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?.....

A 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) *R. H. Tucker*

Sworn to and subscribed before me, this *5* day of *June* - 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 *Briscoe* }
Before me *W. A. Smith* , Notary Public *Briscoe* County, Texas

State of Texas, on this day personally appeared *W. D. Clark and S. R. Wheeler* who are personally known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know.....

R. H. Tucker the above named applicant for a pension, and that they personally know that the said *R. H. Tucker* 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) *W. D. Clark*

(Signature of Witness) *S. R. Wheeler*

Sworn to and subscribed before me, this *22* day of *Aug* , A. D. 19*14*

W. A. Smith

[Seal.]

County Judge *Briscoe* County, Texas.

(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

Form for answers

DEPOSITION IN PENSION CLAIMS, with Caption and Certificates.

160-1212-500

EX PARTE

R.H. Tucker

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) *Dr. W.J. McMAHON* and *JAMES W. TERRY* Justice of the Peace

to the accompanying interrogations (2)

propounded to *them* in the above entitled cause taken before (3) *John A. Gilchrist* a Notary Public for Lawrence County Alabama in accordance with the accompanying (7)

To the first interrogatory the said

Witness, answers *W.J. McMAHON M.D; 74 years, COURTLAND ALABAMA*

To the 2nd Interrogatory the said *W.J. McMAHON SAID, I personally knew R.H. TUCKER* During the Confederate war 1861-1865 he was a private in Co B 16th ALA he lived in this Lawrence Co as I did

To the 3rd Int he said 4 years during the in Courtland Ala

To the 4th Int he said I DO

To the 5th Int he said I Do, Courtland Ala, 1861 in Aug. During the war Co. B. 16th ALA. I was Assistant Surgeon in the Regt

To the 6th Int he said He never was in the Navy, was a private in 16th Ala

TO the 7th Int he said He never was conscripted, was a Volunteer before the conscript law, served, 4 years & made a good soldier

To the 1st X Int he said I knew the applicant well, was Assistant Surgeon of 16th Ala; I never knew any other R H TUCKER

To the 2nd X Int he said. I am

To the 3rd X Int he said. I do, he did & made a good soldier

To the 4th X int he said. He did not but stayed with his command until the surrender April 9th 1865

W. J. McMahon M.D.

To the 1st Int he said

My name is James W Terry 69, near Courtland Alabama

To the 2nd Int he said Yes

To the 3rd INT he said For a number of years before the war in around Courtland Ala

To the 4th Int he said I do was in the same Co & Regt with him

(TX)

To the 5th int he said I do, Co B 16th ALA enlisted in Courtland Ala July 1861 during the war

To the 6th Int he said was not in Navy but private in infantry

To the 7th Int he said Tucker was a Volunteer & served until the surrender 1865

To the 1st X Int he said I was in the same Co & Regt with him. I did not know any other soldier bythname

To the 2nd X INT he said I AM

To the 3rdX Int he said He served honorably through yhe war and was honorably discharged with his Co in April 1865

To the 4thX Int he said He never deserted but made a good soldier

James W. Terry

Subscribed and sworn to before me, this 2nd day of July, 1913

John A Gilchrist
Notary Public

THE STATE OF ALABAMA

County of LAWRENCE

I, JOHN A. GILCHRIST, a NOTARY PUBLIC
(Here give name and official character of officer before whom taken)

in & for LAWRENCE Co Ala do hereby certify that Dr. W. J. McMahon
and James W. Terry are personally known to me to be credible citizens of said
County and State, and that the foregoing answers of Dr. W. J. McMahon
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)

Given under my hand and official seal, this the 2nd day of July, 1913

(L. S.)

John A Gilchrist
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, 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

Pee 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.

3039-816-25M

AFFIDAVIT

Return this affidavit to J. C. Jones, Commissioner of Pensions, Austin, Texas, on or before January 15, 1917.

ANDERSON

STATE OF TEXAS,

County of Baylor

ORIGINAL COUNTY Baylor

APPLICATION NO. 2112

This is to certify that I am the identical person to whom a pension has been granted under Articles 6267-6285, R. 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.

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

*Respectfully yours,
J. C. Jones*

Signature of Pensioner.

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

Sworn to and subscribed before me this 17th day of January, A. D. 1917.

(SEAL)

J. H. Suter
Notary Public

My Commission expires April 28, 1917
Francis M. Lippert
Notary Public and for Seal County, Baylor

*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 has 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 17th day of January, A. D. 1917.



Witnesses. }

Before me, the undersigned authority, on this day personally appeared and are 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 17th day of January, A. D. 1917.

(SEAL)

Affiant.

County, Texas.

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

PENSIONER'S NAME AND ADDRESS.

W. T. Tucker, Degeneraux Tex
Beaut 3

Approved for \$

Commissioner of Pensions.

29120

EX-PARTE

R. H. Tucker

Applicant for Confederate Pension.

Pending in _____ 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 _____ and _____ who reside in the County of _____ in the State of Ala 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.

R. H. Tucker

(Applicant) Attorney for Applicant

Direct Interrogatories to be Propounded to the Witness es.

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

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

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

THE STATE OF TEXAS,

County of Anderson - }

I, J. 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.

J. E. V. Swift

County Judge Anderson County, Texas.

R. H. Tucker

(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. SWIFTAttorney-at-Law
COUNTY JUDGE
Anderson County

Palestine, Texas, Sept 9-1914.

Hon. Geo. W. Keyser,

Pension Comm.

Austin, Texas

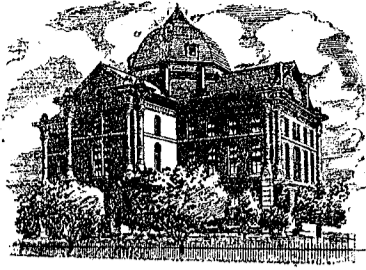
Dear Sir,

I herewith enclose application of R. H. Tucker for a Confederate pension—

I have investigated this matter and believe him entitled to a pension and join in recommending that his pension be granted

Yours truly
E. V. Swift
Co Judge.





WALTER ALLEN
COUNTY ATTORNEY
CLAY COUNTY

COUNTY COURT

CONVENES FIRST MON-
DAY IN FEBRUARY
APRIL, JUNE, AUGUST,
OCTOBER AND
DECEMBER

HENRIETTA, TEXAS

July 17, 1917.

Mr. J. C. Jones,
Commissioner of Pensions,
Austin, Texas.

Dear Sir:

This gentleman Mr. R. H. Tucker came in to town to make the accompanying oath before the county judge, as suggested in your letter, but as it appears to be only an oath I take it that you will accept it made before any one authorized to administer oaths, and as our county judge is away on his vacation for about two weeks, I am preparing the oath for Mr. Tucker.

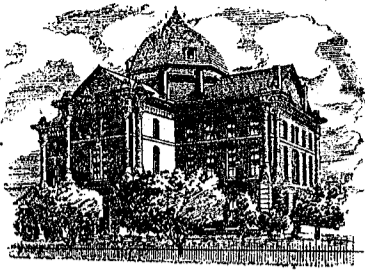
Yours truly,

Walter Allen



I take it his file number is the one he has as application number — that is the only number he has with him.

W.A.



WALTER ALLEN
COUNTY ATTORNEY
CLAY COUNTY

COUNTY COURT

CONVENES FIRST MON-
DAY IN FEBRUARY
APRIL, JUNE, AUGUST,
OCTOBER AND
DECEMBER

HENRIETTA, TEXAS

THE STATE OF TEXAS,)
COUNTY OF CLAY.....) On this the 17th day of July, 1917,
personally appeared before me R. H. Tucker who being by
me duly sworn upon his oath deposes and says that he left
Texas December 3rd, 1916, and returned to Texas on June 21st,
1917; and that at no time while absent from Texas did he
consider any other State his place of residence; that his
file number is 29120; that his original county is Anderson
County, Texas, that is the place where application was
originally made from.

R H Tucker

Subscribed and sworn to before me on this the
17th day of July, A. D. 1917.

Walter Allen
Notary Public in and
for Clay County, Texas.



July 18, 1917

Mr. R. H. Tucker,
% Walter Allen,
Henrietta, Texas.

My dear Sir:-

 Beg to acknowledge receipt of your oath,
as to absence from Texas, and to add that I am
reinstating you in the pension roll, and am inclosing
affidavit which you will please return at once.

 You having been absent from Texas, over six months,
no intervening warrant you might have missed can be issued.

Yours truly,

J. C. Jones,

Commissioner

Lis
Copy filed
29120



1/20/1917

Mr. R. H. Tucker,
Seymour, Texas
Route 3

My dear Sir:-

I am compelled to cancel your affidavit, just received, as it is executed out of the state of Texas.

On your return to Texas, go before your County Judge and under oath, state the date you left Texas, the date you returned to Texas, that at no time while absent was any State other than Texas, considered your place of residence, and I will then forward you by return mail, a new affidavit.

Trusting that this will not inconvenience you nor mar the pleasure of your trip, I am,

Yours truly,

J. C. Jones,

Commissioner

Lis.

Anderson 29120.

Trinidad Calo Jan 17/77
 Hon. J. C. Jones
 Commissioners of Pension

Austin Tex
 Dear Sir your will think
 a strong of my papers being
 filled out in Calo I came out
 near to visit with my son
 and to see Dick and have
 not been able to get back home
 so I thought I would have
 them fixed here and would
 be back by the time to draw
 it is not much but it helps us
 old soldiers some we are all
 getting old and want need a
 pension much longer so
 hoping this is all right I remain

Your Obedt Servant
 Seymour Taylor
 Secy. 3