

16

33319

DEAD FORM A

Soldier's Application for a Pension

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

1-12-33

Name of Applicant

Wm A Fitzgibbon

Anderson County

Postoffice

R# 6 Palestine Texas

JUN 27 1916

Filed

Approved

7/6/16

Pension allowed from

June 1, 1916

Rejected

Commissioner of Pensions

J. E. Brown

Compliments of East Texas Genealogical Society www.rootsweb.com/~txetgs

For Use of Soldiers Who are in Indigent Circumstances

THE STATE OF TEXAS

County of Anderson

I, C. A. Fitzgerald

do hereby make application to the Commissioner of Pensions for a pension to be granted me under the Act passed by the 33rd 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 I surrendered at close of war with my Regiment at Velasco, Texas, in 1865 -

(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? 70 yrs.
2. Where were you born? Texas
3. How long have you resided in Texas? all my life TX
4. In what county do you reside? Anderson County
5. How long have you resided in said county, and what is your postoffice address? all my life.
P.O. is R. F. W # 6 - Palestine, Texas
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? Farm What is your physical condition? Fair
8. In what State was the command in which you served organized? Texas
9. How long did you serve? Give, if possible, the date of enlistment and discharge. Enlisted in 1864 and served until end of war in 1865
10. What was the letter of your company, number of battalion, regiment or battery?
Company G - Thompson's Company; Bates' Regiment
13th - Texas
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?

Never detailed - a Volunteer

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

\$800.00

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

\$500.00

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.

L. A. Fitzgerald

(Signature of Applicant.)

Sworn to and subscribed before me, this *8* day of *April* A. D. 191*6*.

E. V. Swift

County Judge *Anderson* County, Texas.

[Seal.]

AFFIDAVIT OF WITNESSES

[Note.]—There must be at least two creditable 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 *J. E. Coker + A. J. Ariston*

known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know

L. A. Fitzgerald, the above named applicant for a pension, and that they personally know that the said *L. A. Fitzgerald* 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) *J. E. Coker*

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

Sworn to and subscribed before me, this *24* day of *June* A. D. 191*6*.

E. V. Swift

County Judge *Anderson* County, Texas.

[Seal.]

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 *Anderson*

Before me *J. F. Austin*, *Notary Public* of *Anderson* County, State of Texas, on this day personally appeared *B. L. Lee and J. McEmerson*

who are personally known to me to be credible citizens, who, being by me sworn, on oath state that they are per-

sonally acquainted with the foregoing applicant, and that the facts set forth and statements made in his application are correct and true, to the best of their knowledge and belief, and that they have no interest in his claim, and said applicant's habits are good and free from dishonor. And we further make oath to the following facts touching the applicant's service in the Confederate Army: (State fully your source of knowledge.)

Part for Judge Emerson to attend to

We served first in "Co. D" and later in G. H. in Bates Regiment 13th Texas Infy and knew C. A. Fitzgerald, who was a member of "Co. G," same Regiment, he was there when we went there in the Spring of 1864 and he remained to the end in 1865

(Signature of Witness) J. M. Emerson

(Signature of Witness) R. D. Lee

Sworn to and subscribed before me, this 10 day of May, A. D. 1916

J. F. Christian Notary Public
County Judge Anderson County, Texas.

[Seal.]

CERTIFICATE OF STATE AND COUNTY ASSESSOR



I, A. R. Sadler, State and County Assessor in the County of Anderson State of Texas, do certify that C. A. Fitzgerald, or his wife, or his trustee, or trustee for his wife, whose name is signed to the foregoing application for a pension, under the Act of the Thirty-third Legislature, approved April 7, 1913, is charged on the tax rolls of said county with a homestead of the value of eight hundred and no/100 Dollars, and of other property, real or personal, or both, of the value of Five hundred and 00/100 Dollars.

Given under my hand, this 24 day of June, A. D. 1916

A. R. Sadler
State and County Assessor.

E. V. SWIFT

Attorney at Law

COUNTY JUDGE

Anderson County



Palatine, Texas, June 24th. 1916.

Hon. J. C. Jones,

Pension Commissioner,

Austin, Texas.

Dear Sir :

I herewith enclose to you two pension applications,
one for C. A. Fitzgerald, and one for Mrs. Lizzie
Fitzgerald. I have carefully investigated both of these
applications, and believe they should be granted. I
therefore recommend that they be granted.

Yours very truly,



E. V. Swift
County Judge.



J. C. JONES, 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 C. A. Fitzgerald who is
reported to have enlisted in Company G, Regiment Thompson's Company
Bates Regiment, 13 Texas Infantry

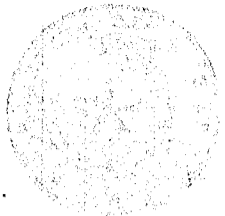
in service in the Confederate States Army.

Purpose: The widow 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,

J. C. Jones
Commissioner of Pensions. TX

33319



OFFICE OF
COMMISSIONER OF PENSIONS
STATE OF TEXAS
AUSTIN

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, July 3, 1916.

Respectfully returned to the
Commissioner of Pensions,
State of Texas, Austin.

The records show that Captain Thompson commanded the 3d Co. (G), 13th Texas Infantry (also known as Bates' Reg't), C.S.A., but there are no muster rolls of said company on file, and no record has been found of service, capture or parole of a man named C.A. Fitzgerald as a member of that or any other Texas organization that was in the Confederate States Army. However, a return of the 13th Reg't Texas Infantry, C.S.A., for June, 1864, shows that one C.D. Fitzgerald, private, enlisted in Co. G, by transfer from Co. H of Bates' Reg't, June 10, 1864, at Velasco. His name, however, is not borne on the muster rolls on file of said Co. H, which cover from Nov. 4, 1861, to Dec. 31, 1863, nor has anything additional relative to him been found.

H. P. Davis
The Adjutant General.

Form No. 74-A, G. O.
Ed. June 15-14-75, 000.

0-2-3083

Received A.G.O., JUN 29 1916



Commissioner of Pensions



J. V. KELLEY

~~DEPARTMENT~~
Groceries, Gas, Oil and Auto Accessories

~~415 BERRY ST~~

Palestine, Texas, Oct 20 1927

Confederate Veterans
Bureau
Austin

Texas

Please look over Record
for Blanton City grand
Boson Nov 24 1846

Died Dec 25 1929 age
83. He was a Confederate
Veteran

Has his enlistment date
discharge date

~~Pension Number.~~

Pension Check No.

His company he belonged
~~and his to~~ the Government
will furnish a Stoner mask
if you don't have it please
write me at once and
tell me where I may get
~~it from~~ this information from



J. V. KELLEY

~~DEALER IN~~

~~Groceries, Gas, Oil and Auto Accessories~~

~~1234 FERRY ST.~~

Matter attended to Palestine, Texas, _____ 192__

Respectful as I want to get this
 Mand Kelley
 Palestine Texas Route 3.
 Hoping I may hear from you
 Buy Return Mail

TK

7/11/1937

RECEIVED

OCT 28 1937

COMPTROLLERS OFFICE

October 28, 1937

17

C. A. Fitzgerald, Deceased
Confederate Pensioner
File No. 33319 Anderson
County.

Mr. J. V. Kelley
Route 3
Palestine, Texas.

Dear Mr. Kelley:

This is to acknowledge receipt of your letter of October 25 requesting the military service record of one Claton Fitzgerald as a Confederate Pensioner.

The records of this office show that one C. A. Fitzgerald, not shown as Claton Fitzgerald of Palestine, Anderson County, Texas filed application for Confederate Pension in June, 1916 and the same was approved under file number 33319.

In the application for Confederate Pension filed by C. A. Fitzgerald he states he enlisted in 1864 and served until the end of the war in Company G, 13th Texas Infantry, Thompson's Company, Bate's Regiment, Confederate States Army. He surrendered at the close of the war with his regiment at Velasco, Texas, in 1865.

The application for Confederate Pension of C. A. Fitzgerald was approved on the affidavits of witnesses.

Yours very truly,

JHT:B

Geo. H. Sheppard
Comptroller of Public Accounts.

Div. No. 17
C. A. Fitzgerald
Confederate Pensioner
File No. 33319 Andersn Co.

Route 3
Palestine, Texas
December 3, 1937

Honorable George H. Sheppard
State Comptroller
Austin, Texas

Dear Sir:

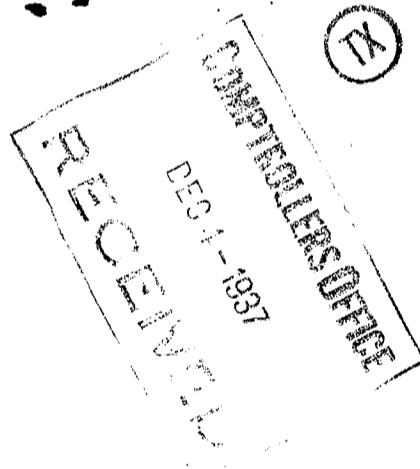
Will you please refer to your letter to me of October 28, 1937? Will it be possible for you to please furnish me with the copies of affidavits of witnesses made at the time the pension of C. A. Fitzgerald was approved.

Enclosed you will find a letter from the War Department to my daughter which is self explanatory. Will you be kind enough to return this letter to me with the copies of affidavits?

Yours very truly,

J. V. Kelley
J. V. Kelley

33319
Anderson
Basement



December 6, 1937

17

Mr. J. V. Kelley
Route 3
Palestine, Texas.

Dear Mr. Kelley:

Complying with your request of December 3, 1937 I am enclosing you a copy of the Affidavit made by J. M. Emerson and R. L. Lee in support of the application for Confederate Pension of Mr. C. A. Fitzgerald, deceased, on which said application was approved under file number 33319 Anderson County.

Yours very truly,

JHT:E
encl.

Geo. H. Sheppard
Comptroller of Public Accounts.



Joint Affidavit attached to
The Application for Confederate
Pension of C. A. Fitzgerald, Deceased
Pensioner File No. 33319 Anderson Co.
On which Mr. Fitzgerald's Application
Was approved.

The State of Texas |

County of Anderson |

Before me, J. F. Austin, Notary Public of Anderson County, State of Texas, on this day personally appeared R. L. Lee and J. M. Emerson 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 and true, to the best of their knowledge and belief, and that they have no interest in his claim, and said applicants' habits are good and free from dishonor. And we further make oath to the following facts touching the applicant's service in the Confederate Army:

"We served in Co. "D", and later in Co. H, in Bates Regiment, 13th Texas Infy. and knew C. A. Fitzgerald, who was a member of Co. "G", same Regiment. He was there when we went there in the spring of 1864 and he remained to the end in 1865."

(Signature of Witness) J. M. Emerson

(Signature of Witness) R. L. Lee

Sworn to and subscribed before me, this 10 day of May, A. D. 1916.

Signed: J. F. Austin, Notary Public
Anderson County, Texas.

(Seal)

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of Anderson } I, H. A. Fitzgerald do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late C. A. Fitzgerald, who was a pensioner of the State of Texas, and whose file number was 33319 and whose original county was Anderson

The said pensioner C. A. Fitzgerald, died on the 24th day of January, 1930, in the town of Palestine, County of Anderson, Texas.

The pensioner died in the home of H. A. Fitzgerald 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 funeral expenses incurred by the said pensioner

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 that my postoffice address is 411 Cottage Ave, Palestine, Texas

Signed H. A. Fitzgerald Sworn to before me this 14th day of January, 1930 Notary Public in and for Anderson Co., State of Texas.

CERTIFICATE OF UNDERTAKER

I, J. B. Bailey, do certify that I am undertaker in the town of Palestine, County of Anderson, State of Texas that I had charge of the body of C. A. Fitzgerald, who died in the town of Palestine, County of Anderson, State of Texas on the 24th day of January, 1930. That said body was prepared for burial by me on the 24th day of January, 1930, and that I am of the opinion that warrant herein applied for should be issued to the said H. A. Fitzgerald who makes the foregoing application.

Signed J. B. Bailey Undertaker

CERTIFICATE OF PHYSICIAN

I, Guy D. Small, do certify that I am a practicing physician, and that I attended M. C. A. Fitzgerald in his last illness, and am of the opinion that his ailments were Hypertrophy of heart & similar

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 Guy D. Small M.D. Physician's Address Palestine Texas

1-12-30



MISSOURI, 1830

1830

and approved March 2, 1830

the name of the undersigned, and the same is hereby certified to be correct

I certify that the above is a true and correct copy of the original

and the undersigned certifies that the same is correct

and the undersigned certifies that the same is correct

I certify that the above is a true and correct copy of the original

MISSOURI, 1830

1830

MISSOURI, 1830

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COMPTROLLERS OFFICE RECEIVED JAN 16 1830

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