

14555

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.

H. H. Windham

Anderson

County

Postoffice

Frankston

Filed

JUL 24 1909

Approved

AUG 31 1909

Pension allowed from

made pension application

Rejected

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

FORM A

For use of Soldiers, who are in indigent circumstances

THE STATE OF TEXAS

County of Anderson

I, H H Windham, 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 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 in 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:

(TX)

1. What is your age? 66 in December 1909
2. Where were you born? In Mississippi
3. How long have you resided in Texas? About 60 years
4. In what county do you reside? Anderson
5. How long have you resided in said county and what is your postoffice address? Six years -
PO address - Frankston Texas
6. Have you applied for a pension under the Confederate pension law and been rejected? If rejected, state when and where. Yes About Dec 1907
7. What is your occupation, if able to engage in one? Restaurant business
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. inbeld 1861 served to close
10. What was the letter of your company, number or name of battalion, regiment or battery? Capt Whitehead's Company - Kirby's Battalion served 6 Mos. at Galveston
Reinbeld into the 25th Texas Cavalry Company "F"
11. If transferred from one command to another, give time of transfer, name of command and time of service. Was not 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?.....

Non Commissioned

14. If detailed for special service, under the law of conscription, what was the nature of your service and how long did you serve?

Not detailed

15. Have you transferred to others any property of any kind for the purpose of becoming a beneficiary under this law?

Have not

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)

H. H. Windham

Sworn to and subscribed before me, this *5th* day of *July*, A. D. 19*29*

O. O. Funderburk

[SEAL.]

County Judge *Andrew* County, Texas.

AFFIDAVIT OF WITNESSES

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

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 duly sworn, on oath state that they personally know.....
.....the above named applicant for a pension, and that they personally know that the said.....
.....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).....

(Signature of Witness).....

Sworn to and subscribed before me, this.....day of....., A. D. 19.....

[SEAL.]

County Judge.....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

Endorsements Hereon for Comptroller's Use Exclusively.

FORM NO. 1—AMENDED.

OCTOBER 1, 1902.

Confederate Pension Application.

Name of Applicant.

H. H. Winkham
~~W. H. Anderson~~ County,

Post Office Frankston

Comptroller's File No.

I have carefully examined the within application for pension, together with the proof in support thereof, and I recommend that the application be

this day of

A. D.

See records
Hedinger
conf

Chief Pension Clerk.

I hereby the within application for pension, this day of

A. D.

Comptroller

No Application Rejected by County Judge or County Commissioners Should Be Forwarded to Comptroller.

VON BOECKMANN-JONES COMPANY, PRINTERS, AUSTIN, TEXAS.

COMPTROLLER'S OFFICE
RECEIVED
NOV 22 1907
Referred to

NOTE—The law provides that pensions can begin only on the first day of April and October of each year.

1246-605-2m.

FORM No. 1. Amended October 1, 1902.

APPLICATION of Indigent Soldier or Sailor of the late Confederacy for pension under the Act of May 12, 1899. Hereafter use no other blank but this.

THE STATE OF TEXAS,

COUNTY OF Anderson

To the Honorable County Judge of Anderson County, Texas.

Your petitioner, H. H. Windham respectfully represents that he is a resident citizen of Anderson County, in the State of Texas, and that he makes this application for the purpose of obtaining a pension under the act passed by the Twenty-sixth Legislature of the State of Texas, and approved May 12, A. D. 1899, the same being an act entitled "An act to carry into effect the amendment to the Constitution of the State of Texas, providing that aid may be granted to disabled and dependent Confederate soldiers, sailors, and their widows under certain conditions, and to make an appropriation therefor," and I do solemnly swear that the answers I have given to the following questions are true.

NOTE—Applicant must make answer to all of the following questions, and such answers must be written out plainly in ink.

- Q. What is your name? Answer H. H. Windham
- Q. What is your age? Answer 63 years old
- Q. In what County do you reside? Answer Anderson County
- Q. How long have you resided in said County and what is your post office address? Answer 18 months
Frankston Texas
- Q. Have you applied for a pension under the Confederate Pension Law heretofore, and been rejected? If so, state when and where. Answer No
- Q. What is your occupation if able to engage in one? Answer Hotel
- Q. What is your physical condition? Answer Very poor
- Q. If your physical condition is such that you are unable by your own labor to earn a support, state what caused such disability. Answer Infirmity of old age
- Q. In what State was your command originally organized? Answer Texas
- Q. How long did you serve? Give date of enlistment and discharge. Answer 4 years
Enlisted in 1861 and served till close of war
- Q. What was the name or letter of your company and name or number of your regiment? Answer First Service was in Hays's Battalion of Cavalry in the 25th Texas Cavalry Co.
- Q. State whether you served in the infantry, artillery, cavalry, or the navy. Answer infantry
- Q. State whether or not you have received any pension or veteran donation land certificate under any previous law, and if you answer in the affirmative state what pension or veteran donation land certificate you have received. Answer No

Q. What real and personal property do you now own, and what is the present value of such property? Give list of such property and value. Answer one small lot in Frankston Texas valued at \$750

Q. What property, and what was the value thereof, have you sold or conveyed within two years prior to the date of this application? Answer None

Q. What estate has your wife in her own right, real and personal, and what is its value? Answer None

Q. What income, if any, do you receive? Answer None

Q. Are you in indigent circumstances; that is, are you in actual want, and destitute of property and means of subsistence? Answer Yes

Q. Are you unable by your labor to earn a support? Answer Yes

Q. Have you transferred to others any property of value of any kind for the purpose of becoming a beneficiary under this law? Answer No

Q. Did you ever desert the Confederacy? Answer No

Q. Have you been continuously since the first day of January, 1880, a bona fide resident citizen of this State? Answer Yes

Q. If you originally enlisted in the Confederate service from the State of Texas, were you at the date of the passage of this act a bona fide resident citizen of the State of Texas? Answer Yes

Wherefore your petitioner prays that his application for pension be approved and that such other proceedings be had in the premises as required by law.

(Signature of Applicant) H H Windham

Sworn to and subscribed before me this 20 day of Apr A. D. 1906

(SEAL) R. H. Quinn

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 R. H. Quinn

County Judge of Anderson County, State of Texas, on this day personally appeared D. Garrett and W. J. Tanner

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

personally know H H Windham the above named applicant for a pension,

and that they personally know that the said H H Windham is unable to support himself by labor of any sort.

(Signature of Witness) D. Garrett

(Signature of Witness) W. J. Tanner

Sworn to and subscribed before me this 20 day of April A. D. 1906

(SEAL) R. H. Quinn

County Judge Anderson County, Texas.

PROOF OF SERVICE MUST NOT BE MADE A PART OF THIS AFFIDAVIT.

AFFIDAVIT OF PHYSICIAN.

THE STATE OF TEXAS,

COUNTY OF Anderson } Before me, R.E. Erwin
County Judge of Anderson County, State of Texas, on this day personally appeared G.H. Mass

who is a reputable practicing physician of this County, who being by me duly sworn on oath, states that he has carefully and thoroughly examined H.H. Windham applicant for a pension, and finds him laboring under the following disabilities which render him unable to labor at any work or calling sufficient to earn a support for himself: He is sixty three years old, and is afflicted with chronic piles which disables him from any labor sufficient to make a support for himself.

(Signature of Physician) G.H. Mass M.D.

Sworn to and subscribed before me this 20 day of April A. D. 1906

(SEAL)

County Judge Anderson County, State of Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF Anderson } I, R.E. Erwin
County Judge of Anderson County, State of Texas, do hereby certify that on the 20 day of April A. D. 1906

of H.H. Windham before me came on to be heard the application for a pension under the Confederate Pension Law of this State, Approved May 12, A. D. 1899; that the answers of said applicant to the questions propounded were made under oath as the same appear in writing in the foregoing application; that the affidavits of the witnesses who are credible citizens were made before me as the same hereinbefore appear, and that the foregoing affidavit of Doctor G.H. Mass who is a reputable practicing physician of this county, was made before me. I also certify that the said applicant H.H. Windham is not an inmate of the Texas Confederate Home, nor otherwise disqualified under the provision of Section 12, of the Confederate Pension Law. I further certify that after considering all the proceedings had before me relative to the said application for a pension by the said H.H. Windham I find the said applicant is lawfully entitled to the pension provided by the Confederate Pension Law of this State, and I hereby approve said application.

Witness my hand and seal of office at Palestine this 14th day of August A. D. 1906

(SEAL)



County Judge Anderson County, State of Texas.

CERTIFICATE OF COUNTY COMMISSIONERS.

THE STATE OF TEXAS,

COUNTY OF Anderson } We, the undersigned members of the Commissioners Court of Anderson County, Texas, hereby certify that the foregoing application of H.H. Windham

for a pension, together with the proof in support thereof, was duly submitted by Hon. R.E. Erwin County Judge of this Anderson County, to the Commissioners of this Anderson County, at a regular term thereof on the day of November A. D. 1907, and after a careful consideration of the same we find the said applicant is lawfully entitled to the pension provided for by the Confederate Pension Law of this State, and we hereby approve said application.

Witness our hands and seal of office at Palestine this 14th day of November A. D. 1907

(SEAL)

(Signature of Commissioners)

J. L. Nash
J. H. Parish
W. P. Harrington
W. M. Brown

R. E. ERWIN,
COUNTY JUDGE ATTORNEY AT LAW,
ANDERSON COUNTY, PALESTINE, TEXAS.

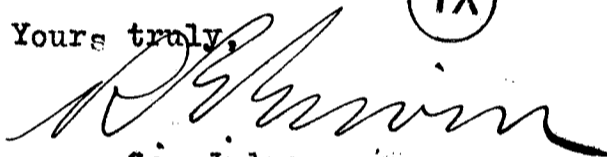
Aug. 13th, 1907.

Mr. Jno. Sterling,
Chester, Texas.

Dear Sir:-

Your depositions in the H. H. Windham case received, but, you failed to have Mr. Bill Sterling to testify as to the service of Mr. Windham. I herewith enclose interrogatories propounded to Bill Sterling and I would appreciate it very much if you will have him answer them and return to me as early as possible. If Bill Sterling is not there, so that he may testify to Mr. Windham service at once, I trust that you will have some other witness that lives there to answer the propounded interrogatories. You understand it takes two witnesses as to the service and the names furnished me by Mr. Windham all reside at Chester. Please attend to this at once if possible and I will assure you it will be appreciate by Mr. Windham.

Yours truly,


Co. Judge.

(TX)



Comptroller's Department,

State of Texas,
Austin.

J. W. STEPHENS, COMPTROLLER.
JOHN T. SMITH, CHIEF CLERK.

To the Military Secretary,
War Department,
Washington, D. C.

Dear Sir:

I have the honor to request the military record of
H. W. Windham who is reported to have enlisted in
Company *Pitts*, *24th* Regiment *Texas Cavalry*
in the service of the Confederate States army.

(TX)

Purpose: The person above named is an applicant for a Confederate pen-
sion granted by this State, and I desire to verify his proof of service.

Very respectfully,

J. W. Stephens
Comptroller.

14555

1350529
WAR DEPARTMENT

Austin, Tex.,
March 5, 1908.

H. W. Windham,
24th Texas Cav., C.S.A.,

J. W. Stephens, Comptr.,
Austin, Tex.

Record of above named for State
pension purposes.

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

1350529

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, March 10, 1908.

Respectfully returned to the

Comptroller,
State of Texas,
Austin.

The name H. W. Windham has not been found on the rolls, on file in this office, of Pitt's Company, 24th Texas Cavalry, C.S.A., nor has any record been found of the capture or parole of a man of this name and organization.

The Union records show, however, that one D.W.Windham, a private of Company C, 24th Texas Cavalry, C.S.A., was captured at Arkansas Post, Arkansas, January 11, 1863; and that he was paroled and forwarded from Camp Butler, Illinois, to City Point, Virginia, April 17, 1863. No later record of him has been found.




The Adjutant General.

(A. G. O. 72-1)

THE STATE OF TEXAS
COUNTY OF ANDERSON.

Before me, O. C. Funderburk, County Judge of Anderson County Texas, on this day personally appeared J. H. Benton and Wm Morton, known to me to be credible citizens, who being by me duly sworn on oath state that they personally know H. H. Windham, applicant for a ~~#####~~ pension, and that they personally know that the said H. H. Windham has been a bona fide resident citizen ^{of Texas} since prior to March 1, 1880, and that they have no interest in applicants claim for a pension.

 J. H. Benton
Wm Morton

Sworn to and subscribed before me this the 5th. day of July, 1909.

O. C. Funderburk
County Judge, Anderson County, Texas.

I, Ben D. Jackson, State and county Assessor in the County of Anderson, State of Texas, do hereby certify that H. H. Windham, who is an applicant for a pension under act of the 31st. Legislature, approved March 26, 1909, is charged on the land and personal property rolls of said county, in his name, or the name of a trustee, with estate, real, personal and mixed, at the assessed value of _____ dollars.

Given under my hand, this _____ day of July, 1909.

State and County Assessor.

EX PARTE

H. H. Windham

APPLICANT FOR CONFEDERATE PENSION

Pending in the Honorable Commissioners' Court of 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 Bill Sterling and Lucas, who reside in the County of Tyler 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 to his claim for a pension under the Act of May 12, 1899, 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.

H. H. Windham

(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness

Bill Sterling

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 H. H. Windham, who is an applicant for pension under Act of May 12, 1899?

Int. 3. How long have you known the said H. H. Windham, applicant for pension, and when and where did you first know him?

Int. 4. Do you personally know that the said H. H. Windham, applicant for pension, 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 H. H. Windham, applicant, 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 further know that H. H. Windham, the said applicant for pension, is unable to support himself by labor of any sort?



Cross Interrogatories

To be Propounded to

Waived

Cross Interrogatory 1. If in answer to the foregoing direct interrogatories you have stated that you personally know or did know said applicant, 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 in which applicant 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 ... serving in the same company or regiment in which you say the said applicant, ... enlisted, or if you have stated that said applicant enlisted and served in the navy of the Confederacy, then state whether

or not you know any other sailor of the same name as said
applicant serving in the same command.

If you say that you so knew other soldiers or sailors of the same name of applicant's, 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
applicant for pension, is the identical person serving as testified by you?

Cross Int. 3. If you have answered Direct Interrogatory No. 6 in the affirmative, then please state your source of
knowledge or information. Is not this your answer simply based on conjecture?

Cross Int. 4. Do you know whether or not the said
applicant for pension, ever deserted the service in the Confederate army or navy?

THE STATE OF TEXAS }
COUNTY OF Anderson }

I, R. E. Ervin, County Judge of said County, in said State,
do hereby waive a 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. E. Ervin
County Judge Anderson County, Texas

A. H. Mandelbaum
(Applicant) Attorney.....for Applicant.

IN RE
APPLICATION FOR
CONFEDERATE PENSION

IN COMMISSIONERS' COURT,

Anderson County, Texas,
Pending before County Judge of said County.

EX PARTE
APPLICANT
A. H. Mandelbaum

INTERROGATORIES
PROPOUNDED TO

Paul Sterling

Witness

EX PARTE

H. H. Windham

APPLICANT FOR CONFEDERATE PENSION

Pending in the Honorable Commissioners' Court of *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 *John Stehling* and *Billy Stehling*, who reside in the County of *Tyler* 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 to his claim for a pension under the Act of May 12, 1899, 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.

H. H. Windham

(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness

- 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 *H. H. Windham*, who is an applicant for pension under Act of May 12, 1899?
- Int. 3. How long have you known the said *H. H. Windham*, applicant for pension, and when and where did you first know him?
- Int. 4. Do you personally know that the said *H. H. Windham* applicant for pension, 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 *H. H. Windham* applicant, 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 further know that *H. H. Windham*, the said applicant for pension, is unable to support himself by labor of any sort?



Cross Interrogatories

To be Propounded to *Waived*

~~Cross Interrogatory 1. If in answer to the foregoing direct interrogatories you have stated that you personally know or did know said applicant, 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 in which applicant 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 _____ serving in the same company or regiment in which you say the said applicant, _____ enlisted, or if you have stated that said applicant enlisted and served in the navy of the Confederacy, then state whether~~

or not you know any other sailor of the same name as said _____, applicant serving in the same command.

If you say that you so knew other soldiers or sailors of the same name of applicant's, 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 _____ applicant for pension, is the identical person serving as testified by you?

Cross Int. 3. If you have answered Direct Interrogatory No. 6 in the affirmative, then please state your source of knowledge or information. Is not this your answer simply based on conjecture?

Cross Int. 4. Do you know whether or not the said _____ applicant for pension, ever deserted the service in the Confederate army or navy?

THE STATE OF TEXAS }
COUNTY OF Anderson }

I, R. C. Crivini, County Judge of said County, in said State, do hereby waive a 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 et al may be attached hereto.

R. C. Crivini
County Judge Anderson County, Texas

J. H. Winchester
(Applicant) Attorney _____ for Applicant.

IN RE
APPLICATION FOR
CONFEDERATE PENSION

IN COMMISSIONERS' COURT,

Anderson County, Texas,
Pending before County Judge of said County.

EX PARTE
APPLICANT
et al

INTERROGATORIES
PROPOUNDED TO
John Shephard
Paule Shephard
Witnesses.

The State of Texas,)

County of Anderson.) To any officer authorized under the laws of Texas
to take acknowledgments to instruments of writing, Greeting:

You are hereby commissioned to propound the following interrogations
to W A Mahaffey and John Sterling witnesses
in the pension application of H. F. Windham under act of
the 31st legislature approved March 26, 1909 and to certify the answers
thereto and also the fact of appearance before you and the credibility
of the witness, under your hand and official seal and due return of the
same, make to this office.

INTERROGATORIES PROPOUNDED TO

W A Mahaffey & John Sterling

1st int. What is your name, age and place of residence?

2nd int. Do you personally know or did you at any time personally know
who H F Windham, who is an applicant for a pension under
act of 31st Legislature approved March 26, 1909?

3rd, If you have answered that you personally know or at one time did
personally know the said H F Windham then state if you
personally know he did service as a soldier in the confederate war?
Were you in the same command with him?

4th Int. If you say you personally know that the said H F Windham
was a soldier and performed the duties of such state if possible the
name and letter of his company and name and number of his regiment,
battalion or battery. Were you in the same company with him?

5th Int. If you have said you do not personally know that the said
H F Windham was actually employed as a soldier then
state such facts if any of your own personal knowledge that leads you
to the conclusion that he was really in such service.

6th inst. If you have stated that you knew applicant and have given
his company and regiment, battalion or battery are you sure that appli-
cant is the same person concerning whom you have testified.

7th Int. Did you know applicant to be a man of good habits and honor-
able conduct?

8th Int. Did applicant serve more than 3 months as a soldier? Did he
ever desert his command?

9th Int. Has applicant been continuously since March 1 1880 a bona/f
fide resident of Texas?

over

Wm

10th Int. Have you any interest in applicant's claim for a pension?

Given under my hand and seal of office this 5th day of July 1909.

July

[Signature]

Co. Judge,

Of Anderson County, Texas.

[Faint, mostly illegible text throughout the page, including several handwritten signatures and notes.]

11

W. J. ...
 Applicant for ...
 Composite Services

11

Witness and Deposition of John Sterling who resides in Chester, Tyler County Texas to the accompanying interrogatories propounded to him in the above styled Application taken before me a Justice of the Peace and Sheriff's Office Public in and for Tyler County Texas in accordance with the accompanying instructions Answer of the said witness John Sterling. So the jurat. dit. he answers!

Int. No 1

My name is John Sterling, My age is 77 years, P. O. address, Chester, Tyler County Tex

Int. No 2

I was personally acquainted with H. H. Windham before and during the Civil war.

Int. No 3

I know him in Angelina County several years before the war, but have not seen him since the war ended.

Int. No 4

Yes.

Int. No 5

We enlisted in Pitts Co, Wilkes Regiment and served time and place of enlistment and most exact length of time served, but several years. We were captured together at Arcansas Post, and afterwards served together again.

H. W. Graham applicant for
Confederate Pension
Application in Com. Court of Wilbren County Tex.
Answer and Disposition of D. A. Mahaffey is as
reads in Check See to the accompanying interrogatories
prepared to turn in the above named application to him before
me as Judge of said County Public in and for Texas as set forth in
accordance with the accompanying instructions
Answer of the said answer of D. A. Mahaffey

to the first duty he answers;

Duty one
D. A. Mahaffey, age 71 years, lives at
Mills Tex.

(TX)

Duty No 2,
I will at no time know of any H. W. Graham
but have not seen him since about 2 years
after the war.

Duty 3,
I first met him in the war and during
the war we were together constantly.

Duty 4
I do know that he enlisted and was
a good soldier.

Duty 5,
Gibbs (Reg. 34th Regt) he came in with
us at Shreveport.

Duty 6
Dont know
D. A. Mahaffey

The State of Texas
 County of Tyler 39, E. J. Riley J. C. Paul, Notaries
 Public in and for Tyler County Texas
 do hereby certify that the foregoing answers of D. W.
 Mahaffey, the witnesses before named were made before
 me on this the 26th day of Aug. 1907 by the said
 witnesses to a manuscript given under my hand
 and seal of office this 26th day of 1907

E. J. Riley J. C. Paul, Notaries
 Public in Tyler County
 Tex.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

March 26, 1909

Under Act May 12, 1899, pending in County Commissioners Court of

H. H. Windham
Applicant for Confederate Pension.

Before Commissioner of Pensions of State of Texas,
County, Texas, before the Honorable County Judge of said County,

Answers and depositions of (1)

W. A. Mahaffey of Chester,
Sylar County Texas

to the accompanying interrogatories (2)

propounded to him in the above entitled cause taken before (3)

in accordance with the accompanying (5)

To the first interrogatory the said

Witness, answers:

W. A. Mahaffey
My name is William A. Mahaffey

My age is 73 years and I live in Sylar County Tex,
2 1/2 miles east from the town of Chester
and Sgt. Witness answers:

I did at one time personally know H. H. Windham
Sgt. Det. Witness answers:

I personally know that he did serve as a
soldier in the Confederate war. I was in the same
Command with him.

4th Det. Witness answers:
When we were under Montgomery Co. Ethel A. were in no
regiment. Left here under Captain White and served at Galv.

5th Det. Witness answers:
I have already stated that I personally know
that he was that actually employed as a soldier

4th Det. Witness answers:
I do not know that Applicant is the same man concerning
whom I have testified. I have not seen him for many years

7th Det. Witness answers:
Yes, he was an honorable man and of good habits.

8th Det. Witness answers:
He served over 3 years and did not desert his Command.

9th Det. Witness answers: (different parts of the state
I do not know, but have frequently heard from him
10th Det. Witness answers:
I have not.

TX

- (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.

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

EX PARTE

H H Windham
Applicant for Confederate Pension.

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 E. E. Chambers and Tyler who reside in the County of Tyler 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 to 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 Anderson and State of Texas, of which he is a bona fide resident.

H H Windham
(Applicant) Attorney for Applicant.

Direct Interrogatories to be Propounded to the Witness.....

E. E. Chambers

- 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 H H Windham who is an applicant for pension under Act of March 26, 1909?
- INT. 3. How long have you known the said H H Windham applicant for pension and when and where did you first know him?
- INT. 4. Do you personally know that the said H H Windham applicant for pension 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 H H Windham applicant, 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 in the Confederate navy, then state: When? Where? And how long he so served?
- INT. 6. Do you personally know that H H Windham applicant for pension, 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 said applicant 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 E. E. Chambers

CROSS INTERROGATORY 1: If, in answer to the foregoing direct interrogatories, you have stated that you personally know or did know said applicant, 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 applicant 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 H H Windham serving in the same company or regiment or special service in which you say the said applicant H H Windham enlisted, or if you have stated that said applicant 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 H H Windham applicant serving in the same command, or the special service to which he was assigned?

If you say that you so knew other soldiers or sailors of the same name of applicant's, 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 H H Windham applicant for pension, is the identical person serving as testified by you?

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

THE STATE OF TEXAS,

County of Anderson

I, O G Funderburk, County Judge of said County, in said State, do hereby waive copy of interrogatories, notice 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.

O G Funderburk
County Judge..... Anderson County, Texas.

H H Windham
(Applicant) Attorney.....for Applicant.

In Re
Application for Confederate
Pension.

FOR USE OF SOLDIERS

Anderson
County, Texas,

Pending before the County Judge of said County.

EX PARTE
H H Windham
Applicant.

INTERROGATORIES

propounded to
E E Chamberlain

Witnesses.

EX PARTE

IN RE APPLICANT FOR CONFEDERATE PENSION

H. H. Muddham

Under Act March 26, 1909, pending before
O. C. Underbark County Judge
Anderson

Applicant for Confederate Pension.

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

Answers and depositions of (1)

E. F. Main Chamberless *73 years*
of age - Woodville Tyler County Texas

to the accompanying interrogations (2)

and Cross Interrogations

propounded to *him* in the above entitled case taken before (3)

W. Johnson Notary Public

in accordance with the accompanying (7)

Commission waived

To the first interrogatory the said

E. F. Main Chamberless

Witness, answers

E. F. Main Chamberless. *Age 73 years -*
Woodville Tyler County Texas

To 2nd duty. Witness answers.

I got acquainted with H. H. Muddham during the
Civil War. While we were in the Army.

To 3rd duty. Witness answers

I have known the applicant H. H. Muddham
about 47 years. first. Knew him in the Service
When he were in the Confederate Army.

To 4th duty. Witness answers.

I did not see Muddham - but I saw him in the
Army doing the duties of a Soldier, in 1862

To 5th duty. Witness answers.

He served in the Cavalry about Shreveport
La. I do not remember the letter of the Company
if was an unattached Company, don't know
how long he served, but know that he served
over a year.

To 6th duty. Witness answers

He was a private, & he was ever Commissioned
I never knew it

To 7th duty. Witness answers.

He was just a private in the Company
if he ever was Commissioned I did not know
it

To Cross. Duty No one Witness answered.
 I served with H. H. Windham in the Confederate
 War, and that is where I became acquainted
 with him, I did not know of any other soldiers
 by the name of H. H. Windham serving in the War
 the one I am testifying about being the only
 one.

To Cross. Duty No 2. Witness answered.
 I am satisfied that the party testified about
 is the same H. H. Windham whom I served
 with in the War.

To Cross Duty No 3. Witness answered.
 So far as I know he did.

To Cross Duty No 4. Witness answered.
 If he did I know nothing about it.

Witness
W. Johnson
J. Handley

Ephraim Chaubless

Subscribed and sworn to before me, this 17 day of July, 1909

W. Johnson
Notary Public Tyler County Texas

THE STATE OF Texas
County of Tyler
Public

I, W. Johnson Notary
(Here give name and official character of officer before whom taken.)

do hereby certify that Ephraim Chaubless

and ~~is~~ are personally known to me to be credible citizens of said County and State, and that the foregoing answers of Ephraim Chaubless

the witness before named, and

whose name appears signed to the foregoing deposition, were made before me and were sworn to and subscribed before me, by said witness (4) Ephraim Chaubless

Given under my hand and official seal, this the 17 day of July, 1909

(L. S.)

W. Johnson Notary Public
Tyler 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, 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

- (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.

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of Anderson } I, J M Houston

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late H. H. Windham, who was a pensioner of the State of Texas, and whose file number was 14555 and whose original county was Anderson

The said pensioner H H Windham, died on the 26 day of Oct, 1930, in the town of Frankston County of Anderson, Texas.

The pensioner died in the home of J M Houston who was related to the pensioner as Father-in-law

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 H H Windham

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-in-law that my postoffice address is _____

Frankston Street or R. F. D. 2504 City State

Signed J M Houston

Sworn to before me this 20th day of Oct, 1930

George Price Notary Public in and for Anderson State of Texas.

CERTIFICATE OF UNDERTAKER

I, Ernest Odum, do certify that I am undertaker in the town of Jacksonville, County of Cherokee, State of Texas that I had charge of the body of H H Windham, who died in the town of Frankston, County of Anderson, State of Texas on the 26 day of October 1930. That said body was prepared for burial by me on the 26 day of October 1930, and that I am of the opinion that warrant herein applied for should be issued to the said J M Houston who makes the foregoing application.

Signed Ernest Odum Undertaker.

CERTIFICATE OF PHYSICIAN

I, G A Moss, do certify that I am a practicing physician, and that I attended H. H. Windham in his last illness, and am of the opinion that his ailments were cerebral

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 G A Moss Physician's Address Frankston Tex.



10-28-30

warr
14555
11-5-30



Principles of Law

Principles

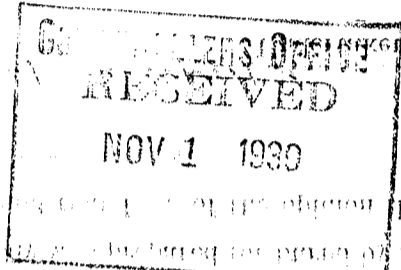
and approved March 2, 1930

the name of the aforementioned applicant, in accordance with Act passed by the Legislature...

and the opinion that his name was

approved by the Board of Examiners

STATE OF TEXAS



who makes the following application:

I, the undersigned, do hereby certify that the following named persons...

of the County of ... State of Texas

to whom the same have been assigned...

and I hereby certify that the same are...

Principles of Law

and I hereby certify that the same are...

and I hereby certify that the same are...

and I hereby certify that the same are...

and I hereby certify that the same are...

and I hereby certify that the same are...

and I hereby certify that the same are...

and I hereby certify that the same are...

THE STATE OF TEXAS

OFFICE OF THE COMMISSIONER OF EDUCATION