

a 4278  
Endorsements Hereon for Comptroller's Use Exclusively.

FORM No. 1.

CONFEDERATE PENSION APPLICATION.

Name of Applicant, *J. M. Day*  
*J. Haller* County.  
Post Office *Childston*  
Comptroller's File No. ~~123~~ *4278*

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

I recommend that the application be

*Approved*  
this *15* day of *August*

A. D. *1899*  
*Wm. Swain*  
Pension Clerk.

I hereby *approve* the within application

for pension, this *10<sup>th</sup>* day of

*Oct.* A. D. *1899*  
*Wm. G. Miller*  
Comptroller.

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

APPLICATION of Indigent Soldier or Sailor of the late Confederacy for pension under the Act of May 12, 1899.

THE STATE OF TEXAS,

COUNTY OF *Waller*

To the Honorable County Judge of *Waller* County, Texas.

Your petitioner, *J. H. Day* respectfully represents that he is a resident citizen of *Waller* 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 *James H. Day*

Q. What is your age? Answer *86 years old*

Q. In what County do you reside? Answer *Waller*

Q. How long have you resided in said County and what is your post office address? Answer *Since 1877*

*Fields Store Waller County 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 *Farmer*

Q. What is your physical condition? Answer *Too feeble*

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 *Old Age and weak Constitution*

Q. State in what company and regiment you enlisted in the Confederate army, and the time of your service?

Answer *Captain Cabens Co. and Paries Regiment*

Q. If you served in the Confederate navy state when and where, and the time of your service. Answer

*No*

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 *None*

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 *None*

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*8 months + 14 days*

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... *no*

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*

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

(Signature of Applicant) *J. W. Day*

Sworn to and subscribed before me this *2<sup>d</sup>* day of *August* A. D. *1899*

(SEAL)

County Judge *R. E. Hamray* County, Texas.

AFFIDAVIT OF WITNESSES.

(NOTE—There must be at least two credible witnesses.)

THE STATE OF TEXAS

COUNTY OF *Haller* Before me, *R. E. Hamray*

County Judge of *Haller* County, State of Texas, on this day personally appeared *J. J. Wilson*

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

*J. W. Day* the above named applicant for a pension, and that they personally know that the said *J. W. Day* enlisted in the service of the

Confederacy, and performed the duties of a soldier (or sailor) as claimed by him in the above and foregoing application, and that they further know that he, the said applicant, is unable to support himself by labor of any sort.

(Signature of Witness) *J. J. Wilson*

(Signature of Witness) *J. W. Day*

(Signature of Witness)

(Signature of Witness)

Sworn to and subscribed before me this *9<sup>th</sup>* day of *August* A. D. *1899*

(SEAL)

County judge *R. E. Hamray* County, Texas.

AFFIDAVIT OF PHYSICIAN.

THE STATE OF TEXAS,

COUNTY OF Waller } Before me R. E. Hamman  
County Judge of Waller County, State of Texas, on this day personally appeared Van B  
Thornston M. D., 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 J. W. Day  
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: on account of old age 86 years  
of Rheumatism and frequent hemorrhages  
from the lungs - I have known him for 20  
years or more years and his debility renders  
him unable to make a living for himself

(Signature of Physician) Van B Thornston M. D.

Sworn to and subscribed before me this 14 day of August A. D. 1899

(SEAL)

R. E. Hamman  
County Judge Waller County, State of Texas.

CERTIFICATE OF COUNTY JUDGE.

THE STATE OF TEXAS,

COUNTY OF Waller } I, R. E. Hamman  
County Judge of Waller County, State of Texas, do hereby certify that on the  
day of August A. D. 1899 before me came on to be heard the application of

James W Day 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 Van B Thornston

who is a reputable practicing physician of this County, was made before me. I also certify that the said applicant  
James W Day 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 James W Day 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 Hempstead this 14  
day of August A. D. 1899

(SEAL)

R. E. Hamman  
County Judge Waller County, State of Texas.

CERTIFICATE OF COUNTY COMMISSIONERS.

THE STATE OF TEXAS,

COUNTY OF Waller } We, the undersigned members of the Commissioners Court of  
Waller County, Texas, hereby certify that the foregoing application of

James W Day for a pension, together with the proof in support thereof, was duly submitted  
by Hon. R. E. Hamman County Judge of this Waller  
County, to the Commissioners Court of this Waller County, at a regular term thereof on the 15  
day of August A. D. 1899 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 Hempstead this 15  
day of August A. D. 1899

(SEAL)

(Signatures of Commissioners.)  
P. R. Gant  
G. W. Hearl  
A. Boing  
J. S. Kellum

(TX)