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**BEST AVAILABLE COPY.**

MC MULLEN, TERRY

C-2 468 673

3-364

ACT OF MAY 11, 1912.

Cert. No. 1,158,084

as amended by act of March 4, 1913.

Claimant, Terry McMillen

2468673

P. O., Huron,

Rank, Private

County, Beadle,

Service, 12 Indpt Batty,

State, South Dakota.

Massachusetts St. Arty.

Rate, \$ 15.00 per month, commencing August 17, 1912.

\$19 commencing January 1 - 1915

\$22.00 commencing January 1 - 1920.

ATTORNEY OR STATE REPRESENTATIVE

(Order April 25, 1907.)

Name, \_\_\_\_\_

Fee, \$ \_\_\_\_\_

P. O., \_\_\_\_\_

Articles filed \_\_\_\_\_, 19

Approved for Increase	
From June 10, 1913	
\$ from 19	
Act of June 10, 1913	
Agent to pay.	Exr.
Rev.	
JUL 5 1918	

APPROVAL.

Submitted for admn., Apr. 17, 1913, James P. Matthews, Examiner.

Approved for Admission Rate \$ 15.00 per month; age 66 years.

Resume from Act of February 6, 1907

Date of birth January 1, 1845

Length of pensionable service: \_\_\_\_\_ years, \_\_\_\_\_ months, \_\_\_\_\_ days.

Deductions in service from any cause: None years, \_\_\_\_\_ months, \_\_\_\_\_ days,

on account of \_\_\_\_\_

May 14, 1913, E. O. Gray Legal Reviewer.

May 16, 1913, John H. Reum Re-Reviewer.

Enlisted Nov. 25, 1864; honorably discharged July 25, 1865

Enlisted \_\_\_\_\_, 18 \_\_\_\_\_; honorably discharged \_\_\_\_\_, 18

Enlisted \_\_\_\_\_, 18 \_\_\_\_\_; honorably discharged \_\_\_\_\_, 18

Length of pensionable service: \_\_\_\_\_ years, \_\_\_\_\_ months, \_\_\_\_\_ days.

Pensioned at \$ 12 per month, under Act of Feb. 6, 1907.

PRESENT CLAIM, ACT OF MAY 11, 1912.

Declaration filed Aug. 17, 1912

Age shown by evidence 67 years; date of birth alleged Jan. 1, 1845

Claimant does \_\_\_\_\_ write.

no record.

3-364.

Original No. 1364.762

Certificate No. \_\_\_\_\_

# ACT OF FEBRUARY 6, 1907.

Claimant, Jerry McMullen

P. O., Huron

County, Beadle

State, South Dakota

Rate, \$ 12 per month, commencing November 9, 1909

Rank, Private

Company, 12 Supt Battery

Regiment, Mass Vol. Inf

## STATE REPRESENTATIVE.

(Order April 25, 1907.)

Name, \_\_\_\_\_

O., \_\_\_\_\_

## APPROVAL.

Submitted for admission, Nov 17, 1909, Foot L.L., Examiner.

Approved for Admission

Age over 62

Rate \$12 per month

Enlisted November 25, 1864, honorably discharged July 25, 1865

Enlisted \_\_\_\_\_, 18 ; honorably discharged \_\_\_\_\_, 18

Enlisted \_\_\_\_\_, 18 ; honorably discharged \_\_\_\_\_, 18

Pensioned at \$ \_\_\_\_\_ per month, under \_\_\_\_\_

## PRESENT CLAIM, ACT OF FEBRUARY 6, 1907.

Declaration filed November 9, 1909

Date of birth alleged, January 1, 1845

Age shown by evidence 62 years.

Claimant does ✓ write.

DIVISION.

3-368.

Inv.Orig.1364762  
No.

BRIEF FOR REOPENING.

Claimant Terry McMullen,  
P. O. Huron,  
County Beadle,  
State South Dakota.

Soldier Terry McMullen,  
Rank Private,  
Company 12th Indpt. Batty.  
Regiment Mass. Vol. I. A.

Attorney

P. O.

Claim under act of February 6, 1907, filed June 14, 1907, rejected Sept. 14, 1909  
on the ground that the evidence does not show and claimant is unable  
to prove that he was 62 years of age at date of execut-  
ing claim.

Evidence indicated below, filed since above rejection, is not deemed sufficient to warrant reopening of claim  
From claimant's affidavit that he was 17 in 1863, it is  
(If not sufficient give reasons here.)  
apparent that he was born in 1846 and not in 1844 or 1845  
and therefore would not be sixty-two at filing of claim,  
and the testimony of E. M. Thomas is based on appearances  
and guess work and therefore can not be accepted to  
overcome the claimant's own statements. Report of Adj. Genl. of Mass. merely corroborates claimant's statement as to birth in 1846.

OCT 13 1909, 190. H. D. Baker Examiner.

OCT 13 1909, 190. Acting Chief of Division.

Respectfully referred to the Medical Referee for an opinion as to whether the evidence indicated below, considered in connection with that previously filed, warrants reopening.

The evidence does warrant

\_\_\_\_\_, 190. Examiner.  
\_\_\_\_\_, 190. Chief of Division.

\_\_\_\_\_, 190. Medical Examiner. Medical Reviewer.  
\_\_\_\_\_, 190. Medical Referee.

EVIDENCE FILED WITH A VIEW TO REOPENING CLAIM.

OCT 12 1909, 190. Testimony of Claimant  
OCT 12 1909, 190. Testimony of Claimant  
OCT 12 1909, 190. Testimony of E. M. Thomas  
OCT 12 1909, 190. Testimony of Adj. General, of Mass.  
\_\_\_\_\_, 190. Testimony of

CONGRESSIONAL

3-364.

Original No. 1364762

Certificate No.

# ACT OF FEBRUARY 6, 1907.

Claimant, Terry McMullen,

P. O., Huron,

Rank, Private,

County, Beadle,

Company, 12th Indpt. Batty.

State, South Dakota.

Regiment, Mass. Vol. I. A.

Rate, \$ per month, commencing

## STATE REPRESENTATIVE.

(Order April 25, 1907.)

REJECTED  
SEP 14 1909

Name,

P. O.,

## APPROVAL.

Submitted for rejection, Sept. 10, 1909, F. H. Daker, Examiner.

Approved for rejection on the ground that the evidence does not show, and claimant is unable to prove, that he was 62 years of age at date of execution of his pending claim, and he is not therefore entitled to benefit under Act of February 6, 1907.

Sept. 11, 1909, F. M. Clelland, Legal Reviewer, Sept. 13, 1909, J. R. Willey, Re-Reviewer.

Enlisted November 25, 1864, 18 ; honorably discharged July 25, 1865, 18

Enlisted , 18 ; honorably discharged , 18

Enlisted , 18 ; honorably discharged , 18

Pensioned at \$ per month, under

## PRESENT CLAIM, ACT OF FEBRUARY 6, 1907.

Declaration filed June 14, 1907, 190

Date of birth alleged, January 1, 1844,

Age shown by evidence Sixty-one years.

Claimant does write.

EASTERN

3-1081

PENSIONER DROPPED

DEPARTMENT OF THE INTERIOR

BUREAU OF PENSIONS

DEC 20 1918, 191

Certificate No. 1158084

Class ACT OF MAY 11, 1918

Pensioner

Soldier Terry McMullen

Service 12 - Capt. Bally. Mass. La

The Commissioner of Pensions.

Sir:

I have the honor to report that the name of  
the above-described pensioner who was last  
paid at \$ 321, to DEC 4 - 1918  
has this day been dropped from the roll be-  
cause of death Dec. 8. 1918

TERRY McMULLEN

1158084 ACT MAY

Battle Mountain Sanitarium,  
Hot Springs, South Dakota.

Very respectfully,

Wm. H. H. H. H.

Chief, Finance Division.

NOTE.—Every name dropped to be thus reported at  
once, and when cause of dropping is death, state date  
of death when known.

6-2249

DEC 16 1918

(FORM No. 37.)

BATTLE MOUNTAIN SANITARIUM, NATIONAL HOME FOR DISABLED VOLUNTEER SOLDIERS.

TO THE COMMISSIONER OF PENSIONS:

Hot Springs, So. Dak. Dec. 13, 1918.

WASHINGTON, D. C.

SIR:

In accordance with instructions of the President of the Board of Managers, National Home for D. V. S., I have the honor to

transmit herewith Pension Certificate No. 1,158,084 of Terry McMullen

deceased, late of Co., 12th Reg't Mass. Lt. Art.

who died at Battle Mt. Sanitarium, Hot Springs, So. Dakota

on the 8th day of December, 1918.

Cause of death Pulmonary Odema.

Social condition Widower.

The name, address and degree of relationship of his next of kin, so far as indicated by the records of this Home are as

follows: Mrs. Bessie Jamison (Daughter)

Colorado Street,

Huron, So. Dakota

Very respectfully,



Treas. & Q. M. & Acting  
Governor and Surgeon





DEC 10 1918

m  
OE

ACT OF MAY 11, 1916

MAY 17 1916

7 F

(81)

BATTLE MOUNTAIN SANITARIUM, NATIONAL HOME FOR D. V. S.

Transferred from  
GROUP 1  
MAY 18 1916  
HOT SPRINGS, S. D. May 11, 1916.  
TO THE COMMISSIONER OF PENSIONS,  
WASHINGTON, D. C.

SIR:

I have the honor to report that Terry McMullen,  
late 12th Ind'pt Batty, Mass. Light Arty Pensioner,  
Certificate No. 1,158,084 was ADMITTED TO  
this Sanitarium on the 10th day of May, 1916.  
Former Agency, Milwaukee, Wis.  
Last paid April 4, 1916.

Very respectfully,

W. D. Stanley

TREASURER AND QUARTERMASTER.

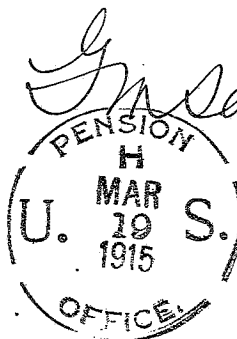
DEPARTMENT OF THE INTERIOR  
BUREAU OF PENSIONS

WASHINGTON, D. C., January 2, 1915.

SIR: Please answer, at your earliest convenience, the questions enumerated below. The information is requested for future use, and it may be of great value to your widow or children. Use the inclosed envelope, which requires no stamp.

Very respectfully,

TERRY MC MULLEN,  
HURON, S. DAK.  
1158084



Commissioner.

No. 1. Date and place of birth? Answer.

Terry M. Mullen

The name of organizations in which you served? Answer.

12th Mass. Battery of Light Artillery

No. 2. What was your post office at enlistment? Answer.

Boston Mass.

No. 3. State your wife's full name and her maiden name. Answer.

Annie M. Mullen, Annie Krouch

No. 4. When, where, and by whom were you married? Answer.

Married at Elm Point, S.D., by a Presbyterian Minister. His name was Stibbins. Sept. 19th 1889.

No. 5. Is there any official or church record of your marriage? Answer.

No record. no vital statistics in this State at that time.

If so, where? Answer. and no church record.

No. 6. Were you previously married? If so, state the name of your former wife, the date of the marriage, and the date and place of her

death or divorce. If there was more than one previous marriage, let your answer include all former wives. Answer.

Was married in 1876 or 1877, in the fall of this year - cannot recall the date, she died in 1886 or 87 - at Cedar Rapids - do not remember the date - her maiden name was Lilley Shaw.

No. 7. If your present wife was married before her marriage to you, state the name of her former husband, the date of such marriage, and the date and place of his death or divorce, and state whether he ever rendered any military or naval service, and, if so, give name of the organization in which he served. If she was married more than once before her marriage to you, let your

answer include all former husbands. Answer.

She was never but the once and then to the subscriber.

No. 8. Are you now living with your wife, or has there been a separation? Answer.

We are still living together as husband and wife.

No. 9. State the names and dates of birth of all your children, living or dead. Answer.

Bessie Jane M. Mullen	born	June 20	1890
William Forrest M. Mullen	"	Sept. 20	1892
Hugh M. Mullen	"	July 19	1894
Earl M. Mullen	"	Aug 6	1896

Date March 15th 1915

(Signature)

Terry M. Mullen

Act of May 11, 1912 ✓

3-617

✓ Cert. No. 1,158,084

✓ Former Agency Milwaukee ✓

REISSUE IN LIEU OF LOST CERTIFICATE DATED May 19, 1913 ✓

✓ Claimant Terry McMullen

✓ P. O. Address Huron, South Dakota.

✓ Soldier as above

Approved for reissue

December 18, 1913 191

*R. F. Duffy*, Examiner.

*A. B. Shaw*, Reviewer.

3-618

## APPLICATION FOR A NEW CERTIFICATE.

(To be executed strictly in accordance with instructions on back.)

STATE OF South Dakota, COUNTY OF Beadle, ss:

On this 11<sup>th</sup> day of December, 1913, before me, a Clerk of Courts for said county, personally appeared Terry McMullen who on oath declares he is 67 years old, and that he served during the Civil War in the 12<sup>th</sup> Mass. Battery and was honorably discharged therefrom

~~who belonged to Company~~, ~~Regiment~~, in the service

of the United States; that he received a pension certificate numbered Not Known and dated not known

that he was last paid at the Pension Office Washington DC agency, to the 4th of October, 1913

that he has not bartered, sold, assigned, or pledged his pension certificate or any interest therein; but that on or

about October, 1913, at or near Huron South Dakota the said

(State here how the pension certificate was lost or destroyed.)

Certificate was lost or destroyed - at some date after payment of his October check. The applicant's wife was sick and a strange housekeeper misplaced or destroyed this Certificate (presumably burned with other papers) at all events it can not be found although a diligent search has been made for it

My post-office address is Huron Beadle Co, South Dakota

(The pensioner should not give his or her post-office address in care of another person.)

(Signature of applicant.)

Terry M. McMullen

Also, personally appeared

C. A. Blake

, who on oath declares

that he well knows Terry McMullen, who has executed the foregoing

affidavit, to be the identical person named therein.

(Signature of witness.)

C. A. Blake

Subscribed and sworn to before me the day and year aforesaid, the contents being first made known, and I certify that the affiants are persons of veracity.

E. M. Thomas

Clerk of the Circuit Court in and  
for Beadle County, South Dakota.

(Official character.)

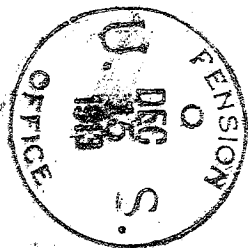
# INSTRUCTIONS AS TO EXECUTION OF APPLICATION.

This application must be executed before some officer of a court of record having custody of its seal, a notary public, justice of the peace, or other officer authorized to administer oaths for general purposes. If such officer is not required by law to have and use a seal, his official character, signature, and term of office must be certified by the proper State, county, or city officer, under his official seal, unless such certificate has been filed in the Bureau of Pensions for general reference.

A blank space is left at the close of applicant's affidavit that the time, place, and manner of the loss or destruction of the pension certificate may be set forth. In case of loss of certificate, it should be shown that proper efforts have been made for its recovery.

The pensioner's oath must be supported by the evidence of another person as to identity. The witness must swear that he or she well knows applicant to be the same person described in his or her affidavit, and the magistrate must certify that the affiants are persons of veracity.

Mr. Terry McMullen,  
Huron, South Dakota.  
% Clerk of Courts.



## APPLICATION FOR A NEW CERTIFICATE

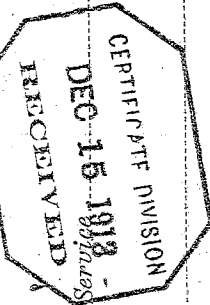
3-618

CERT. NO. 1158084

BY

Terry M. McMullen

Affidavit filed



If a payment of pension is due before a new certificate can be issued, a permit will be promptly sent to pensioner for the execution of the voucher without the certificate, provided this application is properly sworn to.

Pensioner should  
EXECUTE AND RETURN TO  
COMMISSIONER OF PENSIONS,

WASHINGTON, D. C. giving

personal P.O. address

6-3113

ack Dec 18 1913

OFFICE OF  
CLERK OF COURTS  
NINTH JUDICIAL CIRCUIT  
COUNTY OF BEADLE

Huron, South Dakota, Dec, 2nd, 1913.

To The Honorable Commissioner of Pensions  
Washington D.C.

Dear Sir,

The undersigned Terry McMullen is a Pensioner under Certificate No, \_\_\_\_\_ which has been lost or destroyed and can not be found. He can not at this time recall the No of this Certificate, but he served in the 12th, Mass Battery and was Honorably discharged from same at the close of the Civil War. in 1865. He now asks for a reissue of this Certificate to enable him to properly be identified when he comes to get his Pension Check cashed.

*Terry McMullen*

State of South Dakota )  
Beadle County, ) ss,

Terry McMullen being by me first duly sworn deposes and says, that he has read the foregoing statement as to the loss of his Certificate and knows the matters set up therein to be true.

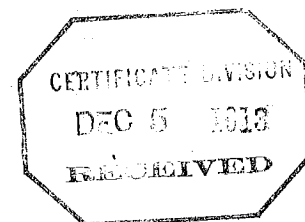
*EM Thomas*

Clerk of the Circuit Court in and  
for Beadle County, South Dakota.

Clerk of the Circuit Court in and  
for Beadle County, South Dakota.



Ferry M. C. Muller  
C. C. S.



as  
see 6

ACT OF MAY 11, 1912.

N<sup>o</sup> 1158084



**BUREAU OF PENSIONS**

It is hereby certified That, in conformity with the laws of the  
United States Terry M<sup>c</sup> Mullen  
who was a Private 12 Independent Battery Massachusetts  
Light Artillery.  
is entitled to  
a pension at the rate of Fifteen and one half dollars per month, to  
commence August 17-1912. Nineteen dollars per month  
from January 1-1915, and Twenty two and one half dollars per month  
from January 1-1920.

Given at the Department of the Interior, this  
nineteenth day of May  
one thousand nine hundred and thirteen  
and of the Independence of the United States  
of America, the one hundred and thirty seventh

William H. Lane  
Secretary of the Interior.

Countersigned,

J. L. Severnport.

Commissioner of Pensions.

J. B. M.

Former payments covering any portion of the same time to be

3-1133

Group 3 TO BE SECURELY ATTACHED TO THE PENSION CERTIFICATE.

Inv. Ctf. 1158084 DEPARTMENT OF THE INTERIOR,

Bureau of Pensions,  
Washington, D. C.

Soldier Terry Mc Mullen

Pursuant to the Act of Congress approved by the President June 10, 1918, amending the Act of May 11, 1912, the pension in the above-described case is increased to \$ 32 per month, commencing June 10, 1918.

*J. M. Sargent*

Commissioner of Pensions.

*M. K. Lane*

Secretary of the Interior.

It is hereby certified That, in conformity with the laws of the United States Terry Mc Mullen who was a Private 12 Independent Battery Massachusetts Light Artillery.

is entitled to a pension at the rate of Fifteen and one half dollars per month, to commence August 17-1912; Nineteen dollars per month from January 1-1915; and Twenty two and one half dollars per month from January 1-1920.

Given at the Department of the Interior this nineteenth day of May one thousand nine hundred and thirteen and of the Independence of the United States of America the one hundred and twenty seventh

*M. K. Lane*

Secretary of the Interior.

Countersigned,

*J. L. Overport*

Commissioner of Pensions.

J. B. M.

Former payments covering any portion of the same time to be

B. M. S.

W. A. H.

That section forty-seven hundred and forty-five, title fifty-seven of the Revised Statutes of the United States is hereby amended to read as follows:

SEC. 4745.—Any pledge, mortgage, sale, assignment, or transfer of any right, claim, or interest in any pension which has been, or may hereafter be, granted, shall be void and of no effect, and any person who shall pledge or receive as a pledge, mortgage, sale, assignment or transfer of any right, claim, or interest in any pension, or pension certificate which has been, or may hereafter be granted or issued, or who shall hold the same as collateral security for any debt, or promise, or upon any pretext of such security, or promise, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum not exceeding one hundred dollars and the costs of the prosecution; and any person who shall retain the certificate of a pensioner and refuse to surrender the same upon the demand of the Commissioner of Pensions, or a United States pension agent, or any other person, authorized by the Commissioner of Pensions, or the pensioner, to receive the same shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum not exceeding one hundred dollars and the costs of the prosecution.

Approved February 28, 1883.

No. 1158084  
PENSION CERTIFICATE OF

George M. Mulen

Payable Quarterly

by the

U. S. P. O.  
Pension Agent

at Disbursing Clerk, Bureau of Pensions

Former Agency Milwaukee

GROUP 3

Dec 17 1891  
Dec 17 1891  
Dec 17 1891

E. C. Elliott

Chief

DEC 17 1891  
Bureau of Pensions

3-416

*Certificate* Division

DEPARTMENT OF THE INTERIOR  
BUREAU OF PENSIONS

Washington, D. C. *May 17*, 191*3*

No. Claim, \_\_\_\_\_

Cert. No. *1158084*

Claimant, \_\_\_\_\_

Soldier, \_\_\_\_\_

Co. \_\_\_\_\_, Reg't \_\_\_\_\_

Respectfully, *Returned*

*to Chief of Rating  
Section*

*Ag'd in legal  
approval*

*OK*

*H. R. Shaw*  
Chief of \_\_\_\_\_ Division.

*Stagg*  
6-645

ACT OF MAY 11, 1912.

3-014.

# DECLARATION FOR PENSION.

THE PENSION CERTIFICATE SHOULD NOT BE FORWARDED WITH THE APPLICATION.

State of South Dakota, County of Beadle, ss:

On this 14<sup>th</sup> day of August, A. D. one thousand nine hundred and twelve, personally appeared before me, a Notary Public within and for the county and State aforesaid, Jerry McMullen who, being duly sworn according to law, declares that he is 66 years of age, and a resident of Huron, county of Beadle, State of South Dakota; and that he is the identical person who was ENROLLED at Boston Mass., under the name of Jerry McMullen on the 25<sup>th</sup> day of Nov, 1864, as a Private, in 12<sup>th</sup> Independent Battery Mass. Vol. Light Artillery (Here state rank, and company and regiment in the Army, or vessels if in the Navy.)

in the service of the United States, in the Civil war, and WAS HONORABLY DISCHARGED at Gallops Island Boston Harbor, on the 25<sup>th</sup> day of July, 1865. That he also served \_\_\_\_\_ (Here give a complete statement of all other services, if any.)

That he was not employed in the military or naval service of the United States otherwise than as stated above. That his personal description at enlistment was as follows: Height, \_\_\_\_\_ feet \_\_\_\_\_ inches; complexion, \_\_\_\_\_; color of eyes, \_\_\_\_\_; color of hair, \_\_\_\_\_; that his occupation was harness maker; that he was born Jan. 1<sup>st</sup>, 1845, at County Fermanagh North Ireland.

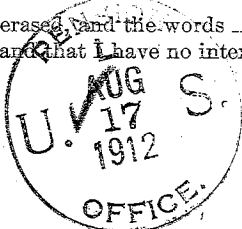
That his several places of residence since leaving the service have been as follows: in Boston Mass. until about 1869 then to Council Bluffs Iowa & Omaha Neb. until about 1877 then to Leadville & Denver Col. until about 1878 to Fair Plais Nebraska & Iowa then to Sioux City Ia. & Elk Point Dak Territory until about 1893 then to Huron S.D. until 1898 then to Huron S.D. until this date (State date of each change, as nearly as possible.) That he is a pensioner under certificate No. 1158 084. That he has \_\_\_\_\_ applied for pension under original No. \_\_\_\_\_

That he makes this declaration for the purpose of being placed on the pension roll of the United States under the provisions of the act of May 11, 1912. That his post-office address is Huron, county of Beadle, State of South Dakota.

Attest: (1) EM Thomas as to execution accepted  
(2) per Chief, Law Division  
SUBSCRIBED and sworn to before me this 14<sup>th</sup> day of August, A. D. 1912, and I hereby certify that the contents of the above declaration were fully made known and explained to the applicant before swearing, including the words 1887, added; [L. s.] erased and the words 1877, added; and that I have no interest, direct or indirect, in the prosecution of this claim.

Jerry McMullen  
(Claimant's signature in full.)

Elias M. Thomas  
(Signature.)  
Notary Public, Huron, Beadle Co., S. D.  
My Commission Expires 4th, 1915



IF A PENSIONER, DO NOT FAIL TO GIVE CERTIFICATE NUMBER.

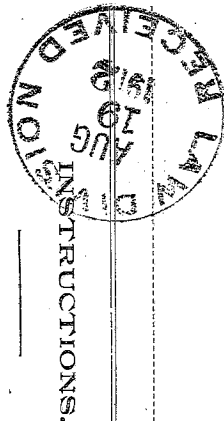
*W. H. L.*  
 U. S. ACT OF MAY 11, 1912.  
 OFFICE.  
 AUG 17 S.  
 1912

# CLAIM FOR PENSION.

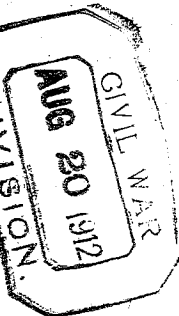
Certificate No. *4158084*

Name, \_\_\_\_\_

Service, \_\_\_\_\_



This form may be used for original pension or increase of pension.  
 Declaration and testimony in support of same to be executed before some officer of a court of record having custody of its seal, a notary public, justice of the peace, or other officer authorized to administer oaths for general purposes. If such officer is not required by law to have and use a seal, his official character, signature, and term of office must be certified by the proper State, county, or city officer under his official seal, unless such certificate has been filed in the Bureau of Pensions for general reference.



## ACT APPROVED MAY 11, 1912.

That any person who served ninety days or more in the military or naval service of the United States during the late Civil War, who has been honorably discharged therefrom, and who has reached the age of sixty-two years or over, shall, upon making proof of such facts, according to such rules and regulations as the Secretary of the Interior may provide, be placed upon the pension roll and be entitled to receive a pension as follows: In case such person has reached the age of sixty-two years and served ninety days, thirteen dollars per month; six months, thirteen dollars and fifty cents per month; one year, fourteen dollars per month; one and a half years, fourteen dollars and fifty cents per month; two years, fifteen dollars per month; two and a half years, fifteen dollars and fifty cents per month; three years or over, sixteen dollars per month. In case such person has reached the age of sixty-six years and served ninety days, fifteen dollars per month; six months, fifteen dollars and fifty cents per month; one year, sixteen dollars per month; one and a half years, sixteen dollars and fifty cents per month; two years, seventeen dollars per month; two and a half years, eighteen dollars per month; three years or over, nineteen dollars per month. In case such person has reached the age of seventy years and served ninety days, eighteen dollars per month; six months, nineteen dollars per month; one year, twenty dollars per month; one and a half years, twenty-one dollars and fifty cents per month; two years, twenty-three dollars per month; two and a half years, twenty-four dollars per month; three years or over, twenty-five dollars per month. In case such person has reached the age of seventy-five years and served ninety days, twenty-one dollars per month; six months, twenty-two dollars and fifty cents per month; one year, twenty-four dollars per month; one and a half years, twenty-seven dollars per month; two years or over, thirty dollars per month. That any person who served in the military or naval service of the United States during the Civil War and received an honorable discharge, and who was wounded in battle or in line of duty and is now unfit for manual labor by reason thereof, or who from disease or other causes incurred in line of duty resulting in his disability is now unable to perform manual labor, shall be paid the maximum pension under this Act, to wit, thirty dollars per month, without regard to length of service or age.

That any person who has served sixty days or more in the military or naval service of the United States in the War with Mexico and has been honorably discharged therefrom, shall, upon making like proof of such service, be entitled to receive a pension of thirty dollars per month.

All of the aforesaid pensions shall commence from the date of filing of the applications in the Bureau of Pensions after the passage and approval of this Act: *Provided*, That pensioners who are sixty-two years of age or over, and who are now receiving pensions under existing laws, or whose claims are pending in the Bureau of Pensions, may, by application to the Commissioner of Pensions, in such form as he may prescribe, receive the benefits of this Act; and nothing herein contained shall prevent any pensioner or person entitled to a pension from prosecuting his claim and receiving a pension under any other general or special Act: *Provided*, That no person shall receive a pension under any other law at the same time or for the same period that he is receiving a pension under the provisions of this Act: *Provided further*, That no person who is now receiving or shall hereafter receive a greater pension, under any other general or special law, than he would be entitled to receive under the provisions herein shall be pensionable under this Act.

SEC. 2. That rank in the service shall not be considered in applications filed hereunder.

SEC. 3. That no pension attorney, claim agent, or other person shall be entitled to receive any compensation for services rendered in presenting any claim to the Bureau of Pensions, or securing any pension, under this Act, except in applications for original pension by persons who have not heretofore received a pension.

SEC. 4. That the benefits of this Act shall include any person who served during the late Civil War, or in the War with Mexico, and who is now or may hereafter become entitled to pension under the Acts of June twenty-seventh, eighteen hundred and ninety, February fifteenth, eighteen hundred and ninety-five, and the joint resolutions of July first, nineteen hundred and two, and June twenty-eighth, nineteen hundred and six, or the Acts of January twenty-ninth, eighteen hundred and eighty-seven, March third, eighteen hundred and ninety-one, and February seventeenth, eighteen hundred and ninety-seven.

SEC. 5. That it shall be the duty of the Commissioner of Pensions, as each application for pension under this Act is adjudicated, to cause to be kept a record showing the name and length of service of each claimant, the monthly rate of payment granted to or received by him, and the county and State of his residence; and shall at the end of the fiscal year nineteen hundred and fourteen tabulate the record so obtained by States and counties, and shall furnish certified copies thereof upon demand and the payment of such fee therefor as is provided by law for certified copies of records in the executive departments.

August 31, 1910.

Hon. C. I. Crawford,

United States Senate.

My dear Senator:-

In response to your inquiry of the 26th instant, received the 29th, relative to the pension case, certificate number 1,158,084, of Terry McMullen, who served in 12th Independent Battery, Massachusetts Vol. Light Artillery, and whose postoffice address you give as Huron, South Dakota, I have the honor to advise you that his claim for pension under the act of Feb. 6, 1907, was allowed at the rate of \$12 per month from November 9, 1909, certificate for which was mailed to the Pension Agent at Milwaukee, Wisconsin, November 20, 1909.

His claim for pension under this act, filed June 14, 1907, stands rejected for the reason that he stated his inability to furnish record evidence as to the date of his birth, and from a report from the records of the War Department, it appears that he gave his age at enlistment, Nov. 25, 1864, as eighteen years and ten months, from which it would appear



Hon. G. I. Crawford,- No. 2.

that he was born in January 1846, instead of 1845, as now alleged. He had not therefore, reached the age of sixty-two at date of execution of his first claim.

Very respectfully,

Commissioner.

ACT OF FEBRUARY 6, 1907.

# DECLARATION FOR PENSION.

THE PENSION CERTIFICATE SHOULD NOT BE FORWARDED WITH THE APPLICATION.

State of South Dakota }  
County of Beadle } ss.

On this 6th day of Nov, A. D. one thousand nine hundred and nine, personally appeared before me, a Notary Public within and for the county and State aforesaid, Jerry M. Muller who, being duly sworn according to law, declares that he is 64 years of age, and a resident of Huron county of Beadle State of South Dakota; and that he is the identical person who was ENROLLED at Boston Mass. under the name of Jerry M. Muller on the 24 day of Nov, 1864 as a Private, in the 12th Mass. Ind. Battery Light Art.  
(Here state rank, and company and regiment in the Army, or vessels if in the Navy.)

in the service of the United States, in the Civil war, and was HONORABLY DISCHARGED at Gullops Island Boston Harbor on the 25th day of July, 1865. That he also served no other service  
(Here give a complete statement of all other services, if any.)

That he was not employed in the military or naval service of the United States otherwise than as stated above. That his personal description at enlistment was as follows: Height, \_\_\_\_\_ feet \_\_\_\_\_ inches; complexion, \_\_\_\_\_; color of eyes, \_\_\_\_\_; color of hair, \_\_\_\_\_; that his occupation was \_\_\_\_\_; that he was born in Ireland January 1st, 1845, at County Fermanagh Ireland

That his several places of residence since leaving the service have been as follows: first at Boston until 1870 then to Council Bluffs & Omaha Neb. until 1875 then to Sioux City Iowa for about two years - then to Denver Col. until about 1877 or 1878 - then to Council Bluffs Ia then to this was there until 1884 then to Dakota in 1885 - have lived in Elk Point Sioux Falls & Huron up to this date  
(State date of each change, as nearly as possible.)  
That he is not a pensioner. That he has heretofore applied for pension and the same is now pending as No. 1364767.

(If a pensioner, the certificate number only need be given. If not, give the number of the former application, if one was made.)

That he makes this declaration for the purpose of being placed on the pension roll of the United States under the provisions of the act of February 6, 1907.

That his post-office address is Huron, county of Beadle, State of South Dakota

Attest: (1) E. M. Thomas (Claimant's signature in ink) Jerry M. Muller

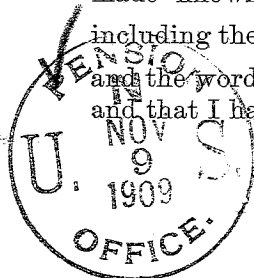
(2) \_\_\_\_\_

Also personally appeared J. C. Klemm, residing in Huron S.D. and J. A. Shelton, residing in Huron S.D., persons whom I certify to be respectable and entitled to credit, and who, being by me duly sworn, say that they were present and saw Jerry M. Muller, the claimant, sign his name (or make his mark) to the foregoing declaration; that they have every reason to believe, from the appearance of the claimant and their acquaintance with him of 14 years and 14 years, respectively, that he is the identical person he represents himself to be, and that they have no interest in the prosecution of this claim.

J. C. Klemm  
J. A. Shelton  
(Signatures of witnesses.)

SUBSCRIBED and sworn to before me this 6th day of Nov, A. D. 1909, and I hereby certify that the contents of the above declaration, etc., were fully made known and explained to the applicant and witnesses before swearing, including the words \_\_\_\_\_, erased, and the words \_\_\_\_\_, added; and that I have no interest, direct or indirect, in the prosecution of this claim.

[L. S.]



Elias M. Thomas  
(Signature.)

S. A. Cuddy  
Chief, Law Division

Notary Public, Beadle Co., S. D.  
My Commission Expires Jan. 9th, 1911.

per JTH 11 9 09

3-014.

ACT OF FEBRUARY 6, 1907.

# CLAIM FOR PENSION.

*J. D. [unclear]*  
 Pension No. 1364762

Name, *Timothy M. McWhorter*

Service, *12 March 1864, 10th A.*

INSTRUCTIONS. No. 10

This form may be used for original pension or increase of pension. Declaration and testimony in support of same to be executed before some officer of a court of record having of its seal, a notary public, justice of the peace, or officer authorized to administer oaths for general purposes. If such officer is not required by law to use a seal, his official character, signature, in or out of office, must be certified by the proper State, or city officer under his official seal, unless such certificate has been filed in the Bureau of Pensions for reference.



## AN ACT

GRANTING PENSIONS TO CERTAIN ENLISTED MEN, SOLDIERS, AND OFFICERS WHO SERVED IN THE CIVIL WAR AND THE WAR WITH MEXICO.

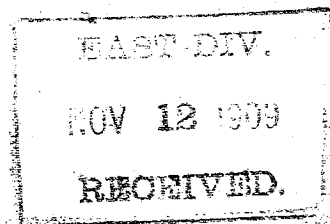
*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled:*

That any person who served ninety days or more in the military or naval service of the United States during the late civil war, or sixty days in the war with Mexico, and who has been honorably discharged therefrom, and who has reached the age of sixty-two years or over, shall, upon making proof of such facts according to such rules and regulations as the Secretary of the Interior may provide, be placed upon the pension roll, and be entitled to receive a pension as follows: In case such person has reached the age of sixty-two years, twelve dollars per month; seventy years, fifteen dollars per month; seventy-five years or over, twenty dollars per month; and such pension shall commence from the date of the filing of the application in the Bureau of Pensions after the passage and approval of this Act: *Provided*, that pensioners who are sixty-two years of age or over, and who are now receiving pensions under existing laws, or whose claims are pending in the Bureau of Pensions, may, by application to the Commissioner of Pensions, in such form as he may prescribe, receive the benefits of this Act; and nothing herein contained shall prevent any pensioner or person entitled to a pension from prosecuting his claim and receiving a pension under any other general or special act: *Provided*, that no person shall receive a pension under any other law at the same time or for the same period that he is receiving a pension under the provisions of this Act: *Provided, further*, that no person who is now receiving or shall hereafter receive a greater pension under any other general or special law than he would be entitled to receive under the provisions herein shall be pensionable under this Act.

Sec. 2. That rank in the service shall not be considered in applications filed hereunder.

Sec. 3. That no pension attorney, claim agent, or other person shall be entitled to receive any compensation for services rendered in presenting any claim to the Bureau of Pensions, or securing any pension, under this Act.

APPROVED: February 6, 1907.



State of South Dakota )  
 ) ss,  
 Beadle County, )

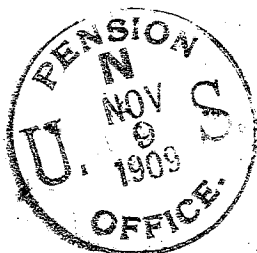
Elias M. Thomas of lawful age being first duly and solemnly sworn on oath says, that he is the identical Elias M. Thomas before whom as a Notary Public Terry McMullen subscribed and swore to his original declaration for pension Number 1 364 762, on June 11th ~~1907~~ 1907, that the affiant filled out the blank for said McMullen in his own hand writing, That the words "That he was born in Ireland ~~about~~ Jan, 1st 1844" found on said declaration were written by this affiant, That after writing the above words affiant found by talking with McMullen that he was certain that his birthday was Jan, 1st, 1845 and that he drew his pen through the word "about" but through inadvertence and oversight failed to correct the mistake in the figures "1844" by changing them to 1845. That the error was made by the affiant and is an error because affiant distinctly remembers that after talking the matter over fully with McMullen at the time, he gave his birthday with certainty as Jan, 1st, 1845, and affiant drew his pen through "about" but failed to change the year from 1844 to 1845 which is the correct date, and the date that McMullen always claims is the correct date of his birth, and the date that he gave at that time, This error is due to a mistake of this affiant and does an injustice to said McMullen,

That this affidavit is made as an act of simple justice to correct an error.

*Elias M. Thomas*  
 -----

Subscribed and sworn to before me this 4th, day of Nov, 1909.

*John L. McNamee*  
 -----  
 Notary Public.



October 13, 1909.

Hon. Coe I. Crawford,  
Huron, South Dakota.

My dear Senator:

In response to your inquiry of the seventh instant, received the twelfth, relative to the claim for pension under the act of February 6, 1907, numbered 1364762, of Terry McMullen, whose address is Huron, South Dakota, and who served in the Twelfth Independent Battery, Massachusetts Light Artillery, I have the honor to advise you that said claim was rejected September 14, 1909, on the ground that the evidence does not show, and the claimant is unable to prove that he was sixty-two years of age at the date of executing his claim, June 11, 1907, and he is not, therefore, entitled to pension under said act, based upon said claim.

The affidavits of the claimant and E. M. Thomas and the Certificate of the Adjutant General of Massachusetts, filed by you, are not deemed sufficient to warrant a reopening of the claim. From the claimant's affidavits that he was seventeen years of age in

--2

1863, when he came to this country, it is apparent that he was born in 1846, and not in 1844, as stated in his declaration for pension, or in 1845, as now alleged, and therefore he would not have been sixty-two years of age at the date of filing his claim, June 14, 1907. The certificate of the Adjutant General of Massachusetts, corroborates the claimant's statement as to his birth in 1846, said certificate showing that he was eighteen years of age in 1844. The testimony of Mr. Thomas is based on guess work and claimant's appearance and therefore can not be accepted to overcome the claimant's own statements as to his age.

As the claimant has had several birthdays since the filing of said rejected claim, he is at liberty to file another claim under said act, a blank declaration for ~~which~~ purpose being enclosed.

Very respectfully,

Acting Commissioner.

STATE OF SOUTH DAKOTA

)

SS

COUNTY OF BEADLE

)

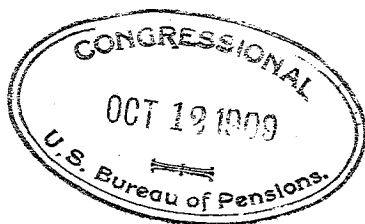
E.M. THOMAS being duly sworn according to law, deposes and says, that he is 62 years of age and has resided in the City of Huron, in Beadle County, South Dakota, for the period of 27 years; that he is personally acquainted with Terry McMullen of the 12th Battery, Massachusetts Volunteer Light Artillery, who appears from the annexed certificate of the Adjutant General of the Commonwealth of Massachusetts to have enlisted on the 25th day of November, 1864, at the age of 18 years.

Affiant further states that the said Terry McMullen came to Huron, South Dakota on the 13th day of September 1895, and has resided at said place continuously ever since that date; that for some time after his arrival the said McMullen boarded at a hotel kept by this affiant; that affiant is well and intimately acquainted with the said McMullen and from what he knows of him personally, and from his history as he has repeatedly told the same to this affiant, and by his general appearance and by common repute, affiant states that to the very best of his knowledge and judgment, said McMullen is at least sixty-four (64) years of age; that since affiant has been acquainted with said McMullen, his occupation has been that of a laborer and he has been dependent entirely upon the labor of his hands for support; that said McMullen is dependent entirely upon manual labor for support and has no independent means of support whatsoever; that he does not own any home or real estate of any character and has no income except what he earns by days' labor.

*E.M. Thomas*

Subscribed and sworn to before me this *7<sup>th</sup>* day of October, 1908.

*John A. Thompson*  
Notary Public, South Dakota.



# Commonwealth of Massachusetts.



## ADJUTANT GENERAL'S OFFICE.

Boston, Oct. 4, 1909.

The name of Ferry Mc Mullen

of Acton  
aged 18, occupation Laborer is borne upon the  
Muster-out Roll of Co. 12<sup>th</sup> Battery Regt. Mass.

Volunteer Light Art'y, enlisted  
on the 25<sup>th</sup> day of November 1864, and mustered into  
service of United States on the 25<sup>th</sup> day of November 1864  
for 3 years.

Mustered out on the 25<sup>th</sup> day of July 1865.

*Wm. H. Bigelow*  
Adjutant General.

Remarks

Mailed to E. M. Thomas



3-1865.

DEPARTMENT OF THE INTERIOR,

Eastern Div.  
Orig. 1364762,  
Terry McMullen,  
12th Batty. Mass. L. A.

BUREAU OF PENSIONS,

WASHINGTON, D. C.,

September 14, 1909.

Mr. Terry McMullen,

Huron, S. D.

Sir:

Your claim for pension under the act of February 6, 1907, filed June 14, 1907, is rejected on the ground that the evidence does not show, and you are unable to prove that you were sixty-two years of age at the date of executing your claim, June 11, 1907, and you are not, therefore entitled to pension under said act, based upon said claim.

very respectfully,

Commissioner.

2

8-1865.

DEPARTMENT OF THE

Eastern Div. BUREAU OF PENSION  
Inv. Orig. 1364762  
Terry McMullen, W.  
12 Indpt. Batty. Mass. I. A.

The Auditor for the War Department,  
Treasury Department.

RECEIVED  
FOR WAR DEPARTMENT  
AUG 24 1865  
Records Division.

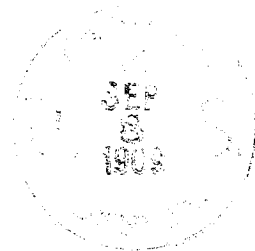
Sir:

For use in the above entitled pension case,  
you are requested to furnish a tracing of the soldier's  
signature and an abstract of any evidence that may be  
on file showing his identity.

It appears that he served from November 25,  
1864 to July 25, 1865.

Very respectfully,

*J. L. Waverford,*  
Acting Commissioner.



100 2

3-1865.

DEPARTMENT OF THE INTERIOR,

Eastern Div. BUREAU OF PENSIONS,  
Inv.Orig.1364762  
Terry McMullen,  
12 Indpt.Batty.Mass.L.A.

WASHINGTON, D. C., August 23, 1909.

RECEIVED  
SEP 1 1909  
S.W.H.  
J.M.P.

Form 3141.  
Ed. May 12-09-1,000.

Pension Claim No. 1364762

NO CLAIM FOR ARREARS, ETC.

The Auditor for the War Department  
Treasury Department

Treasury Department,  
OFFICE OF THE  
AUDITOR FOR THE WAR DEPARTMENT,

Sir:

Washington, D. C., Sept 7, 1909

Respectfully returned to the Hon. Commissioner of Pensions.

For use in the  
you are requested to furnish  
signature and an abstract of  
on file showing his identity

In the case of Terry McMullen late 12th Indpt Batty Mass L.A.

It appears that  
1864 to July 25, 1865.

Volunteers, no claim having been filed in this office on account of his services, the desired information can not be furnished.

Very r

He signed by mark such rolls as have been examined also found as Terry McMullen

20-2267/6-2378 Dot

C. F. Harper  
Auditor.

2-481

ABK 422

By

J. J. J.

Ex'r

DEPARTMENT OF THE INTERIOR,  
BUREAU OF PENSIONS,  
WASHINGTON, D. C.,

Mr Jerry McMullen.  
Huron, S.D

August 23, 1909

You will please return this circular under cover of the inclosed envelope, which requires no postage.

Very respectfully,

J. L. Haverford  
Acting Commissioner.

- What is your full name? Please write it on the line below, in ink, in the manner in which you are accustomed to sign it, in the presence of two witnesses who can write.

7/1 10

*James M. Smith*

Edw. H. ...

1. U. S. P. No. 1000

ESSES. { 2. *H. M. Moore*

Date: \_\_\_\_\_, 19\_\_\_\_

[Witnesses who can write sign here.] I 2 3244b5m2-09

[illegible]

13. What  
are a

U. S. SEP 2 1909 OFFICE.

WITNESSES

lived at Kennard, D. since that date.

3-389.

YMH

Eastern Div.  
Orig. No. 1364762  
Jerry McMullen  
12 Batty Mass La

HA, Exr.

Department of the Interior,  
BUREAU OF PENSIONS,

Washington, D. C., August 3, 1909

SIR:

Will you kindly answer, at your earliest convenience, the questions enumerated below? The information is requested for future use, and it may be of great value to your family.

Very respectfully,

Mr Jerry McMullen, J. L. Waverport,  
Huron, S. D. Acting Commissioner.

No. 1. Are you a married man? If so, please state your wife's full name, and her maiden name. Answer: Yes. Anna Augusta McMullen nee Krook.

No. 2. When, where, and by whom were you married? Answer: September 22-1889. Elk Point, S. Dak. Levi Parsons Sabin.

No. 3. What record of marriage exists? Answer: Marriage certificate.

No. 4. Were you previously married? If so, please state the name of your former wife, the date of the marriage, and the date and place of her death or divorce. If there was more than one previous marriage, let your answer include all former consorts. Answer: No.

No. 5. Have you any children living? If so, please state their names and the dates of their birth. Answer: Yes.

Bessie June McMullen	June 20, 1890.
William Forrest McMullen	Sept. 20, 1892.
Hugh McMullen	July 19, 1894.
Carl McMullen	August 16, 1896.

Date of reply, August 28, 1909.



Jerry McMullen  
(Signature.)

RECEIVED  
AUG 20 1909

State of South Dakota )  
County of Beadle, ) ss,

Terry McMullen being first duly sworn according to law deposes and says, That he is the same and identical person who served as a private soldier in the 12th, Mass, Independent Battery, during the Civil War, and was honorably discharged therefrom.

And also the same person who filed a claim for a pension under act of Feb, 6th, 1907, and was given number 1 364 762 said claim was filed in the pension office at Washington June 14th, 1907, The same was referred back to claimant for better evidence as to date of birth.

Deponent states that he has spent much time in corresponding, and at this date is not able to give any record evidence as to the date of his birth. He states that he was born in County ~~XXXX~~ Farnagh in the north part of Ireland Jan, 1st, 1845, and came to America when he was 17 years of age, leaving father mother and several brothers and sisters, that since reaching America he has never written to the family left behind, and that the only time he ever heard from any of them was in 1878 he heard indirectly from one brother who had also come to America and was at that time in Brooklyn N.Y. That since that time he has had no tidings from any of them, although he has written several times to the old home across the water but failed to hear from any of them.

Deponent states that he has not been able to find any public record of the date of his birth or of any Baptismal record,

He states that he landed at the port of New York in the early part of 1862 and went from there to Boston Mass, where he worked for a time in the U.S. Navy Yard, and enlisted from Boston in the Battery, the date he can not now recall as his discharge and other papers were destroyed by fire in South Boston soon after the close of the war,

Deponent states that he has never filed a claim for pension before for the reason that he was not disabled and was able to earn a living that now he is getting pretty old to do manual labor and that he has no other means of support other than his daily labor, that he has a wife and four children dependent upon him for support, the youngest child being now 13 years of age and that under the existing laws he is entitled to a pension of \$12.00 ,

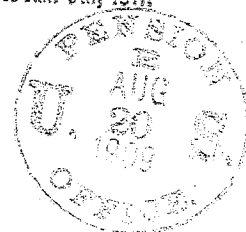
*Terry McMullen*

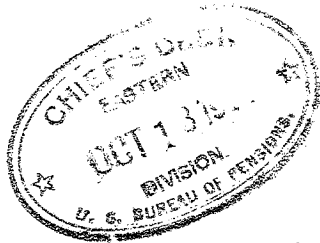
Subscribed and sworn to before me this 17th, day of August 1909.

*Elias M. Thomas*

Notary Public, Beadle Co., S. D.

My Commission Expires Jan. 9th, 1911.





STATE OF SOUTH DAKOTA )  
COUNTY OF BEADLE ) SS

TERRY McMULLEN being duly sworn according to law, deposes and says that he is the same identical person who served as a private soldier in the 12th Battery, Massachusetts Volunteer Artillery in which he enlisted, and was mustered into the service of the United States on the 25th day of November 1864 and was mustered out on the 25th day of July, 1865, as appears in the annexed certified copy of the records in the office of the Adjutant General of the Commonwealth of Massachusetts. That he is the same identical person who filed a claim for a pension under the Act of February 6th 1907, the number of his pending claim being 1364762.

This affiant specifically states that he was born on the first day of January in the year 1845 in County Famaugh, North Ireland; that his father's name was Terrence McMullen and his mother's name was Kate McMullen; that both of his parents were born and lived all their lives in County Famaugh, and so far as he knows, all of his ancestors were born and raised in that part of Ireland; that affiant was a member of a large family of brothers and sisters and his family was poor, the different members being dependent upon manual labor and the labor of their hands for support.

Affiant further states that his father and mother died over 35 years ago; that his brothers and sisters, since he left Ireland, grew up and scattered to different parts and he does not know at the present time where they are; that he has not kept in touch with, or kept up a correspondence with, any of them for a great many years; that affiant left his home in Ireland and came to the United States when he was only 17 years of age; that he came alone in the spring of 1863; that since he was mustered out of the ~~xxx~~ service on the 25th day of July, 1865, affiant has resided in the following places: that from the time he was mustered out, he resided in Boston, Massachusetts until in the year 1869, when he left Massachusetts and came to Council Bluffs in the State of Iowa; that he worked for several years at Council Bluffs

and Omaha and then went to the State of Colorado, where he was employed at Leadville and Denver for a time, when he removed to Eau Claire, Wisconsin; that he worked about at Eau Claire, Wisconsin and Duluth and Tower, Minnesota for some time and afterwards came to Sioux City, Iowa; from which place he came to the Territory of Dakota about 1885; that he worked as a laborer and resided for several years at Elk Point, South Dakota, and Sioux Falls, South Dakota, and from there moved to Huron, South Dakota on the 13th day of September 1895, where he has resided constantly since.

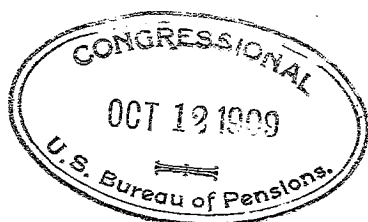
Affiant states that he has never been back to Ireland since he left there when a boy 17 years of age; that he has written several times to his old home but has never received any reply to his letters; that he does not know of any public record in which is entered the exact date of his birth, but that he has the same common knowledge as to his age and the date of his birth as most people have without reference to any particular record entry of it; that neither his father nor his mother nor any of his uncles or aunts are now alive and it is absolutely impossible for affiant to locate or produce any original written record made at the time of his birth; that no such records were kept by his family, so far as he knows, but affiant states that his recollection is clear and distinct that when he came to the United States in the spring of 1863, he was 17 years of age and that ever since he has had the power of speech and recollection it has been a matter of common knowledge to him that his birth day was on the first day of January in the year 1845.

*Terry McMillen*  
.....

Subscribed and sworn to before me this 9th day of October, 1909.

*Elias M. Thomas*  
.....

Notary Public, South Dakota.



1163  
17  
1846





*Copies*

State of South Dakota )  
County of Beadle, ) ss.

Terry McMullen being first duly sworn according to law deposes and says, That he is the same and identical person who served as a private soldier in the 12th, Mass, Independent Battery, during the Civil War, and was honorably discharged therefrom.

And also the same person who filed a claim for a pension under act of Feb, 6th, 1907, and was given number 1 364 762 said claim was filed in the pension office at Washington June 14th, 1907, The same was referred back to claimant for better evidence as to date of birth.

Deponent states that he has spent much time in corresponding and at this date is not able to give any record evidence as to the date of his birth. He states that he was born in County ~~XXXX~~ Farnagh in the north part of Ireland Jan, 1st, 1845, and came to America when he was 17 years of age, leaving father mother and several brothers and sisters, that since reaching America he has never written to the family left behind, and that the only time he ever heard from any of them was in 1878 he heard indirectly from one brother who had also come to America and was at that time in Brooklyn N.Y. That since that time he has had no tidings from any of them, although he has written several times to the old home across the water but failed to hear from any of them.

Deponent states that he has not been able to find any public record of the date of his birth or of any Baptismal record,

He states that he landed at the port of New York in the early part of 1862 and went from there to Boston Mass, where he worked for a time in the U.S. Navy Yard, and enlisted from Boston in the Battery, the date he can not now recall as his discharge and other papers were destroyed by fire in South Boston soon after the close of the war.

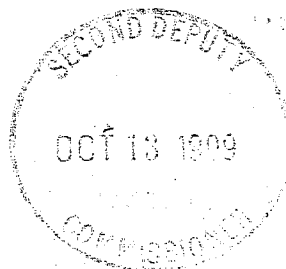
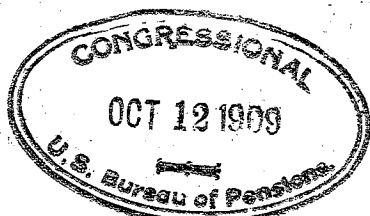
Deponent states that he has never filed a claim for pension before for the reason that he was not disabled and was able to earn a living that now he is getting pretty old to do manual labor and that he has no other means of support other than his daily labor, that he has a wife and four children dependent upon him for support, the youngest child being now 13 years of age and that under the existing laws he is entitled to a pension of \$12.00 ,

*T. McMullen*

Subscribed and sworn to before me this 17th, day of August 1909.

*Elias M. Thomas*

Notary Public, Beadle Co., S. D.  
My Commission Expires Jan. 9th, 1911.



3-335.

ACT OF FEBRUARY 6, 1907.

*Case* Div. *J.C.P.* Ex'r.

Department of the Interior,  
BUREAU OF PENSIONS,

Washington, D. C. *Aug 27*, 1907

The Adjutant General,

War Department:

For use in the claim indicated below, you  
are respectfully requested to furnish this  
Bureau with a full military history and  
personal description, including birth-place  
and occupation, of

*Serry M. C. Mullen,*  
who, it is alleged, entered the service on  
— 1864 as a *Private*  
in Co. *B*, *2d Battery Mass. Vol. Art.*  
and was discharged *Sept 15, 1865*  
at *Gallup Island,*  
*Boston Harbor,*

No. *1364,762,*

*J. L. Davenport*  
Acting Commissioner.

WAR DEPARTMENT,  
THE ADJUTANT GENERAL'S OFFICE.

Respectfully returned to the

Commissioner of Pensions,

with the information that in the case of

Tarry Mc Mullen +  
12th Ind ~~Inf~~ Battery Mass. L. A.  
Co. Regt.

the records show the following:

Age 18 <sup>10</sup>/<sub>12</sub> height 5 feet 5 inches,

complexion light

eyes blue, hair brown

place of birth Ireland

occupation laborer

enrolled Nov. 25, 1864

and M.O. July 25, 1865

as Pvt., with Battery

and the rolls on file for that period do not  
show him absent without leave or in deser-  
tion, except as follows:

+ Name is also found as  
Terry Mc Mullen.



ACT OF FEBRUARY 6, 1907.

## DECLARATION FOR PENSION.

THE PENSION CERTIFICATE SHOULD NOT BE FORWARDED WITH THE APPLICATION.

THE PENSION CERTIFICATE SHOWS

State of South Dakota }  
County of Beadle } ss.

On this 11<sup>th</sup> day of June, A. D. one thousand nine hundred and Seven, personally appeared before me, a Solary Public within and for the county and State aforesaid, Serry McMullen, who, being duly sworn according to law, declares that he is 62 years of age, and a resident of Hogerton county of Beadle, State of South Dakota; and that he is the identical person who was ENROLLED at City of Boston Mass. under the name of Serry McMullen on the 1<sup>st</sup> day of Sept, 1864 as a Private, in the 12<sup>th</sup> Mass. Battery under Capt Miller 1<sup>st</sup> Lieut Chamberlain (Here state rank, and company and regiment in the Army, or vessels if in the Navy.) in the service of the United States, in the Civil war, and was HONORABLY DISCHARGED at Gallops Island Boston Harbor, Mass. on the 15<sup>th</sup> day of Sept, 1865. That he also served one enlistment only.  
(Here give a complete statement of all other services, if any.)

That he was not employed in the military or naval service of the United States otherwise than as stated above. That his personal description at enlistment was as follows: Height, 5 feet 7 inches; complexion, fair; color of eyes, Blue; color of hair, Brown; that his occupation was \_\_\_\_\_; that he was born in Ireland about Jan<sup>ry</sup>, 1844, at County Fermanagh that his description list is made up from

That his several places of residence since leaving the service have been as follows: Heath in Boston Mass  
1877 in New York City Brooklyn N.Y. and 3 years in Danvers Mass

to Council Bluffs Ia for 2 1/2 years - then to North West Territory from L.P. R. about time then  
 back to Council Bluffs Ia for 1 1/2 years - then to Sioux City Ia for 1/2 years - then to Elk Point, South Dakota & have lived  
 That he is not a pensioner. That he has not heretofore applied for pension and is not

That he is not a pensioner. That he has not heretofore applied for pension and is not

(If a pensioner, the certificate number only need be given. If not, give the number of the former application, if one was made.)

That he makes this declaration for the purpose of being placed on the pension roll of the United States under the provisions of the act of February 6, 1907.

That his post-office address is Kuron, county of Beadb,  
State of South Dakota at 12

Attest: (1) [Signature]  
(2) \_\_\_\_\_

Also personally appeared J. C. Fleming, residing in Beeson St.  
and J. B. Geddes, residing in Beeson St., persons whom I  
certify to be respectable and entitled to credit, and who, being by me duly sworn, say that they were  
present and saw Larry M. Mulvan, the claimant, sign his name (or make his mark)  
to the foregoing declaration; that they have every reason to believe, from the appearance of the claimant  
and their acquaintance with him of 12 years and 8 years, respectively, that he is the identical  
person he represents himself to be, and that they have no interest in the prosecution of this claim.

Validity accepted  
S. A. Cuddy,  
Chief, Law Division.

SUBSCRIBED and sworn to before me this 11<sup>th</sup> day of June, A. D. 1907,  
and I hereby certify that the contents of the above declaration, etc., were fully  
made known and explained to the applicant and witnesses before swearing,  
including the words About, erased,  
s.] and the words several lines interlined -, added;  
and that I have no interest, direct or indirect, in the prosecution of this claim.

[L. S.]

or indirect, in the prosecution of this claim.

Elias M. Thomas

(Signature.)

Notary Public

(Official character.)

Huron Beadle Co. N.Y.



EAST LIT.  
AUG 22  
RECEIVED

This form may be used for original pension or increase of pension.  
Declaration and testimony in support of same to be executed before some officer of a court of record having custody of its seal, a notary public, justice of the peace, or other officer authorized to administer oaths for general purposes. If such officer is not required by law to give and use a seal, his official character, signature, and term of office must be certified by the proper State, county, or city officer under his official seal, unless such certificate has been filed in the Bureau of Pensions for general reference.

RECEIVED  
JUN 12 1907  
DIVISION OF PENSIONS  
U.S. DEPT. OF THE INTERIOR

JUN 12 1907

Certificate No. \_\_\_\_\_  
Name, *James M. Mulvan*  
Service, *123rd Regt. 1st Div. 1st Army*

# CLAIM FOR PENSION.

ACT OF FEBRUARY 6, 1907.

*McClure*  
3-014.

## AN ACT

GRANTING PENSIONS TO CERTAIN ENLISTED MEN, SOLDIERS, AND OFFICERS WHO SERVED IN THE CIVIL WAR AND THE WAR WITH MEXICO.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled:*

That any person who served ninety days or more in the military or naval service of the United States during the late civil war, or sixty days in the war with Mexico, and who has been honorably discharged therefrom, and who has reached the age of sixty-two years or over, shall, upon making proof of such facts according to such rules and regulations as the Secretary of the Interior may provide, be placed upon the pension roll, and be entitled to receive a pension as follows: In case such person has reached the age of sixty-two years, twelve dollars per month; seventy years, fifteen dollars per month; seventy-five years or over, twenty dollars per month; and such pension shall commence from the date of the filing of the application in the Bureau of Pensions after the passage and approval of this Act: *Provided*, that pensioners who are sixty-two years of age or over, and who are now receiving pensions under existing laws, or whose claims are pending in the Bureau of Pensions, may, by application to the Commissioner of Pensions, in such form as he may prescribe, receive the benefits of this Act; and nothing herein contained shall prevent any pensioner or person entitled to a pension from prosecuting his claim and receiving a pension under any other general or special act: *Provided*, that no person shall receive a pension under any other law at the same time or for the same period that he is receiving a pension under the provisions of this Act: *Provided, further*, that no person who is now receiving or shall hereafter receive a greater pension under any other general or special law than he would be entitled to receive under the provisions herein shall be pensionable under this Act.

Sec. 2. That rank in the service shall not be considered in applications filed hereunder.

Sec. 3. That no pension attorney, claim agent, or other person shall be entitled to receive any compensation for services rendered in presenting any claim to the Bureau of Pensions, or securing any pension, under this Act.

APPROVED: February 6, 1907.

m

[3-216.]

*Darker* Ex'r. INVALID.

No. *1364762*

Acts of July 4, 1862, and March 3, 1873 *1/20*

**Act of Feb. 8, 1862**

*Terry McMillen*

P. O. *Huron, S. Dakota*

Service: *12 Battery Mass Varty*

**REJECTED.**

Enlisted: *SEP 14 1899*, 18 .

Discharged: \_\_\_\_\_, 18 .

**NEW DECLARATION**

Application filed: *June 14, 1907*, 18 .

*Nov. 9 - 1909*

Alleges: \_\_\_\_\_

Re-enlisted: \_\_\_\_\_

*No claim*

Attorney: \_\_\_\_\_

P. O. \_\_\_\_\_

\_\_\_\_\_ Recognized. \_\_\_\_\_ Contract.

*10* Cert. of Dis. Searched for \_\_\_\_\_, 18

(9366-3,000.)

*De W.*

76

ME.

*Notified Aug 20, 1904*

*August 27, 1907*  
*August 31, 1907*  
*Letter of identity sent forward dated Aug 31, 1907*

*Mch 4 - 08 Proof of age*

VT.

AUG 23 1909 *Age + Ident*

MASS.

*And War Dept for*  
*R. I. War*

SEP 14 1909

CONN.

*Ident adn of*  
*reg of claim*

OCT 13 1909

N. Y.

*Am Coc I*  
*Crawford as per*  
*supr*

N. J.

DEL.

No.



REC'D OF MAY 14 1962

Entered	Issue	Class	Fee, \$	Issued
				Mailed
Entered	Issue	Class	Fee, \$	Rate and period, \$ , from
				Deductions:
Entered	Issue	Class	Fee, \$	Disability:
Entered	Issue	Class	Fee, \$	Issued
				Mailed
Entered	Issue	Class	Fee, \$	Rate and Period, \$ , from
				Deductions:
Entered	Issue	Class	Fee, \$	Disability:
<p align="center"><b>DROPPED</b></p> <p align="center">DEC 20 1918</p> <p align="center"><del>FINANCE</del></p>				
<p align="center">INDORSEMENTS</p> <p><i>Aug 31/10 Letter to Hon. C. I. Crawford - etc</i></p> <p>Reissued <i>Dec 19</i> 1913</p> <p>in lieu of lost certificate dated <i>May 19</i> 1913</p> <p>Sent to Disbursing Clerk on <i>DEC 20 1913</i></p>				