

16608

DEAD FORM B

Widow's Application for Pension

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

2-18-27

Name of Applicant.

Helen A. Day
Smith County

Postoffice *Tyler*

Filed **JUL 12 1909**

Approved **AUG 31 1909**

Pension allowed from

Rejected

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

W. J. Jones
Register
of
Deeds
County
of
Tyler

For use of Widows of Soldiers who are in indigent circumstances.

THE STATE OF TEXAS }
County of Smith

I, Mrs W. B. Day, 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 am the widow of W. B. Day deceased, who departed this life on the 14 day of Sept., A. D. 1908, in the county of Smith, in the State of Texas.

I have not remarried since the death of my said husband, and I do solemnly swear that I was never divorced from my said husband, and that I never voluntarily abandoned him during his life, but remained his true, faithful and lawful wife up to the date of his death. I was married to him on the 31 day of March, A. D. 1871 in the county of Smith, in the State of Texas.

My husband, the said W. B. Day, enlisted and served in the military service of the Confederate States during the war between the States of the United States, and that he did not desert the Confederate Service. I have been a resident of the State of Texas since prior to March 1, A. D. 1880, and have been continuously since a citizen of the State of Texas. I do further state that I do not 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, 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 I do further state that the answers given to the following questions are true:

1. What is your age? 56 years
2. Where were you born? Tyler, Tex.
3. How long have you resided in the State of Texas? All my life.
4. How long have you resided in the county of your present residence? And what is your postoffice address? 56 years. Tyler.
5. What was your husband's full name? William Chesterfield Day.
6. When and where were you married? March 31-1871 at Whitehouse.
7. What was the date of his death? Sept. 14-1908
8. In what State was your husband's command originally organized? Texas.
9. How long did your husband serve? If known to you, give date of enlistment and discharge. Enlisted in June 1861, and remained in service until the surrender in 1865.
10. What was the name or letter of the company, or name or number of the battalion, regiment or battery of artillery in which your husband served? If he was transferred from one branch of service to another, give time of transfer, description of command and of service. Company K. 3rd Texas Cavalry, also served during the time as infantry, transferred last of the Miss. and was a part of the army of Gen. of Ross Texas brigade.
11. Name branch of service in which your husband served, whether infantry, cavalry, artillery or the navy, or if commissioned as an officer by the President, his rank and line of duty, or if detailed for special service, under the law of conscription, the nature of such service, and how long did he serve? Cavalry and infantry served as private, and rode in the advance line of Ross Texas brigade.



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

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

(Signature of Applicant) Helen A. Day

Sworn to and subscribed before me, this 9 day of July, A. D. 1909

J. A. Bruce
County Judge Smith County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS }
County of Smith

Before me J. A. Bruce, County Judge of Smith County, State of Texas, on this day personally appeared Sid S. Johnson E. B. Miggins, who are personally known to me to be credible citizens, who, being by me duly sworn, on oath state that they personally know that Mrs. H. C. Day, applicant for a pension as the widow of H. C. Day deceased, is in truth and fact the widow of H. C. Day deceased; that they personally know that she has not remarried since the death of her husband, for whose service in the army she claims a pension, and that they have no interest in this claim.

(Signature of Witness) E. B. Miggins

(Signature of Witness) Sid S. Johnson

Sworn to and subscribed before me, this 9th day of July, A. D. 1909

J. A. Bruce
County Judge Smith County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS }
County of Smith

Before me J. A. Bruce, County Judge of Smith County, State of Texas, on this day personally appeared E. B. Miggins S. S. Johnson, 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 March 1, A. D. 1880, and that they have no interest in this claim.

(Signature of Witness) E. B. Miggins

(Signature of Witness) Sid S. Johnson

Sworn to and subscribed before me, this 9th day of July, A. D. 1909

J. A. Bruce
County Judge Smith County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

(If possible, the two witnesses should have served with the applicant's husband in the army, and, if so, let them, or either of them, state it in their oath; also any information regarding the army service of applicant's husband.)

THE STATE OF TEXAS }

County of Smith

Before me J. B. Bullard, County Judge of Smith 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 her application are correct and true, to the best of their knowledge and belief, and that they have no interest in this claim. And further make oath to the following facts touching the service of the applicant's husband in the Confederate Army:

Each of us served in Army with W C Day
husband of Applicant and know personally
he made good Soldier

(Signature of Witness) E. B. Higgins

(Signature of Witness) W. E. Johnson

Sworn to and subscribed before me, this 9th day of July, A. D. 1909

J. B. Bullard
County Judge Smith County, Texas.

[SEAL.]

CERTIFICATE OF STATE AND COUNTY ASSESSOR

I, Mrs L J Jarvis, State and County Assessor in the County of Smith, State of Texas, do hereby certify that Mrs. _____,

whose name is signed to the foregoing application for a pension, under the Act of the Thirty-first Legislature, approved March 26, A. D. 1909, is charged on the land and personal property rolls of the said county, in her name, or the name of a trustee, with estate, real, personal and mixed, at the assessed value of Nothing dollars.

Given under my hand, this 9 day of July, A. D. 1909

W. C. Day Mrs L J Jarvis
Officer Deputy State and County Assessor.





OFFICE OF
Commissioner of Pensions
State of Texas
Austin

E. A. BOLMES, Commissioner

To the Adjutant General,
War Department,
Washington, D. C.

Dear Sir:

I have the honor to request the military record
of M. C. Day who is reported to have enlisted in
Company K, 3^d Regiment Texas Cavalry
in the service of the Confederate States Army.

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

Very respectfully,

E. A. Bolmes



Commissioner of Pensions.

16608

ADJUTANT GENERAL'S OFFICE

1555127
AUG 17 1909

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

WAR DEPARTMENT, 1555127

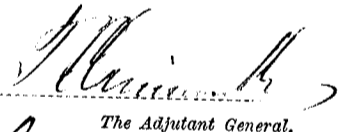
THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, August 17, 1909.

Respectfully returned to the

**Commissioner of Pensions,
State of Texas,
Austin.**

The records show that W. C. Day, private, Company K, 3d Texas Cavalry, Confederate States Army, was enlisted June 3, 1861, in Smith County, Texas, and that he surrendered at Citronelle, Alabama, May 4, 1865, and was paroled at Jackson, Mississippi, May 13, 1865.



The Adjutant General.

[A. G. O. 72-1]

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of Smith } I, Mrs Jule Smith

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late Mrs W.C. Day,

who was a pensioner of the State of Texas, and whose file number was 16698 and whose original county was Smith

The said pensioner Mrs W.C. Day, died on the 10th day of Feb., 1927, in the town of Tyler

County of Smith, Texas.

The pensioner died in the home of Mrs D. F. Barrett, who was related to the pensioner as Daughter

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 Mrs W.C. Day.

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) Daughter that my postoffice address is 215 N. Bois Darc

Street or R. F. D. Tyler City Texas

Signed Mrs Jule Smith

Sworn to before me this 16th day of Feb., 1927.

Maudie Warner

Notary Public in and for Smith Co., State of Texas.

CERTIFICATE OF UNDERTAKER

I, J. F. Daniel, do certify that I am undertaker in the town of Tyler

County of Smith, State of Texas, that I had charge of the body of Mrs W.C. Day,

who died in the town of Tyler, County of Smith, State of Texas

on the 10 day of Feb - 1927. That said body was prepared for burial by me on the 10 day of Feb 1927 and that I am of the opinion that

warrant herein applied for should be issued to the said Mrs Jule Smith who makes the foregoing application.

Signed J. F. Daniel Undertaker.

CERTIFICATE OF PHYSICIAN

I, W. R. Coats, do certify that I am a practicing physician, and that I attended Mrs W.C. Day

in his last illness, and am of the opinion that his ailments were bronchitis of liver

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 Dr. W. R. Coats TX

Physician's Address Tyler Texas

Must return before 40 days expires from date of Pensioners' death

STATE OF TEXAS

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COMPTROLLER'S OFFICE
RECEIVED
FEB 18 1907
Entered To _____
No. _____

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Third block of faint, illegible text in the lower middle section.

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