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43306

*Dand*

FORM B.

WIDOW'S APPLICATION FOR A PENSION

The Comptroller of Public Accounts reserves the right to call for additional testimony if he deems it necessary.

*F E Gaston*

Name of Applicant.

*Ms Bessie J Gaston Smith* County.

R. F. D. or Street No. *114 Schumann*

Postoffice *Pyler Pk*

Filed *Oct 7 - 1926*

Approved *Aug 31 - 1927*

Pension allowed from *June 1 - 1927*

Rejected

*J H Perrell*  
Comptroller of Public Accounts.

THE E. L. STECK CO., AUSTIN

10-9-26

### Widow's Application for Confederate Pension

THE STATE OF TEXAS,  
County of Smith

I, Mrs. Bessie J. Gaston do hereby make application to the Comptroller of Public Accounts for a pension, to be granted me under the Act passed by the Thirty-third Legislature of the State of Texas, and approved April 7, A. D. 1913, on the following grounds:

I am the widow of Finis Ewing Gaston deceased, who departed this life on the 16 day of July, A. D. 1913, 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 4th day of May, A. D. 1876, in the county of Davidson in the State of Tennessee

My husband, the said Finis Ewing Gaston, 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 January 1, A. D. 1910, 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 above the sum of \$300.00 per annum, nor do I own in my own right, nor does anyone hold in trust for my benefit or use, estate or property, either real, personal or mixed, either in fee or for life, of the value of one thousand dollars, exclusive of the home of the value of not over \$2000; 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? 71 years of age
2. Where were you born? Nashville, Tennessee
3. How long have you resided in the State of Texas? 50 years.
4. How long have you resided in the county of your present residence? 50 years.
5. What is your postoffice address? 114 Salman Avenue, Tyler, Texas.
6. Did your husband draw a pension? no If so, give his file number
7. What is your husband's full name? Finis Ewing Gaston
8. In what State was your husband's command originally organized? In Mississippi. Organized at or near Artesia Mississippi on the Mobile and Ohio Railroad. This was an organization of the State Militia which went into the Confederate Service when called.
9. How long did your husband serve? Do not know If known to you, give date of enlistment and discharge Do not know.
10. What was the name or letter of the company, or number of the regiment in which your husband served? If he was transferred from one branch of service to another, give time of transfer, description of command and time of service, (if applicant's husband was a pensioner give his file number, which is evidence sufficient for proof of service.) Do not know for certain. Investigation reveals that he was under Colonel Foote under Captain Frank Hobert.
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 time of service. Infantry. He was called into service from time to time, this being a state unit and served from time to time under the Confederacy.
12. Have you transferred to another 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 may be approved and such other proceedings be had in the premises as required by law.

(Signature of Applicant) Mrs Bessie J. Gaston

Sworn to and subscribed before me this 9 day of January, A. D. 1926

[Seal.]

County Judge Smith County, Texas.



\*Where applicant has remarried it is necessary that she state facts covering particulars of last marriage, date, to whom married, and date of last husband's death. She must also state that she is now a widow.

AFFIDAVIT OF WITNESSES

[Note.—There must be at least two creditable witnesses.]

THE STATE OF TEXAS,  
County of Smith

Before me, Wm D. Pace, County Judge of Smith County,  
State of Texas, on this day personally appeared J. L. Watts and  
A. P. Brewster, who are personally known to me to be credible citi-  
zens, who, being by me duly sworn, on oath state that they personally know that Mrs. Bessie J.  
Goston, applicant for a pension as the widow of Fini Ewing Fox Goston  
deceased, is in truth and fact the widow of Fini Ewing Fox Goston deceased; that they personally  
know that she has not remarried since the death of her husband, for whose services in the army she claims  
a pension, and that they have no interest in this claim.\*

(Signature of Witness) J. L. Watts  
(Signature of Witness) A. P. Brewster

Sworn to and subscribed before me, this 5th day of October, A. D. 1926  
Wm D. Pace

[Seal.] County Judge Smith County, Texas.

\*Where applicant has remarried it is necessary that she state facts covering particulars of last marriage, date, to whom married, and date of last husband's death. She must also state that she is now a widow.

AFFIDAVIT OF WITNESSES

[Note.—There must be at least two creditable witnesses.]

THE STATE OF TEXAS,  
County of Smith

Before me, Wm D. Pace, County Judge of Smith County,  
State of Texas, on this day personally appeared J. L. Watts and  
A. P. Brewster, who are personally known to me to be creditable citi-  
zens, who, being by me duly sworn, on oath state that they personally know the above named applicant for  
pension, and that they personally know that the said Mrs. Bessie J. Goston  
has been a bona fide resident citizen of the State of Texas since prior to January 1, A. D. 1910, and that they  
have no interest in this claim.

(Signature of Witness) J. L. Watts  
(Signature of Witness) A. P. Brewster

Sworn to and subscribed before me, this 5th day of October, A. D. 1926  
Wm D. Pace

[Seal.] County Judge Smith County, Texas.

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.....}

Before me, ....., County Judge of.....County, State of Texas, on this day personally appeared....., who are personally known to me to be creditable 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 applicant's husband in the Confederate Army; (State fully your source of knowledge). .....

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(Signature of Witness).....

(Signature of Witness).....

Sworn to and subscribed before me, this.....day of....., A. D. 192.....

[Seal.]

County Judge.....County, Texas.



CERTIFICATE OF STATE AND COUNTY ASSESSOR

I, J. L. W. Keels State and County Assessor in the County of Smith State of Texas, do certify that Mrs. Bessie J. Gaston whose name is signed to the foregoing application for a pension, under the Act of the Thirty-third Legislature, approved April 7, 1913, is charged on the tax rolls of said county with a homestead of the value of None Dollars, and of other property, real or personal, or both, of the value of None Dollars.

Given under my hand, this 3th day of October A. D. 19 26

J. L. W. Keels  
State and County Assessor.



Comptroller's Department  
State of Texas  
Austin

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

Dear Sir:-

I have the honor to request the Military  
record of F. E. Gaston, who is  
reported to have enlisted in Company Capt. Hobart's  
Regiment Col. Fouts's  
Mississippi Infantry

in service in the Confederate States Army.

Very respectfully,

*A. A. Ferrell* (TX)

Comptroller of State of Texas.

37 Received A. G. O. OCT 11 1926

Form 2632b-S420-1124-1m.

RECEIVED  
OCT 12  
RECORDS DIVN.

43306  
10-7-26

(14)

1917 12 20 11:17 AM

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I have the honor to acknowledge the receipt of your letter of the 13th inst.

Very truly yours,

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

O. R. D.

WAR DEPARTMENT,  
THE ADJUTANT GENERAL'S OFFICE,  
WASHINGTON

October 13th, 1926.

Respectfully returned to

Comptroller, State of Texas,  
Austin, Texas,

The name F. E. F. Gaston appears on the only roll on file in this office for Hobart's Co. 1 (Foote's) Mississippi Infantry, (State Troops), C. S. A., which roll is dated July 12, to 19, 1864, and on which roll he is shown present. No other records of his service, capture or parole have been found.

*Robert C. Davis*  
Major General,  
The Adjutant General.

By *G. N.*

The State of Texas

County of Smith Before me, the undersigned authority, on this day personally appeared Mrs. Bessie J. Gaston, known to me to be the person whose name is subscribed to this instrument of writing, and being sworn, deposes and states upon her oath as follows, to-wit:

My name is Mrs. Bessie J. Gaston, the widow of Finis Ewing Gaston, deceased, a Confederate soldier. He, the said deceased soldier, is also known as Finis Ewing Fox Gaston, or F.E.F. Gaston, but in later years of his life he dropped the last F initial and went under the name of F.E., or Finis Ewing, Gaston. My husband, the said F.E.F. Gaston, enlisted in the Confederate service during the war between the states; served honorable, and was discharged, and never deserted. I am now a widow.

I have made diligent search for positive evidence from persons who know that my said husband served, but have not been able to ascertain same, except that I attach herete the statement of Dunbar Rowland. State Historian for the state of Mississippi, and the same is hereby adopted and made a part hereof as evidence.

I make application for a confederate widow's pension under and by virtue of the special laws governing cases where widow's cannot make the proof by witnesses and the same is hereby made by affidavit.

Dated at Tyler Smith County Texas this the 10th day of August 1926.

Mrs. Bessie J. Gaston

Sworn to and subscribed before me this the 10th day of August 1926.

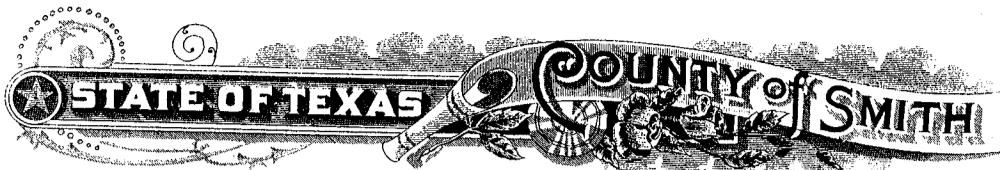
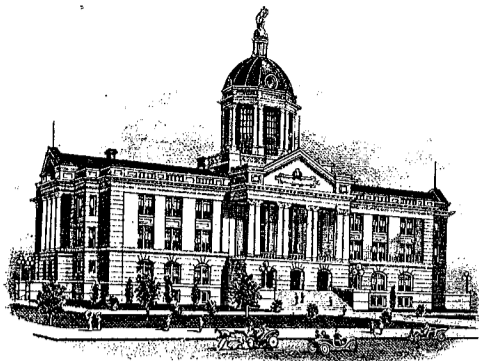
Will D. Pace  
County Judge of Smith County Texas.

I, Will D. Pace, County Judge of Smith County Texas, after the foregoing affidavit has been filed with the county clerk, and after a hearing of the evidence herein, do find that Mrs. Bessie J. Gaston is the widow of F.E.F. Gaston, a deceased confederate soldier,; that she is now a widow; that F.E.F. Gaston served honorable as a Confederate soldier, and that he never deserted, and was honorably discharged. I therefore recommend that the application for pension of Mrs. Bessie J. Gaston be granted by the Comptroller.

Will D. Pace  
County Judge of Smith County Texas.



*Filed with me  
this the 10th day of August 1926.  
W.D. Pace  
County Clerk Smith County  
Texas.*



J. R. WARREN, DISTRICT JUDGE

C. G. CALHOUN, DISTRICT ATTORNEY

A. M. RAMSOUR, DISTRICT CLERK

WILL D. PACE, COUNTY JUDGE  
E. S. GOENS, COUNTY ATTORNEY  
W. R. HUDNALL, COUNTY CLERK

W. A. STRANGE, SHERIFF  
S. L. WATTS, TAX COLLECTOR  
J. L. W. KEELE, TAX ASSESSOR

MRS. EDNA SHAW, COUNTY TREASURER  
A. P. PRESTWOOD, COUNTY AUDITOR  
D. M. EDWARDS, COUNTY SURVEYOR  
R. S. BOULTER, COUNTY SUPERINTENDENT

COUNTY COMMISSIONERS

H. L. CARTER, PRECINCT No. 1  
J. J. MILL, PRECINCT No. 2

A. A. BEAL, PRECINCT No. 3  
JNO. J. PIERCE, PRECINCT No. 4

TYLER, TEXAS.

October 5, 1926.

Hon S.H. Terrell, Comptroller,

Austin, Texas.

Dear Sir:

I am enclosing herewith the application of Mrs. Bessie J. Gaston, applicant for Confederate Widow's Pension, and I ask that you consider same and let Mrs. Gaston hear from you.

I recommend that this pension be granted under the law providing for proof by affidavit and finding of fact by the county judge.

yours truly,





COMPTROLLER'S OFFICE  
RECEIVED  
OCT 7 1926  
Referred To.....  
No. ....

October 7, 1926.

Hon. Will D. Pace,  
County Judge,  
Tyler, Texas.

Dear Sir:

I am in receipt of your favor of Oct. 5th enclosing application of Mrs. Bessie J. Gaston for Confederate Pension.

Before this application may be approved it will be necessary for the records in Washington, or other records show that Mr. F. E. Gaston was in the regular army of the Confederate States, since proofs submitted indicate that he was in Miss. State Troops or Home Guard. Under the Laws governing granting of Confederate Pensions I am not permitted to approve application on service rendered in State Troops or Home Guard of any State other than Texas. Immediately on receipt of report from Washington you will be advised.

Yours very truly,

Kr/s.

Comptroller



October 19, 1926

Hon. Will D. Pace,  
County Judge,  
Tyler, Texas.

Dear Sir:

Agreeable to my letter of October 7th you are advised that I am today in receipt of the following report on military service record of Mr. F. E. Gaston, whose widow Mrs. Bessie J. Gaston is applying for Confederate Pensions:

"The name F. E. F. Gaston appears on the only roll on file in this office for Hobart's Co. 1 (Foote's Mississippi Infantry, (State Troops), C. S. A., which roll is dated July 12, to 19, 1864, and on which roll he is shown present. No other records of his service, capture or parole have been found."

Since this report shows name only in State Troop organization, and since Mrs. Gaston does not claim any other service for her husband, this application cannot be approved unless additional affidavits are submitted showing service in the Regular Army or the Confederacy.

I am enclosing opinion of Assistant Attorney General, C. A. Wheeler.

Yours very truly,

TK

KR/w.  
Encl.

Comptroller

March 7, 1930.

Mrs. O. R. Coker,  
Assistant Cashier,  
Peoples National Bank,  
Tyler, Texas.

Dear Mrs. Coker:

Replying to your letter of recent date in regard to the amount of pension that will be paid to Mrs. Bessie J. Gaston, a Confederate pensioner.

You are advised that from the information given in your inquiry Mrs. Gaston will be entitled to be placed on the roll of pensioners who will receive \$25.00 per month, payable quarterly, for the quarter which will end May 31, 1930.

Yours very truly,

JHT:E.

Acting Comptroller of Public  
Accounts.





DUNBAR ROWLAND, LL.D.  
DIRECTOR

DEPARTMENT OF  
ARCHIVES AND HISTORY  
STATE OF MISSISSIPPI  
JACKSON

August 5, 1926.

Mr. Robert E. Gaston,  
Tyler, Texas.

Dear Mr. Gaston:

It gives me pleasure to send you the Confed-  
erate record of your brother, F. E. F. Gaston, as  
it appears on our records.

Cordially yours,

*Dunbar Rowland*

State Historian.

DRbgl

*Fee \$10.00, please remit by return mail  
DR.*





DUNBAR ROWLAND, LL.D.  
DIRECTOR

DEPARTMENT OF  
ARCHIVES AND HISTORY  
STATE OF MISSISSIPPI  
JACKSON

State of Mississippi,  
Department of Archives and History.

This is to certify that the official Confederate records of this Department show that in August, 1864, Gov. Charles Clark, Governor of Mississippi, called out every able-bodied man in the State to repel invasion. Under this call was organized the First Mississippi Infantry State Troops for 30 days service under the command of Col. H. W. Foote. On the roll of Captain Hobarts' company of this regiment appears the name of F. E. F. Gaston as a private soldier.

Witness my hand and seal this the 5th day  
of August, 1926.

*Dunbar Rowland*

State Historian.



43306

### APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of Smith } I, J. C. Williams

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late Mrs Bessie J Gaston, who was a pensioner of the State of Texas, and whose file number was 43306 and whose original county was Smith

The said pensioner Mrs Bessie J Gaston, died on the 24 day of March, 1932, in the town of Tyler County of Smith, Texas.

The pensioner died in the home of Mr & Mrs J. C. Williams who was related to the pensioner as Son in law and 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 Bessie J Gaston

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 404 S. Fanning Str Tyler Tex Street or R. F. D. Texas City Tyler State Texas

Signed J. C. Williams

Sworn to before me this 24 day of June, 1932

J. J. Daniel  
Notary Public in and for Smith Co State of Texas.

### CERTIFICATE OF UNDERTAKER

I, J. J. 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 Bessie J Gaston, who died in the town of Tyler, County of Smith, State of Texas on the 24 day of March 1932. That said body was prepared for burial by me on the 24 day of March 1932, and that I am of the opinion that warrant herein applied for should be issued to the said J. C. Williams who makes the foregoing application.

(TX) Signed J. J. Daniel Undertaker.

### CERTIFICATE OF PHYSICIAN

I, Irwin Pope Sr M.D., do certify that I am a practicing physician, and that I attended Mrs Bessie J Gaston in his last illness, and am of the opinion that his ailments were Heart trouble from Rheumatism & old age

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 Irwin Pope Sr  
Physician's Address 114 S. Boig & Ave

Returned enclosed for Smith

6-22-32

43306

1932-33

Physician's address

Signed

and approved March 2, 1932.

I further certify that I am of the opinion that the necessary warrant should be issued in behalf of the state...

I am of the opinion that the affidavits were taken and that I am a practicing physician...

CERTIFICATE OF PHYSICIAN

(IX)

Signed

who makes the foregoing application

warrant herein applied for should be issued to the said...

on the day of... to year...

on the day of... to year...

to town of... county of... state of...

CERTIFICATE OF CLERK

Notary Public in and for

State of Texas

sworn to before me this day of...

Signed

MAR 27 1932

that my postoffice address is

I am related to the pensioner as (friend)

best of my knowledge and belief.

I further certify that the warrant for the current quarter has not been cashed by the pensioner...

That the warrant, which application is hereby made for, shall be applied for by the party of the...

who was related to the pensioner as...

The pensioner died in the home of...

County of... Texas, and whose number was...

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of...

THE STATE OF TEXAS

APPLICATION FOR MORTUARY WARRANT