

16605

FORM B

Widow's Application for Pension

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

Name of Applicant.

Mrs M E Hays

Smith

County.

Postoffice.

Trapp

Filed

6061 18 907

Approved

AUG 31 1909

6061 18 907

Pension allowed from

Rejected

Commissioner of Pensions.

VON BOECKMANN-JONES CO., PRINTERS, AUSTIN

FORM B

For Use of Widows of Soldiers Who are in Indigent Circumstances

THE STATE OF TEXAS

County of Smith

I, Mrs Mary E Hays, 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 F. M. Hays, deceased, who departed this life on the 9th day of April, A. D. 1904, 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 March, A. D. 1858 in the county of Smith, in the State of Texas.

My husband, the said F. M. Hays, 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? 68 years.
2. Where were you born? Carroll Co, Ga.
3. How long have you resided in the State of Texas? 55 years.
4. How long have you resided in the county of your present residence? And what is your postoffice address? 55 years. Troup, Texas.
5. What was your husband's full name? Francis Marion Hays.
6. When and where were you married? In Smith Co, Mex. 4, 1858.
7. What was the date of his death? Apr. 9, 1904.
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. about May 1862, served til about Nov. 1862. Enlisted
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 time of service. 28th Texas Cavalry Co. "D", 2nd Brigade Mcullochs Div.
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. Cavalry later dismounted. He was Lt. acting Captain. He was honorably discharged to serve in Legislature.
12. Have you transferred to others any property of any kind for the purpose of becoming a beneficiary under this law? No.

TX

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) Mary E. Hays

Sworn to and subscribed before me, this 12th day of August, A. D. 1909

J. A. Brum
County Judge Smitt County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS }
County of Smitt

Before me J. A. Brum, County Judge of Smitt County, State of Texas, on this day personally appeared C. N. White & B. B. Beard, 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. F. M. Hays (Mary E. Hays), applicant for a pension as the widow of F. M. Hays deceased, is in truth and fact the widow of F. M. Hays 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) C. N. White

(Signature of Witness) B. B. Beard

Sworn to and subscribed before me, this 14 day of Aug, A. D. 1909

J. A. Brum
County Judge Smitt County, Texas.

[SEAL.]

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS }
County of Smitt

Before me J. A. Brum, County Judge of Smitt County, State of Texas, on this day personally appeared C. N. White & B. B. Beard, 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 Mary E. Hays 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) C. N. White

(Signature of Witness) B. B. Beard

Sworn to and subscribed before me, this 14 day of Aug, A. D. 1909

J. A. Brum
County Judge Smitt County, Texas.

[SEAL.]

(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 A Bullock County Judge of Smith County,

State of Texas, on this day personally appeared C N White, 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:

C N White says
Was in same company - with F. M. Hays Co "D"
28 Tex Cavalry - know personally that said Hays made
good soldier did not desert.

(Signature of Witness) C N White

(Signature of Witness)

Sworn to and subscribed before me, this 14 day of Aug, A. D. 1907

J A Bullock
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. M E Hays,

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 \$630 dollars.

Given under my hand, this 11th day of Aug, A. D. 1907

Mrs L J Jarvis
State and County Assessor.
By Wm H Day
Officer deputy



Applicant makes oath that she called five other witnesses to her husband's service, though she has made diligent search, she offered and I read and examined letters written by her husband to her while he was in the Army - and they look her date of the war - with place, and no of Co and Regiment, and I thereon recommended her application be approved
J A Bullock Co Judge Smith Co Tex

JOHN BOECKMANN-JONES CO., PRINTERS, AUSTIN

789-709-2m



OFFICE OF
Commissioner of Pensions

State of Texas

Austin AUG 17 1909

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 F. M. Hays who is reported to have enlisted in
Lieut. D Company, 28th 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.



16605

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

WAR DEPARTMENT, 1557393
THE ADJUTANT GENERAL'S OFFICE,
WASHINGTON, August 21, 1909.

Respectfully returned to the
Commissioner of Pensions,
State of Texas,
Austin.

The records show that Frank M.
Hays, 2d lieutenant, Company D, 28th
Texas Cavalry, Confederate States Army,
was enlisted April 28, 1862, and that
he resigned November 25, 1862. No
later record of him has been found.

The Adjutant General.

1A. G. O. 72-1