

17

COMPTROLLERS OFFICE
AUG 3 - 1939
RECEIVED

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.

Name of Applicant.

Mrs. Mary E. Hendley
Smith County.

R. F. D. or Street No. *424 E. Odell*

Postoffice *Tyler, Texas*

Filed *August 3, 1939*

Approved

Pension allowed from

Rejected *August 3, 1939*

Geo H. Sheppard
Comptroller of Public Accounts.

THE B. L. STEEN CO., AUSTIN

Rejected on account of age.

Widow's Application for Confederate Pension

THE STATE OF TEXAS,

County of Smith

I, Mrs. Mary Elizabeth Hendley, do hereby make application for a pension pursuant to the provisions of Articles 6204 to 6207, inclusive, of the Revised Civil Statutes of 1925 as amended by H. B. No. 150, passed by the Forty-second Legislature at its Regular Session and all other laws of this State relating thereto.

I am a widow of W. R. Hendley deceased, who departed this life on the 30th day of December, A. D. 1918, in the county of Smith, in the State of Texas.

I have not remarried since the death of my said husband; (~~or in case of remarriage that I am now a widow~~); and I do solemnly swear that I was never divorced from my said husband W. R. Hendley

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 8th day of April A. D. 1895, in the county of Van Zandt, in the State of Texas

My husband, the said W. R. Hendley, served as a Confederate soldier (~~or sailor~~) in the war between the States of the United States; or (that he was a soldier who, under special laws of the State of Texas during said war, served in organizations for the protection of the frontier against Indian raiders or Mexican marauders); or (that he was a soldier of the militia of the State of Texas who was in active service during said war.) That my said husband served honorably from the date of his enlistment until the close of the war, (or until he was discharged or paroled in some military organization regularly mustered into the army or navy of the Confederate States until the surrender). He was honorably discharged ~~or paroled~~ at the close of the war in 1865

(Give date and cause.)

That I have been a bona fide resident of this State continuously since the 21st day of July A. D. 1877

1. What is your age, and date of birth? Age 62 borned July 21, 1877
2. How long have you resided in the county of your present residence? 27 years
3. What is your postoffice address? 424 E. Oscar, Tyler, Texas
4. Have you applied for a pension under the Confederate pension law and been rejected? Yes
5. If rejected, state when and where approximately 1926 at Tyler, Texas
6. Did your husband draw a pension? Yes If so, give his file number 21806
7. Give, if possible, the postoffice address of your deceased husband at the time of his enlistment State of Alabama
8. What was your husband's full name? William Riley Hendley
9. In what State was your husband's command originally organized? Alabama
10. How long did your husband serve? Approximately 4 years
11. If known to you, give date of enlistment and discharge 1861 - 1865

12. 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.) Company B, 1st Alabama Regiment of Infantry, C. S. A. File number 21806

13. 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 as above stated

(TX)

14. To what race do you belong? Caucasian 15. Were you living with your

husband at the time of his death, and had you so lived with him ten years before his death? ANS YES

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) Mary E. Hendley

Sworn to and subscribed before me this 1 day of August A. D. 1939.

[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, J. Byron Saunders, County Judge of Smith County,
State of Texas, on this day personally appeared Mrs. Nancy Wilkinson and
Jack Flock, 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. Mary E. Hendley,
applicant for a pension as the widow of W. R. Hendley
deceased, is in truth and fact the widow of W. R. Hendley 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) Mrs. Nancy Wilkinson

(Signature of Witness) Jack Flock

Sworn to and subscribed before me, this 1 day of August, A. D. 1939.

J. Byron Saunders
County Judge Smith County, Texas.

[Seal.]

*Where applicant has remarried it is necessary that she state facts covering particulars of last marriage, date, to whom mar-
ried, 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, J. Byron Saunders, County Judge of Smith County,
State of Texas, on this day personally appeared Mrs J. H. Wilkinson and
Jack Flock, 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. Mary E. Hendley
has been a bona fide resident citizen of the State of Texas since birth
and that they have no interest in this claim.

(Signature of Witness) Mrs J. H. Wilkinson

(Signature of Witness) Jack Flock

Sworn to and subscribed before me, this 1 day of August, A. D. 1939.

J. Byron Saunders
County Judge Smith County, Texas.

[Seal.]

AFFIDAVIT OF WITNESSES

(If possible the one witness should have served with the applicant's husband in the army, and if so, let him state it in his oath, also any other information regarding the army service of applicant's husband.)

THE STATE OF TEXAS,

County of Smith }

Before me, J. Byron Saunders, County Judge of Smith County, State of Texas, on this day personally appeared Mrs. Nancy Wilkinson

....., who is personally known to me to be a creditable citizen, who, being by me sworn, on oath states that (~~he~~ or she) is 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 (~~his~~ her) knowledge and belief, and that (~~he~~ she) has no interest in this claim. And further make oath to the following facts touching the service of applicant's husband in the Confederate Army: (Witness must state fully the source of (~~his~~ her) knowledge of service of applicant's husband)

.....
.....
.....
.....
.....
.....
.....
.....
.....
.....

(Signature of Witness) Mrs. Nancy Wilkinson

Sworn to and subscribed before me, this 1 day of August, A. D. 1939.

[Seal.]

J. Byron Saunders
County Judge Smith County, Texas.



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.

Name of Applicant.

Mrs. Mary E, Hendley,

Smith County.

R. F. D. or Street No. 216 Poplar,

Postoffice Tyler, Texas.

Filed April 25th, 1930.

Approved

Pension allowed from

Rejected April 25th, 1930.

Geo. H. Sheppard
Comptroller of Public Accounts.

THE E. L. STOKER CO., AUSTIN

Acct. AGE.

COMPTROLLERS OFFICE
RECEIVED
APR 22 1930

RECEIVED BY MAIL

Widow's Application for Confederate Pension

THE STATE OF TEXAS,

County of Smith

I, Mrs. Mary E. Hendley do hereby make application for a pension, pursuant to the provisions of the First Section of Title 109, Revised Civil Statutes, 1925, providing for Confederate Pension, amended by Chapter 95, General Laws of the Fortieth Legislature, as amended by Senate Bill 287, Acts of the Regular Session of the Forty-first Legislature of the State of Texas, approved March 5, 1929, on the following ground:

I am a widow of William Riley Hendley deceased, who departed this life on the 30th day of December, A. D. 1918, 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 8th day of April, A. D. 1895, in the county of Van Zandt in the State of Texas.*

My husband, the said William Riley Hendley, enlisted and served in the military service of the Confederate States during the war between the States of the United States and he did not desert the Confederate service. I have been a resident of the State of Texas since prior to January 1, A. D. 1920, 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 of the United States, and I do further state that the answers given to the following questions are true:

1. What is your age, and date of birth? 52. Born 21st July 1877.
2. Where were you born? Rusk County Texas.
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? 18 years.
5. What is your postoffice address? 216 Poplar St., Tyler, Texas.
6. Have you applied for a pension under the Confederate pension law and been rejected? No (See)
If rejected, state when and where. His file number was sent to Austin about 10 yrs ago.
7. Did your husband draw a pension? Yes If so, give his file number _____
8. Give, if possible, the postoffice address of your deceased husband at the time of his enlistment In Alabama.
9. What is your husband's full name? William Riley Hendley
10. In what State was your husband's command originally organized? I believe in Alabama.
11. How long did your husband serve? Do not know If known to you, give date of enlistment and discharge Do Not know. See his file number.
12. 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.) See his file number.

13. 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.
See his file number.

14. Do you own any property other than that rendered for taxes in your county? If so, state value of same and county where located No.

15. 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) Mary E. Hendley

Sworn to and subscribed before me this 21st day of April A. D. 1930

[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. A. Lee, County Judge of Smith County,
State of Texas, on this day personally appeared D. C. Hudson and
J. M. Barnes, 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. Mary E. Hendley, applicant for a pension as the widow of William Riley Hendley deceased, is in truth and fact the widow of William Riley Hendley 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) x D. C. Hudson

(Signature of Witness) x J. M. Barnes

Sworn to and subscribed before me, this 21st day of April, A. D. 1930.

Wm. A. Lee
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. A. Lee, County Judge of Smith County,
State of Texas, on this day personally appeared D. C. Hudson and
J. M. Barnes, 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. Mary E. Hendley has been a bona fide resident citizen of the State of Texas since prior to January 1, A. D. 1920, and that they have no interest in this claim.

(Signature of Witness) x D. C. Hudson

(Signature of Witness) x J. M. Barnes

Sworn to and subscribed before me, this 21st day of April, A. D. 1930.

Wm. A. Lee
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 other 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 witnesses, 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: (Witnesses must state fully the source of their knowledge of service of applicant's husband) _____

(Signature of Witness) _____

(Signature of Witness) _____

Sworn to and subscribed before me, this _____ day of _____, A. D. 19 _____

[Seal.]

County Judge _____ County, Texas.

CERTIFICATE OF STATE AND COUNTY ASSESSOR

I, H. H. Allen, State and County Assessor in the County of Smith State of Texas, do certify that Mrs. Mary E. Hendley

whose name is signed to the foregoing application for a pension is charged on the tax rolls of said county with a homestead of the value of None Dollars, and, in

addition to homestead, of other property, real or personal, or both, of the value of None Dollars.

Given under my hand, this 21 day of April, A. D. 19 30.

H. H. Allen State and County Assessor.



Form B.

**WIDOW'S APPLICATION
FOR A PENSION**

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

Name of Applicant.

Mrs. Mary E. Hendley

Smith County.

Postoffice *Lindale, Tex R#1*

Filed *JAN 25 1919*

Approved _____

Pension allowed from: _____

Rejected *Feb 12-1919, account
of age of applicant*

W B Purrell
Commissioner of Pensions.

For Use of Widows of Soldiers who are in Indigent Circumstances

THE STATE OF TEXAS

COUNTY OF

Smith

COMPTROLLER'S OFFICE
RECEIVED
JAN 25 1919
Referred to No. *3488*

I, Mrs. *Mary E. Hendley* do hereby make application to the Commissioner of Pensions 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 *W.R. Hendley*, deceased, who departed this life on the *30* day of *Dec*, A. D. *1918*, 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 *8th* day of *Apr.* A. D. *1895*, in the county of *Van Zandt*, in the State of *Texas*.

My husband, the said *W.R. Hendley*, 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. 1900, 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 \$300.00 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 value of one thousand dollars, exclusive of the home of the value of not over \$1000; 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? *41 yrs*
- 2. Where were you born? *Overton, Texas*
- 3. How long have you resided in the State of Texas? *41 yrs*
- 4. How long have you resided in the county of your present residence. And what is your postoffice address? *8 years - Lindale, Tex #41*
- 5. Did your husband draw a pension? If so, give his file number. *Yes - 21806*
- 6. What was your husband's full name? *William Riley Hendley*
- 7. What was the date of his death? *Dec. 30 - 1918 -*
- 8. In what State was your husband's command originally organized? *(See No. 21806)*
- 9. How long did your husband serve? If known to you give date of enlistment and discharge. *(See No. 21806)*

10. What was the name or letter of the company, 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. *(See #21806)*

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. *(See #21806)*

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 may be approved and such other proceedings be had in the premises as are required by law.

(Signature of Applicant) *Mrs Mary E. Hendley*

TX

Sworn to and subscribed before me this *23* day of *January* A. D. *1919*

W.R. Coates

[Seal.] County Judge *Smith* County, Texas.

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS

County of Smith

Before me, W.R. Cascoe, County Judge of Smith County,

State of Texas, on this day personally appeared J.W. Stanford & J.H. Villerson, who are personally known to me to be creditable citizens, who, being by me duly sworn, on oath state that they personally know that Mrs. Mary E. Heasley applicant for a pension as the widow of W.R. Heasley deceased, is in truth and fact the widow of W.R. Heasley 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) J.W. Stanford

(Signature of Witness) J.H. Villerson

Sworn to and subscribed before me, this 23 day of January, A. D. 1919

W.R. Cascoe

[Seal.]

County Judge Smith County, Texas.

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS

County of Smith

Before me, W.R. Cascoe, County Judge of Smith County,

State of Texas, on this day personally appeared J.W. Stanford & J.H. Villerson, who are personally known to me to be creditable citizens, 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. Mary E. Heasley has been a bona fide resident citizen of the State of Texas since prior to January 1, A. D. 1900, and that they have no interest in this claim.

(Signature of Witness) J.W. Stanford

(Signature of Witness) J.H. Villerson

Sworn to and subscribed before me, this 23 day of January, A. D. 1919

W.R. Cascoe

[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 Smith

Before me, W.R. Cascoe, County Judge of Smith County,

State of Texas, on this day personally appeared J.W. Stanford & A. Wilkinson, who 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) (S. No. 21806)

(Signature of Witness)

J.W. Stanford

(Signature of Witness)

A. Wilkinson

Sworn to and subscribed before me, this 23 day of January A. D. 1919

W.R. Cascoe

[Seal.]

County Judge Smith County, Texas.

CERTIFICATE OF STATE AND COUNTY ASSESSOR

I, Wm. H. Day State and County Assessor in the County of Smith State of Texas, do certify that Mrs. Mary E. Hudley 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 \$00 Dollars, and of other property, real or personal, or both, of the value of \$00 Dollars.

TX

Given under my hand, this 23rd day of June A. D. 1919

Wm. H. Day

State and County Assessor.

FRANK A. WOOD

REPRESENTATIVE MONTAGUE COUNTY

Temp

3108 Walling Drive

March 29, 1935.

17

Mrs. Mary E. Hendley
216 Poplar Street,
Tyler, Texas.

Dear Mrs. Hendley:

The Honorable Frank A. Wood representative of Montague County, has just called on me requesting information as to your right as a Confederate pensioner.

Mr. Wood was not advised as to the correspondence this office had with you before and he has requested me to write you in regard to the present pension law.

In my letter of April 26, 1930 you was advised that in order for the widow of a Confederate soldier to be eligible for pension, she must not be a woman born since the year 1873. The pension law has been amended a number of times since the date of your letter, and the present law is that in order for the widow of a Confederate soldier to be eligible for pension, she must have been born prior to January 1, 1873. On account of the requirement of this law, I am sorry to advise that you are not eligible for pension and you can never become eligible for pension under the present law.

Yours very truly,

JHT:E.

Comptroller of Public
Accounts.



April 26, 1930.

Mrs. Mary E. Hendley,
216 Poplar St.,
Tyler, Texas.

Dear Mrs. Hendley:

I am in receipt of your application for pension and am sorry to advise you that same cannot be approved on account of your age.

The law requires that in order for the widow of a Confederate soldier to be eligible for pension, she must not be a woman born since the year 1873. Your application states that you were born on July 21, 1877, and your age is fifty-two years.

For the above reason I am forced to reject your application for pension as of this date.

Yours very truly,

JHT:E.

Acting State Comptroller of Public
Accounts.

TX

August 3, 1939

17

Mrs. Mary Elizabeth Hendley
424 East Oscar
Tyler, Texas.

Dear Mrs. Hendley:

I am in receipt of your application for Confederate Pension on the military service record of your deceased husband, William Riley Hendley as a Confederate Soldier, and am sorry to advise that under the present law your application cannot be approved.

The requirement of the law is that in order for the widow of a Confederate Soldier to be eligible for pension, she must be a woman born prior to January 1, 1873. Your application for pension states that your age is sixty-two and date of birth July 21, 1877, which makes you much too young to become a pensioner under the present law.

Yours very truly,

Geo. H. Sheppard
Comptroller of Public Accounts.

JHT:EE

