

Died
Nov. 27, 1945
11

43720
FORM B.
Deceased
Nov. 27, 1945
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.

Wm. N. Cunningham
Hudson County.

R. F. D. or Street No.

Postoffice *Mineral Wells Texas*

Filed *May 23rd 1929*

Approved *June 6th 1929*

Pension allowed from *June 1st '29*

Rejected

H. Terrell
Comptroller of Public Accounts.

MAY 23 1929
H. V. Terrell
Comptroller

Widow's Application for Confederate Pension

THE STATE OF TEXAS,

County of Henderson

I, Mrs. M. J. Cunningham 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 J. D. Cunningham deceased, who departed this life on the 3 day of July, A. D. 1916, in the county of Henderson 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 7 day of September, A. D. 1888, in the county of Decatur in the State of Alabama.*

My husband, the said J. D. Cunningham, 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? 73 - Born Aug. 26 - 1856.
2. Where were you born? Jackson County Ala Alabama
3. How long have you resided in the State of Texas? 24 years
4. How long have you resided in the county of your present residence? 18 years
5. What is your postoffice address? McLakoff, Texas.
6. Have you applied for a pension under the Confederate pension law and been rejected? No

If rejected, state when and where:

7. Did your husband draw a pension? No If so, give his file number
8. Give, if possible, the postoffice address of your deceased husband at the time of his enlistment Decatur County Ala Valley Springs.
9. What is your husband's full name? James Davidson Cunningham

10. In what State was your husband's command originally organized? Ala.

11. How long did your husband serve? 3 years If known to you, give date of enlistment and discharge - see Discharge records.

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.) No Co. 3 - see Discharge records.

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

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) M. J. CunninghamSworn to and subscribed before me this 22 day of May, A. D. 1929.

[Seal]

County Judge Henderson 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.

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AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS,
County of Hudson

Before me, A. B. Baker, County Judge of Hudson County,
State of Texas, on this day personally appeared V. L. Kirby
W. Richardson, 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. M. J.
Dunningham applicant for a pension as the widow of J. D. Dunningham
deceased, is in truth and fact the widow of J. D. Dunningham 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) A. B. Baker

(Signature of Witness) W. Richardson

Sworn to and subscribed before me, this 22 day of May, A. D. 1929.

[Seal.]

County Judge Hudson County, Texas.

*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 Hudson

Before me, A. B. Baker, County Judge of Hudson County,
State of Texas, on this day personally appeared V. L. Kirby
W. Richardson, 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. M. J. Dunningham
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) A. B. Baker

(Signature of Witness) W. Richardson

Sworn to and subscribed before me, this 22 day of May, A. D. 1929.

[Seal.]

County Judge Hudson 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 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) _____

*see Copy of discharge to which is
fully bodily wound*

(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, *Jno. W. Wood*, State and County Assessor in the County of _____
State of Texas, do certify that Mrs. *Mrs. M. W. Cunningham*
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 *\$1000.00* Dollars, and, in
addition to homestead, of other property, real or personal, or both, of the value of *No personal*
\$1,000.00 Total Dollars.

Given under my hand, this *22* day of *May*, A. D. 19 *27*.

Jno. W. Wood
State and County Assessor.





Comptroller's Department
State of Texas
Austin

May 23rd, 1929.

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

Dear Sir:-

I have the honor to request the Military
record of J.D.Cunningham,, who is
reported to have enlisted in Company "A"
Regiment 3rd Alabama Infantry or Cavalry.

in service in the Confederate States Army.

Very respectfully,

S. H. Gerrell

Comptroller of State of Texas.



Mrs. M.J.Cunningham,

11 Received A. G. O. MAY 27 1929

WAR DEPARTMENT
THE ADJUTANT GENERAL'S OFFICE

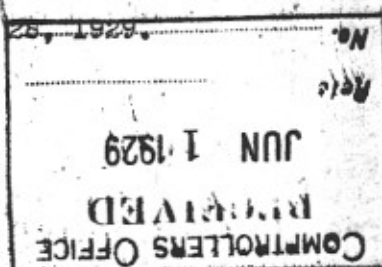
IN REPLY
REFER TO

O.R.D.

WASHINGTON May 25, 1929.

Respectfully returned to

Comptroller,
State of Texas,
Austin, Texas.



The name J. D. Cunningham has not been found on the muster rolls of any Co., 3rd. Ala. Infantry or Cavalry, C.S.A.

The records show that one J. D. Cunningham, Co. A, 3rd. Confederate Cavalry, (also known as 11th. Battn. Ala. Cav., C.S.A.) enlisted September 30, 1862, at Albany, Ky.

Muster roll Feb. 29 to June 30, 1864, (latest on file,) shows him absent, sick since May 20, 1864, a Private.

Prisoner of War records show that he was paroled at Hillsboro, N.C., May 3, 1865, in accordance with the terms of a Military Convention held on April 26, 1865, in N.C., a Private. Date of capture not shown.

One James Cunningham, who enlisted at Warrington, Fla., served in Co. D, 3rd. Ala. Cav., C.S.A.

One Jefferson Cunningham, date & place of enlistment not shown, served in Cos. C & B, 3rd. Ala. Inf., C.S.A.

C. H. Bridges,
Major General,
The Adjutant General.
By Te.

TX

45720

Malakoff, Texas
 Henderson 11-4-'29.
 45720
 J. H. Terrell Compt.
 Austin, Texas.

Dear Sir:

I am writing for application to have Headstone placed at my husband's grave and wish to know if it will be necessary to have his discharge cert. as when applying for pension?

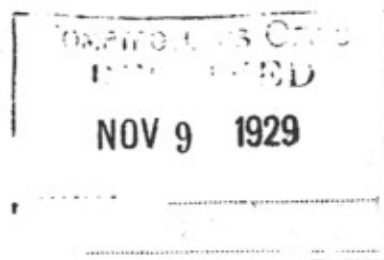
Will you please advise me and return papers as I presume they are in your hands

Thanking you,

I am,

Sincerely,
 Mrs M. J. Cunningham.





November 12, 1929.

Mrs. M. J. Cunningham,
Malakoff, Texas.

Dear Mrs. Cunningham:

Replying to your letter of November 4th,
in regard to you making application for a headstone
for your husband's grave.

You are advised that I do not know what the
United States government is requiring of applicants
for the headstones, but the records of this office
show that J. D. Cunningham was enlisted in Company A,
3rd Confederate Cavalry, (also known as 11th. Battn.
Alabama, C. S. A. Cavalry in September 30, 1862.

I am returning an original document that you
filed with your application for pension.

Yours very truly,

JHT:E
encl.

Comptroller of Public
Accounts.



Clyde Humphries

Telephones 99 and 25

Dan Royal

Ballard Funeral Home

Complete Funeral and Ambulance Service
Burial Insurance

Malakoff, Texas

Dec. 15, 1945.



Comptroller of Public Accounts
Austin, Texas.

Funeral expenses of Mrs. M. J. Cunningham.

Casket, size 6-3	\$75.00
Embalming and service	25.00
Total	\$100.00

Signed:

Humphries Funeral Home

By

C. Humphries

Sworn to before me this 15 Day of December 1945



W. B. Payne

Natary Public in and for Henderson County Texas.

1. PLACE OF DEATH		TEXAS DEPARTMENT OF HEALTH BUREAU OF VITAL STATISTICS STANDARD CERTIFICATE OF DEATH	
STATE OF TEXAS			
COUNTY OF <u>Henderson</u>			
CITY OR PRECINCT NO. <u>Malakoff</u>			
2. FULL NAME OF DECEASED <u>Mary Josephine Cunningham</u>		GIVE STREET AND NUMBER OR NAME OF INSTITUTION	
LENGTH OF RESIDENCE WHERE DEATH OCCURRED YEARS MONTHS DAYS (SOCIAL SECURITY NO.)			
RESIDENCE OF DECEASED STREET AND NO. CITY <u>Malakoff</u> COUNTY <u>Henderson</u> STATE <u>Texas</u>			
PERSONAL AND STATISTICAL PARTICULARS			
3. SEX <u>Female</u>	4. COLOR OR RACE <u>white</u>	17. DATE OF DEATH <u>Nov. 27</u> 19 <u>45</u>	
5. SINGLE, MARRIED, WIDOWED OR DIVORCED (WRITE THE WORD) <u>Widowed</u>		18. I HEREBY CERTIFY THAT I ATTENDED THE DECEASED FROM <u>Past 3-4 yrs.</u> TO 19 <u>45</u>	
6. DATE OF BIRTH <u>Aug. 26, 1856</u>		I LAST SAW HER ALIVE ON <u>Nov. 25</u> 19 <u>45</u>	
7. AGE YEARS MONTHS DAYS IF LESS THAN 1 DAY		THE DEATH OCCURRED ON THE DATE STATED ABOVE AT <u>5:30 P.M.</u>	
8A. TRADE, PROFESSION OR KIND OF WORK DONE <u>Housewife</u>		THE PRIMARY CAUSE OF DEATH WAS: <u>Senility</u>	
8B. INDUSTRY OR BUSINESS IN WHICH ENGAGED		DURATION	
9. BIRTHPLACE (STATE OR COUNTRY) <u>Ala.</u>		CONTRIBUTORY CAUSES WERE	
10. NAME <u>Moore</u>		IF NOT DUE TO DISEASE, SPECIFY WHETHER: ACCIDENT, SUICIDE, OR HOMICIDE	
11. BIRTHPLACE (STATE OR COUNTRY) <u>Ala.</u>		DATE OF OCCURRENCE	
12. MAIDEN NAME <u>Unknown</u>		PLACE OF OCCURRENCE	
13. BIRTHPLACE (STATE OR COUNTRY) <u>Unknown</u>		MANNER OR MEANS	
14. SIGNATURE <u>W. L. Cunningham</u>		IF RELATED TO OCCUPATION OF DECEASED, SPECIFY	
ADDRESS <u>Malakoff</u> TEXAS		SIGNATURE <u>P. J. Kilman</u>	
15. PLACE OF BURIAL OR REMOVAL <u>Malakoff Cemetery</u> TEXAS		ADDRESS <u>Malakoff</u> TEXAS	
DATE <u>Nov. 28</u> 19 <u>45</u>		20. FILE NUMBER <u>45</u> FILE DATE <u>Dec. 15</u> 19 <u>45</u>	
16. SIGNATURE <u>C. N. Humphries</u>		SIGNATURE OF LOCAL REGISTRAR <u>R. E. Skiles</u>	
ADDRESS		POSTOFFICE ADDRESS <u>Malakoff</u> TEXAS	

NOTE THE INFORMATION CALLED FOR ON THE REVERSE SIDE

This is a true copy of the death certificate of Mary Josephine Cunningham filed with me, Registrar R. E. Skiles, Henderson Co., Texas (Index no. 8, Henderson Co., Texas)

45720

IF DECEASED HAS RENDERED MILITARY SERVICE, FILL OUT THE FOLLOWING:

(1) Is the deceased reported to have been in such service?

(2) Name of organization in which service was rendered?

(3) Serial number of discharge papers or adjusted service certificate?

(4) Name of next of kin or of next friend?

Post Office Address?

IF DECEASED IS UNKNOWN NON-RESIDENT, FILL OUT THE FOLLOWING:

(A) Color of Hair?

(B) Color of Eyes?

(C) Height? Feet Inches

(D) Weight?

(E) Deformities?

(F) Tattoo Marks?

(G) Other marks of identification?

PLEASE FILL IN FOR ALL DEATHS

Name of husband or wife

Age in years

What operation was performed?

For what disease or condition?

Was autopsy performed?

What were the findings?

If an application has not already been executed please execute this and attach an itemized statement of the cost of the funeral. 54276

0562-242-2.3

DUPLICATE

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of _____ I, _____

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late Mrs. M. J. Cunningham, who was a pensioner of the State of

Texas, and whose file number was 45720 and whose original county was Henderson

The said pensioner, Mrs. M. J. Cunningham, died on the 27 day of November, 1945, in the town of Malakoff County of Henderson, Texas.

The pensioner died in the home of Mrs. Lottie Anderson 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. M. J. Cunningham

I further certify that the warrant for the current month has not been cashed by the pensioner, to the best of my knowledge and belief.

I am related to the pensioner as Daughter

that my postoffice address is Malakoff

Street or R. F. D.

City

State

Signed

Sworn to before me this

11

day of

Dec

1945

Notary Public in and for

State of Texas.

Must return before 40 days expires from date of Pensioner's death

CERTIFICATE OF UNDERTAKER

I, W. N. Humphries, do certify that I am undertaker in the town of Malakoff, County of Henderson, State of Texas that I had charge of the body of Mrs. M. J. Cunningham, who died in the town of Malakoff, County of Henderson, State of Texas on the 27 day of November 1945. That said body was prepared for burial by me on the 27 day of November 1945, and that I am of the opinion that warrant herein applied for should be issued to the said who makes the foregoing application.

Signed

Undertaker.

CERTIFICATE OF PHYSICIAN

I, _____, do certify that I am a practicing physician, and that I attended _____ in his last illness, and am of the opinion that his ailments were _____

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;

Nov 19 45

Warrant # 51966 for \$50

Cancelled

December 5, 1945.

Execute if one has not already been executed.

TX

45720