

39255

FORM B

Dead

9-2-38

**Widow's Application
for a Pension**

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

M R Earnest

Name of Applicant.

Mrs. M. R. Earnest

Hudson County.

Postoffice

Arthur Texas

R # 6

Filed

8-8-23

Approved

8-24-23

Pension allowed from

June 1st

Rejected

Low A Smith

Commissioner of Pensions.

UR Rev 8-9-23

For Use of Widows of Soldiers Who are in Indigent Circumstances

THE STATE OF TEXAS

COUNTY OF

Henderson

I, Mrs. M. R. Earnest, 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 F. M. Earnest deceased, who departed this life on the 14 day of Nov, A. D. 1917, 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 20 day of Aug, A. D. 1864, in the county of Walter (Chickasaw), in the State of Mississippi

My husband, the said F. M. Earnest, 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 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 \$1,000.00; 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? 77 years old
2. Where were you born? Mississippi
3. How long have you resided in the State of Texas? 32 years
4. How long have you resided in the county of your present residence? And what is your postoffice address? 30 years. Athens Texas Rt # 6.
5. Did husband draw a pension? If so, give his file number. No
6. What was your husband's full name? Franklin Marion Earnest
7. What was the date of his death? Nov. 14 - 1917
8. In what State was your husband's command originally organized? Mississippi
9. How long did your husband serve? If known to you give date of enlistment and discharge Does record

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. Company A. Miss. Inf.
31st Miss. Inf.

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. Inf. No Commission

TX

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 M R EarnestSworn to and subscribed before me, this 4 day ofAugust A. D. 1923J. A. Pherson

County Judge

County, Texas.

[Seal.]

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS)

COUNTY OF Anderson

Before me, Joe Johnson, County Judge of Anderson County, State of Texas, on this day personally appeared J. R. Hamilton & J. J. Coggins, 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. M. R. Earnest, applicant for a pension as the widow of J. M. Earnest deceased, is in truth and fact the widow of J. M. Earnest 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)

(Signature of Witness)

Sworn to and subscribed before me, this 4 day of August, A. D. 1923

[Seal.]

County Judge Anderson County, Texas.

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS)

COUNTY OF Anderson

Before me, Joe Johnson, County Judge of Anderson County, State of Texas, on this day personally appeared J. R. Hamilton & J. J. Coggins, 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. M. R. Earnest 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)

(Signature of Witness)

Sworn to and subscribed before me, this 4 day of August, A. D. 1923

[Seal.]

County Judge Anderson 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 Hudson

Before me, J. A. Johnson County Judge of Hudson County, State of Texas, on this day personally appeared J. R. Hamilton, who 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; (State fully your source of knowledge): I know F. M. Earnest

personally and served with him
during the war between the States.
He served in the 31st Miss
Infantry Co. H. in Baregards
Command. That he was a faithful
soldier, never falling from
any duty or service.

(Signature of Witness)

J. R. Hamilton

(Signature of Witness)

Sworn to and subscribed before me, this 4 day of August, A. D. 1923

[Seal.]

County Judge J. A. Johnson

CERTIFICATE OF STATE AND COUNTY ASSESSOR

I, D. C. Davis State and County Assessor in the County of Hudson State of Texas, do certify that Mrs. M. R. Earnest 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 Eight hundred Dollars, and of other property, real or personal, or both, of the value of _____ Dollars.

Given under my hand, this 4 day of August, A. D. 1923D. C. Davis

State and County Assessor.



Comptroller's Department
State of Texas
Austin

LON A. SMITH, COMPTROLLER
W. T. GASTON, CHIEF CLERK

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

Dear Sir:

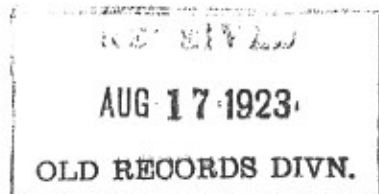
I have the honor to request the military record of F M Ernest
who is reported to have enlisted in Company A, Regiment 31st Miss Inf

in service in the Confederate States Army.

Very respectfully,

Lon A. Smith
Comptroller of State of Texas.

Form 2105b-81391-823-1m



39255

ORD WAR DEPARTMENT.
THE ADJUTANT GENERAL'S OFFICE,
WASHINGTON Aug. 18, 1923.

~~MEMORANDUM~~

Respectfully returned to

Lon A. Smith,
Comptroller State of Texas,
Austin, Tex.

The records of this office show that F. M. EARNEST enlisted Mch. 19, 1863 at Vicksburg, Miss., as a private in Co. H, 31 Miss. Infy, CSA, and is reported present on roll for Nov. & Dec. 1863. Name not borne on subsequent rolls of Co. to Feb. 28, 1865, date of last roll of Co. on file.

Prisoner of war records show him captured at Vicksburg, Miss., July 4 1863 and paroled at same place July 10, 1863.

No further record found. (TX)

Name also found as F.M. Ernest.

Benj. Alvord
Acting The Adjutant General.

By *JS.*

Form No. 0-105-A.G.O.

39255

MALAKOFF, TEXAS
PHONES 25-100

EUSTACE, TEXAS
PHONE 25

BALLARD FUNERAL HOME

EMBALMING, HEARSE AND AMBULANCE SERVICE

VAULTS AND CASKETS

MALAKOFF, TEXAS 7-7

Funeral of Mrs M R Earnest

Casket	195 ⁰⁰
Clothing	23 ⁷⁵
Flower	15 ⁰⁰
Grove	5 ⁰⁰
	\$238 ²⁵

The above is a true
account of funeral of Mrs M R Earnest.

Signed J A Ballard

Sworn before me
This 5 day of Sept 1938

A L Kirby



N. P. Malakoff
Hudson Co
T4

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of HendersonI, Y. V. Earnestdo hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late Mrs. M. R. Earnest, who was a pensioner of the State ofTexas, and whose file number was 39255 and whose original county was HendersonThe said pensioner Mrs M. R. Earnest, died on the 30 day of Aug, 1938, in the town of Eustace County of Henderson, Texas.The pensioner died in the home of Self who was related to the pensioner as Self.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. R. Earnest

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 Son that my postoffice address is Athens CityStreet or R. F. D. R6State OysterSigned Y. V. EarnestSworn to before me this 5 day of Sept 1938Notary Public in and for Henderson Co State of Texas.

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

CERTIFICATE OF UNDERTAKER

I, J. A. Baund, do certify that I am undertaker in the town of Walskill, County of Henderson, State of Tx that I had charge of the body of Mrs. M. R. Earnest, who died in the town of Eustace, County of Henderson, State of Tx on the 30 day of Aug 1938 That said body was prepared for burial by me on the 30 day of Aug 1938, and that I am of the opinion that warrant herein applied for should be issued to the said Y. V. Earnest who makes the foregoing application.

Signed J. A. Baund

Undertaker.

CERTIFICATE OF PHYSICIAN

I, L. L. Cockrill, do certify that I am a practicing physician, and that I attended Mrs. M. R. Earnest in his last illness, and am of the opinion that his ailments were menstruating (Catastrophe)

Signed L. L. CockrillPhysician's Address Athens Tex

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.

55345 Aug 1938
Oyster
September 2, 1938