

36406

From 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.

Dead X  
Name of Applicant

Mrs Elizabeth J Rayburn

Henderson County.

Postoffice Athens, Texas

Filed Feb 19 - 1920

Approved Feb 21 - 1920

Pension allowed from Dec 1 - 1919

Rejected \_\_\_\_\_

M L Wriginton  
Comptroller of Public Accounts.

FORM B

1998-1119-2M

# For Use of Widows of Soldiers Who Are In Indigent Circumstances

THE STATE OF TEXAS,

COUNTY OF

Henderson

I, Mrs. Elizabeth Josephine Layton 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 J. P. Layton, deceased, who departed this life on the 27 day of July, A. D. 1910, 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 8th day of Aug. A. D. 1867, in the county of Lawrence in the State of Ala.

My husband, the said J. P. Layton, 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 \$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? 73 years and
2. Where were you born? Lawrence Co. Ala.
3. How long have you resided in the State of Texas? 40 years
4. How long have you resided in the county of your present residence? And what is your postoffice address? 10 years Athens TX, Box 133-
5. Did your husband draw a pension? If so, give his file number # 11344
6. What was your husband's full name? Joseph Patrick Layton
7. What was the date of his death? July 27, 1910
8. In what State was your husband's command originally organized? See # 11344

9. How long did your husband serve? If known to you, give date of enlistment and discharge.

Reference to See # 11344

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 # 11344

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 # 11344

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)

Elizabeth J. Layton

TX

Sworn to and subscribed before me this 18 day of Jan. A. D. 1920

[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.

# AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS,  
COUNTY OF Henderson

Before me, J. H. McCord, County Judge of Henderson County, State of Texas, on this day personally appeared W. P. Jones & J. W. Ballou, 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. E. J. Layton, applicant for a pension as the widow of J. P. Layton deceased, is in truth and fact the widow of J. P. Layton 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) Will Paul Jones

(Signature of Witness) J. W. Ballou

Sworn to and subscribed before me, this 18 day of Feb, A. D. 19 20

J. H. McCord  
County Judge Henderson County, Texas.

[Seal.]

\*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 Henderson

Before me, J. H. McCord, County Judge of Henderson County, State of Texas, on this day personally appeared W. P. Jones & J. W. Ballou, 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 E. J. Layton 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) Will Paul Jones

(Signature of Witness) J. W. Ballou

Sworn to and subscribed before me, this 18 day of Feb, A. D. 19 20

J. H. McCord  
County Judge Henderson 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 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 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) \_\_\_\_\_

(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. D. Gilliam State and County Assessor in the County of Henderson

State of Texas, do certify that Mrs. E. J. Layton 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 18 day of Feb A. D. 1920

H. D. Gilliam  
State and County Assessor.



OFFICE PHONE 22  
RESIDENCE PHONE 397

NOTARY PUBLIC

**G. W. LAYTON**

REAL ESTATE, INSURANCE, INVESTMENTS, RENTALS AND LOANS  
OFFICE IN COURT HOUSE WITH RICHARDSON-WATKINS ABSTRACT CO.

**ATHENS, TEXAS**

Feb. 18th 1920

Mr M L Wiginton  
State Comptroller  
Austin Texas.

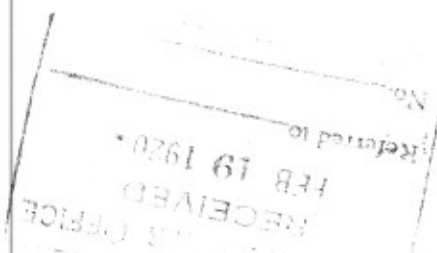
Dear Sir. Enclosed. Kind Mortuary Warrent.  
Executed by Mrs E J Layton. also Mortuary  
Warrent Acct-  
also Application for Widow s Pension.

Thanking you in Advance. for your Attention  
to. this matter

very truly yours



Address. all mail. to Mrs E J Layton  
Care G W Layton. Box 133. Athens Texas





## APPLICATION FOR MORTUARY WARRANT

STATE OF TEXAS.

County of Henderson

I.

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

State of Texas, and whose file number is 36406 and whose original county is Henderson.

The said pensioner Mrs. Elsie J. Sington, died on the 30 day of Dec, 1922, in the town of Uthman

County of Hunter Lee, Texas.

The pensioner died in the home of Myer Miller, 1 Year  
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 expenses incurred by the said pensioner Mrs. E. Smith & Long Tea

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)

and that my home is in the town of St Louis County of Howard Sec -

State of Texas, that my postoffice address is W. Street, Tex.

B. 133

Signed

Before me, J. C. Underwood in and for the County  
of Harris, State of Texas, personally appeared J. W. Lupton  
who being by me duly sworn, did certify to and sign the foregoing statement.

(Seal of Office)

2 Nacey D. Hubert in and for Winkler Co., Texas.

### CERTIFICATE OF UNDERTAKER

I, J. W. Layton, do certify that I am an undertaker in the town of Athens, County of Henderson, State of Texas that I had charge of the body of Mrs. Elizabeth J. Layton, who died in the town of Athens, County of Henderson, State of Texas on the 30<sup>th</sup> day of December, 1922. That said body was prepared for burial by me on the 30<sup>th</sup> day of December, 1922. That said body was buried in the Athens Cemetery, which is located in the County of Henderson State of Texas, and that I am of the opinion that warrant herein applied for should be issued to the said G. W. Layton, who makes the foregoing application.

Signed

Undertaker.

**CERTIFICATE OF PHYSICIAN**

I, W. H. Masterling, do certify that I am a practicing physician, and that I attended Mrs. Elizabeth R. Lupton in <sup>her</sup> ~~his~~ last illness, and am of the opinion that his ailments were apoplexy.

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-fifth Legislature, and approved March 2, 1917.

Signed \_\_\_\_\_

Physician.

Physician's Address

Dec 30th  
e H.

36406