

#1
40-726
Durd
FORM B.

WIDOW'S APPLICATION
FOR A PENSION

7-24-31
The Comptroller of Public Accounts reserves the right to call for additional testimony if he deems it necessary.
Durd

Name of Applicant.

Mrs. Mary E. McDonald
Athens, Henderson County.

R. F. D. or Street No.

Postoffice Athens, Texas.

Filed June 8th, 1929.

Approved June 8th, 1929.

Pension allowed from June 1st, 1929

Rejected

A. H. Terrell
Comptroller of Public Accounts.

Widow's Application for Confederate Pension

THE STATE OF TEXAS,

County of Benderson

I, Mrs. Mary E. McDonald, 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 John M. McDonald, deceased, who departed this life on the 14 day of April, A. D. 1883, in the county of Benderson in the State of Texas, in Athens.

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 17 day of Nov., A. D. 1858, in the county of Cherokee in the State of Texas.

My husband, the said John M. McDonald, 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. 1910, 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? 87; born Dec. 17, 1841.
2. Where were you born? Near Palestine, Anderson 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? Since Nov. 1858.
5. What is your postoffice address? Athens, 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. What is your husband's full name? John Matthew McDonald.

9. In what State was your husband's command originally organized? Texas, Camp Darnell, Kaufman Co.

10. How long did your husband serve? from date of enlistment till discharged If known to you, give date of enlistment and discharge enlisted Sep. 2, 1863, and discharged about close of war.

11. 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.) Capt. Jandy Haweth's Co (G) 3rd Reg. Infantry Texas State Troops.

12. 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.

13. 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

14. 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. McDonald (TX)

Sworn to and subscribed before me this 30 day of May, A. D. 1929

A. B. Baker
County Judge Benderson 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 HarrisonBefore me, A. B. Baker, County Judge of Harrison County,State of Texas, on this day personally appeared J. L. Warren and

J. W. Wood, 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. Mary E. McDonald, applicant for a pension as the widow of John M. McDonald, deceased, is in truth and fact the widow of John M. McDonald 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) J. W. Wood(Signature of Witness) J. L. WarrenSworn to and subscribed before me, this 30 day of May, A. D. 1929

[Seal.]

County Judge Harrison 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 HarrisonBefore me, A. B. Baker, County Judge of Harrison County,State of Texas, on this day personally appeared J. L. Warren and

J. W. Wood, 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 Mary E. McDonald has been a bona fide resident citizen of the State of Texas since prior to January 1, A. D. 1910, and that they have no interest in this claim.

(Signature of Witness) J. W. Wood(Signature of Witness) J. L. WarrenSworn to and subscribed before me, this 30 day of May, A. D. 1929

[Seal.]

County Judge Harrison 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 Henderson

Before me, A. B. Baker, County Judge of Henderson County, State of Texas, on this day personally appeared Joe A. McDonald & J. B. Brown, who are 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 ^{information,} 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) for this see annexed affidavits - supplemental of Joe A. McDonald & J. B. Brown

(Signature of Witness) Joe A. McDonald
(Signature of Witness) J. B. Brown

Sworn to and subscribed before me, this 1 day of June, A. D. 1929

[Seal.]

County Judge A. B. Baker County, Texas.

CERTIFICATE OF STATE AND COUNTY ASSESSOR

I, Jno W Wood State and County Assessor in the County of Henderson State of Texas, do certify that Mrs. Mary E McDonald 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 Seven Hundred & fifty (\$750.00) Dollars, and, in addition to homestead, of other property, real or personal, or both, of the value of _____ Dollars.

Given under my hand, this 1 day of June, A. D. 1929

Jno. W. Wood
State and County Assessor.



I, Joe A. McDonald, in explanation and further supplementing my foregoing affidavit based upon information, knowledge and belief, do hereby state that I am a son of the applicant, Mrs. Mary E. McDonald, and her deceased husband, John M. McDonald, born September 10, 1859, and while of tender age and somewhat hazy memory of facts or occurrences transpiring from 1863 to close of the war, still I have a distinct recollection of a few incidents in connection therewith and my said deceased father's service therein, viz:

About the time of his enlistment as his enclosed furlough shows, September 2, 1863, he carried my mother, myself and my brother 2 years younger, we being at the time their only children, to Uncle Murdoc McDonald's, his brother's home and family near Mound Prairie, Anderson County, Texas, to live with him and them, to be looked after and cared for while he was gone to the war, and there we remained until early in the year of 1865.

I have a distinct^x recollection of the birth of my mother's third baby, which as our Bible shows, was in December 1863, at my said Uncle's home. The wail of the new born babe, the well groomed Dr. Link of Palestine, with shiny silk "Bee Gum Hat", in attendance, and they telling me the news I had another little brother.

Then I remember not so long after, that my father came ^{there} ~~home~~ from the service to see us, but stayed there with us but a short time. (My mother says this was while he was on leave under his furlough, inclosed with her application, and in February, 1864). I do not remember dates.

We had left our home, stock and farm in Athens, in care and charge of some faithful slaves. My Uncle Murdoc McDonald brought my mother and us three children back home in a wagon early in 1865. She says it was about the first

TX

March, just before time to begin planting crops, and they found our larders well stocked with provisions, etc., thanks to faithful negroes. I remember one or two incidents of this trip coming home, as well as a number during our stay at my said Uncle's.

Then I remember at the close of the war a vast number of our soldiers with guns and long bayonets attached, and lines of cannon on two wheel trucks passing by in the street just in front of 40 or 50 feet of our house going West and I heard it said they were being rushed to Austin to get them out of reach of the Yankees, and I remember when my father came home from the war finally to stay, my mother and I saw him come riding away down the street or road, and she ran as fast as she could crying and laughing to meet him. He dismounted from his horse and they met in loving embrace, and my best recollection is that this was just before or shortly after the passing of the cannons.

These are a few of the incidents as related, which made an indelible impression on my childhood's mind, which I state in an effort to corroborate my mother's application and affidavit.

My said mother is now quite frail, bed-ridden, recently lost the use of her right arm and hand, but her mind is apparently bright as ever and her memory is good. About all people living here then or who had knowledge of my father's service in the war are long since dead, in so far as I have been able to ascertain, except my mother and myself. I heard my father relate incidents of his war service a number of times. His said enclosed written furlough just taken from his old trunk from a great mass of his other very old papers, where it has reposed for many years and in the possession of my mother, shows to be very old and an ancient document, and entitled to the fullest credence; there can be

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question or doubt of its genuineness and authenticity,
as also his inclosed commission as Provost Marshall.

I have no interest in this claim than to assist
my mother, - the unselfish interest of a son.

I have written to the War Department at Washington,
D. C., also to our State Archivist at Austin, for any
records they might have pertaining to my father's service
in the war and have two letters from Washington in answer,
which I have had attached to my mother's application herein.

Joe A. McDonald,

Personally appeared before me, the undersigned
authority, Joe A. McDonald, to me well known as a credible
witness, and under oath says the above and foregoing
statement is true and correct, to the best of his in-
formation, knowledge and belief. *this June 1st 1929.*

J. A. Bilco TX
County Judge, Henderson County, Texas.

To All whom it may Concern
 The undersigned John M. McQuinn a private in Captain Sady
 Horvath's Company (9) 3rd Regiment of Infantry U.S. Troops aged
 39 1/2 years five feet ten inches high Fair Complexion
 Black Hair Blue Eyes by Occupation a Justice of the
 Peace & Farmer, was enlisted at Camp Darnell in
 Kaufman Texas on the 2nd day of September 1863 to serve
 for a term of six months when by permission to go to his home in
 Harrison County Texas & furnished transportation to
 Milam, he having made a full length bill the 15th day
 of March 1864 at which time he will report to
 his Command at Camp Darnell or be Considered
 a Deserter
 J. T. Givens at Columbus on the 15th
 day of February 1864

Sandy Horvath

Capt

(TX)

#2

HEADQUARTERS, Tyler, Texas,

JUNE 24. 1862.

*To John M. McDonald**Henderson County, Texas:**Sir:*

You are appointed Provost Marshal for and in your County. You are clothed with all the powers conferred on Provost Marshals by General Order No. 7, issued from these Headquarters on the 14th June, 1862, (a copy of which is herewith enclosed for your information,) and all other powers and duties usual in such cases.

Capt. John C. Robertson, of Tyler, Smith County, Texas, has been appointed Provost Marshal in Chief for the District. You will correspond with him as occasion may require.

~~Be~~ You are also enjoined by the General commanding to encourage the people as rapidly as possible to send in to Col. John D. Stell, at this place, all the double barrel shot guns, muskets, yagers and reasonably large bored rifles they can spare, for sale to the Government. Col. Stell, as Government Agent, will pay money for all such arms.

By order of

Brig. Gen. HENRY E. McCULLOCH.*John Henry Brown*

A. ADJUTANT GENERAL.

45726

#3

HEADQUARTERS, Tyler, Texas,

JUNE 22, 1865

John M. McRae

Headquarters, County, Texas.

Sir:

You are appointed Provisional Sheriff for
and are hereby notified that you are to hold all the
possession of the County of Tyler, Texas, by virtue of
the 12th section of the Act of the Legislature of the 11th
Texas, 1856, in a copy of which is herewith enclosed
for your information, and all other powers and duties
which are and shall be.

Very truly, Sir, your obedient servant,
County, Texas, and have appointed Provisional Sheriff
in place of the Sheriff, who will correspond with
him as regards any business.

You are also enjoined by the General commanding to en-
courage the people as far as possible to send in to Col. John D.
Stell, at this place, all the double barrel shot guns, muskets, razors
and personally to inspect them after they are sent to the Gov-
ernment. Col. Stell, as Government Agent, will pay money for all
such arms.

In order of

(X)

Wm. H. McRae, HENRY E. McRae, Secy.

Wm. H. McRae

A. Assistant Governor

WAR DEPARTMENT

THE ADJUTANT GENERAL'S OFFICE

IN REPLY
REFER TO

O.R.D.

WASHINGTON May 6, 1929.

Respectfully returned to

Harriet Smither,
Archivist, Texas Library and
Historical Commission,
State Library, Austin, Texas.

The name John M. McDonald, Co. G, 3rd. State Troops, Texas Infantry, C.S.A.,
(6 Months, 1863,- 4.) appears on a List of men enrolled into the service of the
Confederate States from the organization named above. List dated Camp Austin, Jan.
31, 1864.

County of residence: Henderson. Age: 39 years. Date & place of enrollment:
Not stated. Remarks: Exempt as Justice of the Peace, upon affidavit and claims
disability. No rank shown.

(There are no muster rolls on file for Co. G, 3rd. State Troops, Texas Infantry,
C.S.A., (6 Months, 1863-4.)

One John M. Henderson is mentioned as a J.P., in Henderson Co., Texas.
No other record found.

C. H. Bridges,
Major General,
The Adjutant General.
By *TC*



45726

WAR DEPARTMENT

THE ADJUTANT GENERAL'S OFFICE

WASHINGTON

IN REPLY
REFER TO ORD

April 4, 1929.

Respectfully returned to

Mr. Joe A. McDonald,
Athens, Texas.

The name John M. McDonald, Justice of Peace, Henderson County, Texas, appears as a signature to a statement subscribed and sworn before him, November 19, 1862.

The name John M. McDonald, Company G, (Captain Tandy Howeth's Company), 3rd Regiment Infantry, Texas State Troops, Confederate States Army, also appears on a List of men enrolled into the service of the Confederate States from the organization named above, dated Camp Austin, January 31, 1864. Age, 39 years; residence, Henderson; remarks: "Exempt as Justice of the Peace upon affidavit and claims disability."

The name John M. McDonald, Justice of Peace, Henderson County, Texas, further appears as a signature to a Claim subscribed and sworn before him, May 11, 1864.

No later record found.

No fees are charged by this office for its official acts.

C H Bridges
Major General,
The Adjutant General.
By *OB*



45726

Howdy! J. M. E. - I'd like to see you Treasurer again
or Comptroller, and our good friend Judge
S. M. T. - Governor. Yours
J. M. E.



"In Re" Mrs. Mary E. McDonald.
 — Application for Widow's
 Pension, To Hon. S. H. Terrell,
 Comptroller,
 Austin —

List of Papers Inclosed — viz: —

- #1. The application with supporting affidavits attached —
- #2. Furlough of dead husband from McDonald —
- #3. { Provost Marshall: Commissions to " " "
 (this is inclosed for what it might be worth) }
- #4. Letter from Adjutant General, War Department
 answering Joe A. McD's inquiry.
- #5. Letter from War Dept. Washington, D.C. to
 Mrs. Smith (Texas State Archivist re.)

TX

COUNTY OF HENDERSON

A. B. COKER, COUNTY JUDGE

JNO. W. BALLOW, COUNTY CLERK
 MRS. MARY JOHNSON, DISTRICT CLERK
 HOBSON GREEN, COUNTY ATTORNEY
 C. C. PHARRIS, SHERIFF
 WILLIE JOHNSON, COUNTY TREASURER
 FRAZIER HOLLAND, TAX COLLECTOR
 JNO. W. WOOD, ASSESSOR



FRANK J. DAVIS, SUPT. PUBLIC INSTRUCTION

J. M. PINKERTON, COMMISSIONER PREC. 1

W. L. BARNETT, COMMISSIONER PREC. 2

A. J. SAYLORS, COMMISSIONER PREC. 3

T. O. MILNER, COMMISSIONER PREC. 4

ATHENS, TEXAS

June 1, 1929-

Hon. S. B. Terrell,
 Comptroller
 Austin, Texas-

Dear Sir:- Inclosed herewith you
 will find my mother - Mrs. Mary E.
 Darnald, application and supporting
 proofs for widows pension. which
 I trust you will find all sufficient
 for granting her a pension allowance.

If you should find the proofs
 insufficient, kindly notify me in
 what respects or particulars, ~~from~~
~~from~~ refusing her application,
 with kindest regards,

Yours faithfully,
 J. W. McDonald

P.S. Be sure to take good care
 of the old furlough & Provost Marshall's
 commission. Especially the furlough,
 it is prized by me very highly & I might
 want it back some time. J. W. McDonald



I, J. B. Brown in explanation of and further supplementing my affidavit herein founded on information, knowledge & belief, do state that my deceased father L. E. Brown was a saddler and harness maker during the war and was exempted from war service, moved his family in 1862 to our home just across the road or street from the John M McDonald home residence in Athens & about 120 feet therefrom.

I am now 72 years old. I remember the occasion about the middle of the war when Mr. McDonald took his wife, the applicant herein, and Joe A. and Bob their two small children, they said, to his brother's home in Anderson County Texas, where they remained while he was away in the war. They all but closed up their home - leaving some, their stock, farm & things in charge of negro slaves who lived on the place in some cabins. My best recollection is that Mr. McDonald's brother brought Mrs. McDonald, Joe & Bob & another son - a baby boy named John back to their said home in a wagon early in the year just before the war closed & it was not long thereafter when Mr. John M McDonald came back home from the war to stay.

(TX)

I, remember well about the soldiers and a
 goodly number of cannon passing along
 the road between ours and the McDonald home
 about the close of the war. We lived at the
 same house there near McDonalds for 7 or 8
 years and then moved to another home in
 Athens. I have lived in & near Athens
 nearly all my life except a few years
 in Kentucky after I was 21 years old.

- J B Brown -

Personally appeared before me the undersigned
 Authority, J B Brown, to well known as a
 creditable citizen and under oath deposes & says
 the above & foregoing statement is true and
 correct to the best of his information,
 knowledge & belief.

this June 14, 1929

- J B Brown -
 - J. A. Cobb
 County Judge, Henderson Co., Tex.

(11)

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of HendersonI, Joe A. McDonald

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late Mrs. Mary E. McDonald, who was a pensioner of the State of Texas, and whose file number was 45726 and whose original county was Henderson

The said pensioner Mrs. Mary E. McDonald, died on the 20th day of July, 1931, in the town of Athens County of Henderson, Texas.

The pensioner died in the home of herself who was related to the pensioner as _____

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 _____

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

I am related to the pensioner as (Friend) her son that my postoffice address is Athens

Street or R. F. D.

Texas

State

Sworn to before me this 25 day of July, 1931Signed Joe A. McDonald

Notary Public in and for _____

Henderson State of Texas.

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

CERTIFICATE OF UNDERTAKER

I, J. R. Lehr, do certify that I am undertaker in the town of Athens, County of Henderson, State of Texas that I had charge of the body of Mrs. Mary E. McDonald, who died in the town of Athens, County of Henderson, State of Texas on the 20 day of July, 1931. That said body was prepared for burial by me on the 20 day of July, 1931, and that I am of the opinion that warrant herein applied for should be issued to the said Joe A. McDonald who makes the foregoing application.

Signed J. R. Lehr

Undertaker.

CERTIFICATE OF PHYSICIAN

I, J. K. Webster, do certify that I am a practicing physician, and that I attended said Mary E. McDonald in ^{er} his last illness, and am of the opinion that his ailments were senility

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.

Signed J. K. WebsterPhysician's Address 206 E. Lyko St. Athens Texas

TX

7-24-31
45726

