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*David*

FORM #

Widow's Application for a Pension

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

3-30-31

Name of Applicant

*Mr. Eugene Fitzgall*

County

*Red River*

Postoffice

*Patton, Texas*

JUN 2 1916

Filed

Approved

*7/3/16*

Pension allowed from

JUN 1 - 1916

Rejected

Commissioner of Pensions

*W. G. Brown*

Compliments of East Texas Genealogical Society www.rootsweb.com/~txetgs

For Use of Widows of Soldiers who are in Indigent Circumstances

THE STATE OF TEXAS

COUNTY OF Anderson

I, Mrs. Lizzie Fitzgerald, 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 J. E. Fitzgerald deceased, who departed this life on the 19 day of Oct. 1905, in the county of Anderson, 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 18th day of Jan. 1871, in the county of Anderson, in the State of Texas.

My husband, the said J. E. Fitzgerald, 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? 63 years of age.
2. Where were you born? Union Parish, Louisiana.
3. How long have you resided in the State of Texas? Since 1868 - continuously.
4. How long have you resided in the county of your present residence? And what is your postoffice address? Since 1868 - P. O. in R#6 - Palestine, Texas.
5. Did your husband draw a pension? If so give his file number. No.
6. What was your husband's full name? John Chidge Fitzgerald
7. What was the date of his death? Oct 19 - 1905
8. In what State was your husband's command originally organized?
9. How long did your husband serve? If known to you give date of enlistment and discharge. Enlisted in 1864 and served over one year and until end in 1865
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 G - Bate's Regiment - Thompson's Company 13th Regiment

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. Infantry - a volunteer - a private never detailed

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) Lizzie Fitzgerald

Sworn to and subscribed before me, this 31 day of March, A. D. 1916

E. V. Swift

[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, E. V. Swift, County Judge of Anderson County,

State of Texas, on this day personally appeared J. E. Coker + A. J. Overton, 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. Lizzie Fitzgerald, applicant for a pension as the widow of J. E. Fitzgerald

deceased, is in truth and fact the widow of J. E. Fitzgerald 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. E. Coker

(Signature of Witness) A. J. Overton

Sworn to and subscribed before me, this 24 day of June, A. D. 1916

E. V. Swift

County Judge Anderson County, Texas.

[Seal.]

AFFIDAVIT OF WITNESSES

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

THE STATE OF TEXAS, )

COUNTY OF Anderson )

Before me, E. V. Swift, County Judge of Anderson County,

State of Texas, on this day personally appeared J. E. Coker + A. J. Overton, 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 Lizzie Fitzgerald

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. E. Coker

(Signature of Witness) A. J. Overton

Sworn to and subscribed before me, this 24 day of June, A. D. 1916

E. V. Swift

County Judge Anderson 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 Anderson

Before me, J. F. Austin Notary Public, County Judge of Anderson County, State of Texas, on this day personally appeared R. S. Lee & J. M. Emerson 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 the applicant's husband in the Confederate Army; (State fully your source of knowledge):

we served in the same Regiment with Mrs. E. Fitzgerald. Bates Regiment 13<sup>th</sup> Texas Infy. he in Co "G" and we first in Co "D" and later in Co "H" he was there in the spring of 1862 and remained to the end in 1865

(Signature of Witness)

L. J. Gell

(Signature of Witness)

J. M. Emerson  
R. S. Lee

Sworn to and subscribed before me, this 10<sup>th</sup> day of June, A. D. 1916

C. R. Emerson Notary Public  
J. P. Enghair  
County Judge Anderson County, Texas.

[Seal.]



CERTIFICATE OF STATE AND COUNTY ASSESSOR

I, R. M. Sadler, State and County Assessor in the County of Anderson, State of Texas, do certify that Mrs. Ziggie Fitzgerald 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 and fifty Dollars, and of other property, real or personal, or both, of the value of one hundred Dollars.

Given under my hand, this 24 day of June, A. D. 1916

R. M. Sadler  
State and County Assessor.



J. C. JONES, Commissioner

OFFICE OF  
COMMISSIONER OF PENSIONS  
STATE OF TEXAS  
AUSTIN

To the Adjutant General,

War Department,

Washington, D. C.

Dear Sir:

I have the honor to request the military record of J. E. Fitzgerald who is reported to have enlisted in Company Thompson Company, Regiment Bates Reg. 13 Reg. of Texas Infantry

in service in the Confederate States Army.

(TX)

Purpose: The widow person above named is an applicant for a Confederate pension granted by the State, and I desire to verify his proof of service.

Very respectfully,

J. C. Jones  
Commissioner of Pensions.

33311

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON June 30, 1916.

Respectfully returned to the

Commissioner of Pensions,  
State of Texas, Austin.

On return of 13th Texas Infantry,  
(Bates Regiment), C.S.A., for Novem-  
ber, 1864, J. E. Fitzgerald was  
reported to have enlisted November  
18, 1864, at Velasco. There are  
no rolls on file of 3d Company G  
(commanded by Captain Thompson),  
of this regiment, and no further  
record of Fitzgerald has been found.

*H. H. Van*  
The Adjutant General.

Received A G O JUN 29 1916

APPLICATION FOR MORTUARY WARRANT

THE STATE OF TEXAS,

County of Anderson } I, W. H. Fitzgerald

do hereby certify that I am the person to whom is entrusted the paying of the accounts and indebtedness of the late Mrs N. L. Fitzgerald, who was a pensioner of the State of Texas, and whose file number was 33311 and whose original county was Anderson

The said pensioner Mrs N. L. Fitzgerald, died on the 25<sup>th</sup> day of March, 1931, in the town of Palentine

County of Anderson, Texas.

The pensioner died in the home of Daughter Mrs. Wm. F. Stevens who was related to the pensioner as Daughter of N. L. Fitzgerald

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 N. L. Fitzgerald

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) Sam that my postoffice address is Box 100, Palentine Texas

Street or R. F. D. Palentine City Texas State

Sworn to before me this 1st day of April, 1931 Signed W. H. Fitzgerald

Notary Public in and for Anderson State of Texas

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

CERTIFICATE OF UNDERTAKER

I, W. H. Bailey, do certify that I am undertaker in the town of Palentine, County of Anderson, State of Texas

that I had charge of the body of Mrs N. L. Fitzgerald, who died in the town of Palentine, County of Anderson, State of Texas

on the 25 day of March 1931. That said body was prepared for burial by me on the 25 day of March 1931, and that I am of the opinion that warrant herein applied for should be issued to the said \_\_\_\_\_ who makes the foregoing application.

Signed W. H. Bailey Undertaker.

CERTIFICATE OF PHYSICIAN

I, R. H. McLeod, do certify that I am a practicing physician, and that I attended Mrs. N. L. Fitzgerald in 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 R. H. McLeod, M.D. Physician's Address Palentine Texas

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3-30-31

33311  
Law-4-2-31

WARRANT FOR MORTUARY WARRANT

THE STATE OF TEXAS

County of \_\_\_\_\_ State of Texas  
do hereby certify that I have examined the records and indices of the State of Texas and have found that the late \_\_\_\_\_ who was a resident of the State of Texas and whose final county was \_\_\_\_\_ died on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_ in the town of \_\_\_\_\_ County of \_\_\_\_\_ Texas.

The person died in the home of \_\_\_\_\_ who was related to the deceased. 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 person.

*Handwritten signature*  
APR 2 - 1931  
COUNTY CLERK

I further certify that the amount for the funeral expenses has not been paid in full and that I am related to the person as (to be) \_\_\_\_\_ that my office address is \_\_\_\_\_ County of \_\_\_\_\_ Texas. I have before me \_\_\_\_\_ who is a public in and for \_\_\_\_\_ State of Texas.

I do certify that I am undersigned in the \_\_\_\_\_ State of \_\_\_\_\_ who died in the \_\_\_\_\_ State of \_\_\_\_\_ That said body was prepared for burial by me \_\_\_\_\_ and that I am of the opinion that \_\_\_\_\_ warrant herein applied for should be issued to the said \_\_\_\_\_ in a manner the following application \_\_\_\_\_

I do certify that I am a practicing \_\_\_\_\_ in the last illness and \_\_\_\_\_ an of the opinion that his will was \_\_\_\_\_ I further certify that I am of the opinion that the \_\_\_\_\_ was and whose records should be issued in \_\_\_\_\_ the name of the \_\_\_\_\_ with \_\_\_\_\_ by the \_\_\_\_\_ Legislature and approved March 9, 1929.

