

Box 32554

cut. 89191

Elyah, Brown (widow) 8

(12)

CLAIM FOR WIDOW'S PENSION.

BRIEF in the case of *Elizabeth Brown*, Widow of *John W Brown*

resident of *Webster* County and State of *Mo*
Post Office address *Marshall Mo*

DECLARATION AND IDENTIFICATION IN DUE FORM.
PROOF EXHIBITED.

Service. *A.G. reports John W Brown enrolled 24 March 62*

Death. *Died in Action Aug 16, 1862*

Admitted without increase; see endorsement of this claim on case.

Marriage. *allied 28 Dec 49. Shown by testimony of two oppositresses.*

Names and dates of birth of children. *4. Names & ages given*

Loyalty. *Declared*

Agent and his P. O. address. *John W Richardson, Springfield Mo.*

Admitted *Jan 12th*, 1867, to a Pension of \$ *8.00* per month, commencing *Aug 17th*, 1862.

Appd. *S. A. S.* *W. Whitaker*, Examining Clerk.

17. Apr. 6 66
21. Apr 22/66

Original

State of Missouri, ss.
County of Green

Be it remembered, That
on this 15 day of June
1863

A. D. 1863, personally appeared before me M. J. Hubble
a Justice of the Peace within and for the County and State aforesaid,
Elizabeth Brown a resident of the County of Wibaux and
State of Missouri aged 3 years, who being by me first duly sworn according
to law, declares that she is the widow of John M. Brown who was of
Missouri in Company 16 commanded by Capt. Moore in the 14
Regiment of Mo. Inf. in the war of 1861, who died at Fort Halle
in the State of Missouri on or about the 16 day of August A. D. 1862,
from the effects of a gunshot wound in the left breast

Jack
The further declares that she was married to the said John M. Brown on the 14 day of October A. D. 1861, that her husband, the aforesaid
John M. Brown, died on the day above mentioned, and was last paid
by Major to include the day of June A. D. 1862,
and that she has remained a widow ever since that period, as will more fully appear by
reference to the proof hereto annexed; and that she has not, in any manner, been engaged in,
or aided or abetted the Rebellion in the United States. She further declares that there is no
public or private record of said marriage, and that it is impracticable to procure testimony
of any witnesses of the marriage; but that she does herewith forward the best evidence which
can be obtained of said marriage.

She makes this declaration for the purpose of securing the Interest
to which she may be entitled under Act
of Congress, approved the 14 day of July A. D. 1862. She further declares
that John M. Brown died, leaving the following children under sixteen
years of age Mary M. Brown born Dec 11 1860 Wm. R. Brown
May 1 1862 Robert P. Brown Sept 1 1862 James B. Brown
born Sept 1 1862 who reside in the County of Wibaux State of Missouri.

Elizabeth X Brown
mark
SIGNATURE OF WIDOW

Also personally appeared Mary Ann Burrow and James D. Burrow
residents of the County of Wibaux and State of Missouri, persons whom
I certify to be respectable and entitled to credit, and who being by me duly sworn, say that
they were present and saw Elizabeth Brown sign her name to the foregoing decla-
ration; that they well know the said Elizabeth Brown and have known her
for the period of 17 years, and know her to be the identical person she represents herself
to be, and that they have no interest in the prosecution of this claim. They further say that
they well know the said John M. Brown, deceased, as well as the widow, the
aforesaid applicant, and have known them for the period of 17 years; that they
lived together as man and wife up to the time of his death, and that he, the said John M. Brown,
deceased, has often acknowledged in their presence that
Elizabeth Brown, the aforesaid applicant, was his wife; that they
were acquainted in the neighborhood by all who knew them, and so believed by these witnesses, and that
no were of, exclusive of the marriage of John M. Elizabeth Brown and John M. Brown
say that she has claimed a widow's allowance since the death of the said John M. Brown.

Mary Ann Burrow
SIGNATURE OF WITNESS
James D. Burrow
SIGNATURE OF WITNESS

Sworn to and subscribed before me, this 15 day of June A. D. 1863, and
I hereby certify that I have no interest, direct or indirect, in the prosecution of this claim.

M. J. Hubble
Circuit Court Clerk

M. J. Hubble
notary

I, Elizabeth Brown the aforesaid applicant, do hereby constitute and appoint **JOHN M. RICHARDSON**, of Springfield, Missouri, my attorney in fact, to prosecute said claim, and receive and receipt for, in my name and stead, all moneys payable under it.

Mary Berrou } Elizabeth Brown ^{her} mark _{ADJUTANT SHERIFF}

The foregoing Power of Attorney, was subscribed by Elizabeth Brown in my presence, and acknowledged by him to be his act and deed, for the purposes therein stated, before me, this 5 day of June, A. D., 1863.

APPLICANT'S POST OFFICE ADDRESS:
Marshfield } M. J. Moore _{OFFICE SHERIFF}
Webster Co Mo } Circuit Court Clerk

Application of
Elizabeth Brown
For
Patent

JOHN M. RICHARDSON,
Attorney for Claimant,
SPRINGFIELD, MO.



Adjutant General's Office,

Washington, D. C.,

August 27th 1863.

Sir:

I have the honor to acknowledge the receipt from your Office of application for Pension No. 28347, and to return it herewith, with such information as is furnished by the files of this Office.

It appears from the Rolls on file in this Office, that John W. Brown was enrolled on the 24th day of March, 1862, at Lima Creek, and mustered into the ~~Missouri~~ ^{Missouri} State service as a Private in Co. K 5th Regiment of Missouri State Militia Volunteers, to serve during the war.

The Muster Rolls of Co. K of that Regiment for the months of July & August, 1862, (covering the period of his alleged death & discharge) are not on file in this Office; the proper authorities having, thus far, neglected to furnish them, though repeatedly notified of their neglect.

I am, Sir, very respectfully,

Your obedient servant,

Samuel DeLoach

Assistant Adjutant General.

The Commissioner of Pensions,

Washington, D. C.

Memoranda.

Name of applicant, Elizabeth Brown

Address, Marshfield

S. H.

2

Mo.

Adjutant General's Office,

Washington, D. C.,

January 17 1865

Sir:

I have the honor to acknowledge the receipt from your Office of application for Pension No. 28,372, and to return it herewith, with such information as is furnished by the files of this Office.

It appears from the Rolls on file in this Office, that John W. Brown was enrolled on the 24th day of March, 1862, at Linn, Ark. in Co. D, 8th Regiment of Miss. Cav. S. Mil. Volunteers, to serve 3 years, or during the war, and mustered into service as a Private on the 14th day of April, 1862, at Linn, Ark., in Co. D, 8th Regiment of Miss. Cav. S. Mil. Volunteers, to serve 3 years, or during the war. On the Muster Roll of Co. D of that Regiment, for the months of July and August, 1862, he is reported a Private. Willad. in action at Loan, Jack. Jackson Co. Aug. 16. 1862.

I am, Sir, very respectfully,

Your obedient servant,

Assistant Adjutant General.

The Commissioner of Pensions,
Washington, D. C.

Memoranda

Name of applicant

M. A. Address

Department of the Interior,
PENSION OFFICE,

Jan 11, 1865

Sir:

You are respectfully requested to furnish official evidence of the enrollment, muster, service, duty, and cause of death of John W Brown, who was a private in Co. K, 8 Regiment of Cal Me S. Mil Vols. reported died Aug 16, 1862. of wounds received in battle of Stone fort. Mo.
Please attach this Circular to your report, and return the same to this Office.

No. 28,347

Respectfully, &c.

Joseph M. Barrett

Commissioner.

Adjutant

Gen'l U. S. A.

Sb

2

13/03

28.347

Sb

State of Tennessee
Franklin County

I John G. Crooks clerk
of the County of said County certifi that Marriage
License was issued to John W. Brown and
Elizabeth Burrough on the 25th December 1849
as appears of record in my office given under
my hand & Seal of office July 20th 1866
John G. Crooks Clerk



Tennessee
State of Franklin County

I The J. Finck Chairman & presiding magistrate of the County Court
in and for the County of Franklin, and State of Tennessee,
do hereby certify that John, G. Crooks whose Name and
Signature appears to the foregoing Certificate, is now & was
at the time of signing the same the Clerk of the County
Court of said County of Franklin & State aforesaid, and that
he was duly elected and qualified as Clerk of said County
Court and that his Signature to said Certificate is genuine
And that his Attestation ~~is~~ is in due form, and that
the Seal thereto annexed is the Seal of said County Court
and that full faith and credit is due, and should be
given, to all of his official acts, as Clerk of said County
Court, (Witness my hand and Private Seal (there being
no official Seal of office) this the 21st day of July
A. D. 1866

m. h. h. h. h.

3

John Finck
Chairman of County Court

1

1

I have the honor to acknowledge the receipt of your letter of the 10th inst. in relation to the application of John J. [unclear] for a pension. The same has been referred to the proper authorities for their consideration.

1

I am, Sir, very respectfully,
 Yours truly,
 [Signature]

Copy of license



I have the honor to acknowledge the receipt of your letter of the 10th inst. in relation to the application of John J. [unclear] for a pension. The same has been referred to the proper authorities for their consideration.

W. B. [unclear]

PROOF OF NAMES AND DATES OF BIRTH OF CHILDREN FOR WHOM INCREASE OF PENSION IS CLAIMED UNDER ACT OF JULY 25, 1866

STATE OF Missouri
 COUNTY OF Sacred
 On this 12th day of January A. D. 1880 personally appeared Anna Sewell of Sacred County, State of Missouri

who, being duly sworn, deposes and says that she was well acquainted with John W. Brown late a Soldier in Co. 8th Regiment U. S. Army who was killed in the service of the United States on or about the 16th day of August 1862

That she has been acquainted with Mrs. Elizabeth Lundy ^{late} John W. Brown for 16 years, and knows her to be the widow of said John W. Brown who left surviving him the following-named children under sixteen years of age, and none others, who were born as hereinafter stated:

<u>William Henry</u>	born <u>8th Dec.</u>	18 <u>54</u>	living at <u>Sacred</u>
<u>Robert Samuel</u>	born <u>10th Sept</u>	18 <u>57</u>	living at " " "
<u>James Ramay</u>	born <u>1st Febry</u>	18 <u>61</u>	living at " " "
_____	born _____	18 _____	living at _____
_____	born _____	18 _____	living at _____

Deponent further says that she is well informed as to the date, name, and place of birth of the following named child ^{of} said soldier, to wit: that at the birth of the child:

That she was present and assisted at the birth of the child James Ramay, who was born the 1st Febry 1861. That she saw said mother Elizabeth Brown just after the birth of William Henry, and that this affiant attended said mother during her confinement, when the said William Henry was born on the 8th Dec, 1854. That she also nursed the said child Robert Samuel and known him to be the child of said deceased, that he was born on the 10th Sept 1857. That all of said statements are within her personal knowledge.

And I further say that I have no interest, direct or indirect, in the prosecution of this claim.
C. P. Churchill } Anna Sewell
Elizabeth Lundy } mark
2 witnesses if X is made.

Sworn to and subscribed before me, the day and year above written, and I further certify that the witness herein is a respectable person and entitled to credit, and subscribed and made oath to the above statements, and that I have no interest, direct or indirect, in the prosecution of this claim. Contents made known to all parties before signing and executing the same.

I Certify that _____ before whom the foregoing declaration and affidavit is made, is a _____ duly authorized to administer oaths, and that the above is his signature.
 In Witness Whereof, I have hereunto set my hand and official seal, this _____ day of _____ 1880

Clerk of the _____ Court.
*The witness will here give a separate account of the birth of each child, with name, date, and place of birth, the capacity in which present whether as "physician," "midwife," "nurse," "acquaintance" or "friend," and if not present state fully and in detail all facts and circumstances which go to show the knowledge of witness as to fact of date and place of birth, in accordance with paragraph 3 of our Order No. 30.
 If executed before a Justice of the Peace, or a Notary not having a certified copy of his commission on file in the Pension Office, a certified copy of the Clerk of Court as to the official character of the officer must be added.
 SANBORN & KING.
 Washington, D. C.
 Box 796.

Additional Evidence
in Case of
Jesse J. Jones, Guardian
of the Property of
John W. Brown,
Deceased.



19/22

89191

No. 2834

ACT OF JULY 14, 1862.

Elizabeth Brown, Webster Co Mo
Wid of John W. Brown, mo
Co. 1st Reg. "40" 8. Mo. Cav.
Died at Lone Jack Mo
Aug. 16. 1862 of a wound

Pension Office,

July 28th 1863.

Respectfully referred to the Adjutant
General, for official evidence of service
and death.

Joseph H. Barrett

Commissioner.

Mine

Received, July 25 1863.

John W. Richardson
Springfield
Mo

Attorney.

Cu to show no hand of mar
or an affidavit cannot be taken
by the officers' clg.
Mrs Kate Ser 0.1K
~~16 to 182 den~~ June 11/65

Cu for mar.

Nov 7/65

17 July 26/66

The claim may be
allowed without the
increase. J.M.

July 12/67

DECLARATION OF A WIDOW FOR RESTORATION OF PENSION.

(Act of March 3, 1901, Amending Section 4708, Revised Statutes.)

State of Missouri, County of Laclede, ss:

On this 1st day of June, A. D. one thousand nine hundred and eight, personally appeared before me, a Notary Public within and for the county and State aforesaid, Elizabeth Lively, aged 68 years, a resident of Laclede, County of Laclede, State of Missouri, who, being duly sworn according to law, makes the following declaration for the purpose of having her name restored to the pension roll under the act of March 3, 1901, amending section 4708, Revised Statutes:

That she was formerly pensioned as widow of John W. Brown, who died in battle, 1862, by reason of wound or injury received or disease contracted while serving as private in Co. H, 5 Regt. Mo. I. M. in the war of 1861-65. That she was his lawful wife during the period of his service in said war, and that she remained his lawful wife to the date of his death.

That her pension was paid by the United States pension agent at Laclede, Mo. and that the number of her pension certificate was 12345. That she never received any other pension from the United States nor made any other application for pension.

That her pension terminated because of her marriage to William Lively. That said marriage took place Sept. 23, 1868, at Lebanon, Mo. That said husband died 1870, at Ill. (or) That she was divorced from said husband, upon her own application and without fault on her part, on the day of 1875. That said husband did not serve in the Army or Navy of the United States.

That she did not marry again after the death of the soldier except to William Lively named above.

That she is without other means of support than her daily labor and an actual net income not exceeding two hundred and fifty dollars per year.

That her post office address is Lebanon, County of Laclede, State of Missouri.

Attest: J. Brown, Elizabeth Lively, Claimant's signature.

ATTEST: (1) Lively & Johnson



Also personally appeared J. B. Brown residing at Laclede Co. Mo. and Fancy E. Johnson residing at Laclede Co. Mo. persons whom I certify to be respectable and entitled to credit and who, being by me duly sworn, say that they were present and saw Elizabeth Pivly the claimant, sign her name (or make her mark) to the foregoing declaration; that they have every reason to believe from the appearance of said claimant and their acquaintance with her of 25 years and 30 years, respectively, that she is the identical person she represents herself to be; and that they have no interest in the prosecution of this claim.

J. B. Brown
Signatures of
Fancy E. Johnson
Identifying witnesses.

Sworn to and subscribed before me this 1st day of June, A. D. 1901

and I do hereby certify that the contents of the above declaration &c., were fully made known and explained to the applicant and witnesses before swearing, including the words

If any words have been erased in this affidavit, enter them here. _____ erased, and the words _____ added.

If any words have been added in place of any erased, enter them here.

My Commission expires 10/1/01
at Warrington Va
John A. Pond
Notary Public for the State of Mo.
Signature
Official Character

The essential elements of title under the act of March 3, 1901, are as follows:
First.—The claimant must have been the lawful wife of an officer or enlisted man in the Army, Navy, or Marine Corps of the United States during the period of his service in any war.
Second.—Her name must have been placed or shall hereafter be placed on the pension roll, because of her husband's death as the result of wound or injury received or disease contracted in such military or naval service.
Third.—Death of, or divorce from, the husband to whom she was married after the death of the soldier or sailor on whose account pension is claimed. If divorced from said husband, such divorce must have been secured upon her own application and without fault on her part.
Fourth.—The claimant must be without means of support other than her daily labor and an actual net income not exceeding \$20 per annum.
Fifth.—A statement by claimant, under oath, is required, showing the value of her property and the amount of her annual income from all sources, aside from the proceeds of her daily labor. This statement must be corroborated by the testimony of credible witnesses who have knowledge of the facts.
Sixth.—That the claimant is not already in receipt of a pension from the United States.
Seventh.—Where the pension has accrued to a helpless or idiotic child, or a child or children under the age of 16 years, such child or children must be a member or members of claimant's family and cared for by her in order to give her title to restoration under this act.
The claimant's statements upon this point must be corroborated by the testimony of credible witnesses, and the guardian of such child or children, if under guardianship.
Under the terms of the act the benefits are confined to those who have been pensioned, or are entitled to pension, under the general laws, and its provisions are not extended to those who have been pensioned, or may hereafter be pensioned, under the act of June 27, 1890, as amended by the act of May 9, 1900, or to those whose pensions are based on service only.
Pension commences from the date of the filing of the application in the Pension Bureau, after March 3, 1901.
No claim agent, attorney, or other person, shall be entitled to any compensation for services rendered in prosecuting a claim under the act of March 3, 1901.

To be executed before some officer of a court of record having custody of its seal, a notary public, justice of the peace, or other officer authorized to administer oaths for general purposes. If such officer is not required by law to have and use a seal, his official character, signature, and term of office must be certified by the proper State, county, or city officer under his official seal, unless such certificate has been filed in the Bureau of Pensions for general reference.
Testimony in support of allegations made in a declaration may be taken before any officer whose authority and signature are duly certified, and who shall disclaim any interest, direct or indirect, in the prosecution of the claim.

Widow 879, 1910
no. of 105244
WIDOW.

CLAIM FOR RESTORATION.
ACT OF MARCH 3, 1901.

Claimant Elizabeth Pivly
Soldier John M. Brown
Service C. S. M. S. Co. 6th

FILED BY
Mrs. Henry J. Mullock
J. B. Brown

Printed and sold by W. O. ...
W. H. Moore & Co., 311 1/2 ...

State of Missouri, County of Laclede, ss

In the matter of the Pension claim of Elizabeth Dively as Wid of John W. Brown Co. #18 Regt W.S.M.

Personally came before me, a Notary, Justice or Clerk of Court, in and for the aforesaid County

and State, J. B. Brown, Name of witness, aged 40 years,

and Lucy E. Johnson, Name of witness, aged 30 years

citizens of the town of Stanton, Post-Office address, Give Street and No. if in city or town.

County of Laclede, State of Missouri

well known to me to be reputable and entitled to credit, and who being duly sworn, declare in relation to aforesaid case as follows:

that they are both well acquainted with above named claimant and her circumstances. the claimant is very poor having no property of any description and is not able to work she depends on her children for support who are also poor and they are neither of them legally bound to support her.

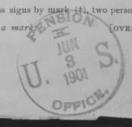
Affiants further declare that they have no interest in said claim and are not concerned in its prosecution.

J. B. Brown
Lucy E. Johnson
Signature of Affiants.

NOTE.—In the execution of papers and evidence, whenever a person or witness signs by mark (i. e., two persons who can write must attest the signature by signing their names opposite. The official before whom papers are executed is not a competent witness in a matter (OVER.)

no property dependence

2



Sworn to and subscribed before me this day by the above-named affiant; and I certify that I read said affidavit to said affiant and acquainted ~~him~~ with its contents before ~~he~~ executed the same. I further certify that I am in no wise interested in said case, nor am I concerned in its prosecution and that said affiant ~~is~~ personally known to me: that ~~he~~ ^{is} a credible person and so reputed in the community in which ~~he~~ resides.

Witness my hand and official seal this _____ day of _____, 190

*My cert. for admission
file in the prison of
John A. Parrot
And Sign
at Washington
D.C. Nov. 11-98
Mrs. 11-1902*

This can be executed before any officer authorized to administer oaths for general purposes. If such officer uses a seal, certificate of Clerk of Court is not necessary. If no seal is used, then such certificate must be attached.
Write an affidavit just as you would write a letter, stating all the facts, circumstances, and places you can remember and if of your own personal knowledge and observation, and state ~~what you believe to be~~ true.

Record

No. 145-288

GENERAL AFFIDAVIT.

CASE OF

Elizabeth Sully

AFFIDAVIT OF

*J. B. Brown
Lucy E. Johnston*

FILED BY

*Mrs. Lucy E. Mallett
Elizabeth M.*

Printed and sold by W. F. Brown & Co., 111 Broadway, New York, N. Y.

P.B.F.

RECORD DIVISION.

Department of the Interior,

BUREAU OF PENSIONS.

Briefed by *HLL*

Claim No. *W.C.F. 89191*

Certificate No. *W.C.F. 14524*

Claimant

Soldier *John W Brown*

Service *10 8 mo. 1 mil. Cav.*

(Capt. March 60 mo 3 mil. 42 Rev mos mil)

Additional Service

other
No Claim, New Records *Sept. 5-1901*

No Claim, Old Records

REMARKS:

Records corrected

G. Knapp

Renewal WIDOW'S PENSION

act of March 3, 1901

Claimant Elizabeth Braun, nee Sively Soldier John W. A. Brown
 P. O. Sebanon, Rank Private Co. A
 County Dade, State Missouri Regiment 8 Mo. Inf. Vol. Cav.
 Rate, \$ 12 per month, commencing June 3, 1901, and
 and \$ 2 a month additional for their child, as follows:

SOUTHERN.	By former marriage	(Born, _____)	(Sixteen, _____)	Commencing _____
	By last marriage	(Born, _____)	(Sixteen, _____)	" _____
		(Born, _____)	(Sixteen, _____)	" _____
		(Born, _____)	(Sixteen, _____)	" _____
		(Born, _____)	(Sixteen, _____)	" _____
		(Born, _____)	(Sixteen, _____)	" _____
		(Born, _____)	(Sixteen, _____)	" _____
		(Born, _____)	(Sixteen, _____)	" _____
		(Born, _____)	(Sixteen, _____)	" _____
		(Born, _____)	(Sixteen, _____)	" _____
		(Born, _____)	(Sixteen, _____)	" _____

Payments on all former certificates covering any portion of same time to be deducted.
 All pension to terminate _____, 1____, date of _____

No RECOGNIZED ATTORNEY. REFLECTED

Name _____ Fee, \$ _____ Agent _____ to pay.
 P. O. _____ Articles filed _____, 1____

APPROVALS.

Submitted for Special Examination Nov. 26, 1901 D. Kehr, Examiner.
in perfect condition March 5, 1902
 Approved for renewal of claimant's pension as per report of Special Examiner
as right to same is established and pension should be renewed
 _____ which has been legally accepted.
Nov 10, 1901 J. M. Williams Medical Examiner.
Nov 13, 1901 J. H. Bell Medical Referee.

IMPORTANT DATES.

Enlisted March 24, 1862 Former marriage of soldier _____
 Mustered _____ Death of former wife _____
 Discharged, not Former marriage of claimant _____
 Died August 16, 1862 Death of former husband _____
 Declaration filed June 3, 1901 Claimant's marriage to soldier Dec. 28, 1849
 Invalid appl'n filed, none Claimant remarried September 25, 1868
 Invalid last paid to _____
 Claimant does not write. W. C.
* Claimant dead

87191
1/22

No. 83673

ACT OF JULY 14, 1862.

Jesse J. Jones

Lacide com.

Edward. minor of

John Wesley Brown

W. C. 41. 8 W. S. M. Co.
(kept mine Co. no. 5 mil. it 2 Ben. maps mil.)

Died at Lac. 23/10/60

August 14/62 killed

Wid 28347

Received January 22, 1870.

Samuel D. King

Presant
Attorney.

h

Stewart's Agency

Ch 26 pp

See Copy of [unclear]

July 9/70

Su Sub

579

No. 145244

Missouri
St Louis Agency.

William B 7 Dec 1870

Robert S 9 Sept 1874

James B 31 Jan 1877

MINORS OF

John W Brown

Rank Priv Co. 2nd
Regt. 8 Mo S M Co 1st Div

Rate per Month, \$ 8

Commencing 26 Sept 1868

Ending 31 Jan 1877

Additional sum of \$2 per Month for each
of the above-named children, until arriving at the
age of 16 years, commencing 26 day
Sept, 1868.

Certificate dated 12 Oct 1870

Sent to Gen agent
(Saubon & King attys)

Acts July 14 1862.

Book 6 Vol. 17 Page 19
W A Wall, Clerk.

Jan 11/94 Mrs E. Dively informed that
she was pensioned as widow of Prager
from Aug 17. 1862. to Sep 25/68. MAH

See Wid.
Cof 89191
1 EP.

JUN 21 1901

Quar. 9-4-1907.

South Div.
Wm. Cook No. 89, 191
Elizabeth Brown, nee Sively,
John M. Brown,
H. & Mrs. S. M. Col. Cas.

Department of the Interior,

RECEIVED
SOUTH DIVISION
AUG 6 1907

BUREAU OF PENSIONS,

Washington, D. C.

DK. Ex'r.
GENERAL AUDITOR FOR
THE INTERIOR DEPT.
AUG 31 1907
OFFICE OF
THE CHIEF OF
PENSION DIVISION.

August 30, 1907

SIR :

For use in the above-entitled claim for pension, you are requested to furnish this Bureau with a report showing date of last payment to Elizabeth Brown (now Sively) as widow, and stating whether she was paid increase for children from July 25, 1866, to Sept. 25, 1868,

certificate No. 89, 191 (widow), Saint Louis Agency,
who remarried September 25, 1868. 1907

Very respectfully,

The Auditor for the Interior Department,
Treasury Department,
Washington, D. C.

M. Clay Gault
Commissioner.

REPORT.

Payment made _____, 1907

U. S. PENSION OFFICE
SEP 15 1907
S. D.

2

REPLY SHOWING PAYMENTS.

Treasury Department,

OFFICE OF THE
AUDITOR FOR THE INTERIOR DEPARTMENT.

Sept 11, 1901

To the Commissioner of Pensions.

Sp: In reply to your letter of *Aug. 30* in case of
Elizabeth Brown Certificate *89.191*
St. Louis Agency, *Widow* Roll,

you are informed that the records of this Office show payment
to have been made at *\$* per month *from August 17*
1862 to September 4. 1868.

Letter herewith returned.

Respectfully,



2 *R. D. Peterson*
Auditor. *SL*

Page 10
State of Missouri
County of Laclede

On this 29, day of December 1861
personally appeared before me a clerk of the
Circuit & County Court of Laclede County Missouri Elizabeth
Brown a resident of Laclede County Missouri
aged thirty two years who being first duly sworn
according to law doth on her oath make
the following declaration, in order to obtain
the benefit of the provision made by the second
section of the act of Congress increasing the
pension of widows and orphans, approved July
25. 1860. That she is the widow John W. Brown
who was a private in Company H of the
eighth regiment commanded by Capt
Moore in the eighth regiment Missouri
State Militia in the war of 1861. And that
by reason of his death in the service afove
said, she has applied heretofore for a
pension at eight dollars per month as
will appear by reference to her applica-
tion numbered 28347 now on file in
the pension Bureau. She further swears
that she has the following named chil-
-dren of her deceased husband & herself
under sixteen years of age who are now
living, the dates of whose birth were as
given below

William Henry, Brown was born Dec 8, 1854

children app. for pension under act July 25. 1860

Robert Samuel Brown was born Sept 10. 1838

James B Brown was born Feb 10. 1861

She further swears & declares that she has not
remarried since the death of her said hus-
band nor has she abandoned the support
of any one of the children above named
nor permitted any one of the same to be adopt-
ed by any other person or persons as his,
her or their child. Her post office address
is Lebanon Laclede County Missouri. She
appoints John W Richardson of Spring-
field Missouri her attorney to prosecute
this claim & asks that all correspon-
dence be held with him relative thereto

attest Elizabeth ^W Brown
mark

Mary A Burrows

B. Burrows

Also personally appeared Barnaby Burrows
& Mary A Burrows, residents of Lebanon
Laclede County Missouri, persons whom I ~~certify~~
certify to be respectable & entitled to credit.
& who being by me duly sworn say that they were
present & saw Elizabeth Brown, sign her name
by mark to the foregoing declaration. And
they further swear that they were both present
& saw John W Brown & Elizabeth Brown mar-
ried. That they were married at Franklin
County Tennessee on the 28, day of December
1849. and that they know her to be the

to be the identical person she represents herself
to be and that they have no interest in the
prosecution of this claim

W. Burrows
Merry A. Burrows

Sworn to & subscribed before me this 29
day of December 1866 and I hereby certify
that I have no interest direct or indi-
-rect in the prosecution of this claim

John L. Burrows Clerk

Jan 9/66

I have some personal
knowledge of the merits
of Mrs. Brown's claim
and am satisfied that
it is just and I hope
the claim will be al-
lowed without delay as
she is in very destitute
circumstances.

J. R. Kelso

Manning



State of Wisconsin
County of Lincoln

I John W. Smith Judge of the Probate Court within and for said County and State hereby certify that on the 10th day of January A.D. 1869, Jesse J. Jones was by this Court duly appointed Guardian of the Person and Curator of the Estates of William Henry born Dec. 10th 1837; Robert Samuel born 10th Sept. 1858; and James Ramo, born Feb. 1861, minor heirs of John Wesley Brown deceased. Said Guardian and Curator is hereby authorized and Empowered to prosecute and defend all suits at law or Equity in which the interests of said minors are involved. And Especially to prosecute the Government of the United States for all benefits and pensions to which the said wards are entitled by reason of the Service and death of their said Father in the Military Service of the United States.

In witness whereof I have hereunto set my hand and affixed the seal of said Court at Office in Seaboard Mo. this 14th day of Dec. 1868.

John W. Smith

John W. Smith
Probate Judge

Certificat of
Shankenship
of
Jesse Jones
Guardian of the
Estate of John Wesley
Pruitt, Decd



PENSION OF MINOR CHILDREN.
(BY LAST MARRIAGE.)

145244
William Henry Brown, Robert Samuel Brown and
James Barney Brown, St. Louis, Children of
John Wesley Brown, Rank, Private
Company, 26
Regiment, 8 Mo. S. M. Co.

Residence of guardian, Laclede County, and State of Missouri

Post Office, Lebanon, Laclede Co. Mo.

Attorney, Sanborn King, Present

Certificate to be sent to M. as per Law, No contracts filed.

Rate of pension, \$ 8 per month, commencing Sept 26, 1868, the date of Widow's remarriage, and two dollars per month additional to each, as follows:

William Henry	{ Born, Dec 8, 1854	Commencing Sept 26, 1868
	{ Sixteen, " 7, 1870	
Robert Samuel	{ Born, Sept 10, 1855	" " 26, 1868
	{ Sixteen, " 9, 1870	
James Barney	{ Born, Feb 1, 1861	" " 26, 1868
	{ Sixteen, Nov 31, 1877	
	{ Born, " 18	" " 18
	{ Sixteen, " 18	" " 18
	{ Born, " 18	" " 18
	{ Sixteen, " 18	" " 18
Mary M., eldest child	{ Born, " 18	" " 13
	{ Sixteen, " 18	" " 18
of the soldier in the year 1864 or the beginning of 1865.	{ Born, " 18	" " 18
	{ Sixteen, " 18	" " 18

Payable to Jesse J. Jones, Guardian.

Payments on all former certificates covering any portion of the same time to be deducted.

ADMITTED, Oct 7, 1870, Geo. W. Livingston, Examiner.
APPROVED, " 18, " Reviewer.

Chief of Division

DATES SHOWN BY PAPERS.

Enlistment,	March 21 st , 1862.	Minors' app. filed,	Jan 22, 1870.
Mustering into rank,	Apr. 14 th , 1862.	Guardian appointed,	Dec 14, 1869
Discharge,	none	Claim completed,	July 25, 1870.
Death,	Aug 16, 1862.	Marriage of parents,	Dec 28, 1849.
Invalid app. filed,	none	Death, or re-marriage of widow,	Sept 25, 1868.
Invalid pension paid to	, 18	Widow paid to {	, 18
	, 18	last time Dec. 1	Sept 14, 1868

CAUSE OF DEATH, Killed in Action PLACE OF DEATH, Lebanon, Jackson Co Mo

(H.)

CLAIM No. 183,673

SOLDIER

John Wesley Brown
Co "C" 8th MS Inf

W.W.

INCIDENTAL MATTER.

ALLEGATIONS OF GUARDIAN.

Loyalty.

None

Other minors.

None

CHARACTER OF PROOF.

Other minors. *None as shown by affidavit Anna Sewell a Credible witness*
Death or re-marriage of widow. *with W. Deely, as shown by public record*

Names of Parents, shown by affidavit of P. Burrows fellow & Burrows her husband
as in the case of the same. The record, in this case, will appear in the same manner.
Guardianship. *W. Deely in case of same as to Jesse Jones*

Dates of birth. *Proved by affidavit of Susan Jones,*

Service. The Adjutant General U. S. A. reports name on rolls as *John W. Brown*
and the rank, company, and regiment, and the dates of *Enlistment & muster in*
as stated on preceding page. He also reports

Death. The Adjutant General reports *Killed in Action at Low Jack, Jackson*
County Aug 16, 1862

Application of Guardian of Minor Children
IN ORDER TO OBTAIN ARMY PENSION, Act July 14, 1862.

This Declaration must be made before a Judge or Clerk of Court of Record, or some officer having custody of its seal.

State of Missouri }
County of Wade } ss.

ON THIS 29 day of November A. D. one thousand eight hundred and sixty two, personally appeared before the Clerk of the Court James J. Jones a resident of Sebanon in the County of Wade and State of Missouri age 40 who, being duly sworn according to law, doth on oath make the following Declaration as Guardian of the minor child John Wesley Brown of Sebanon

deceased, in order to obtain the benefits of the provision made by the Act of Congress approved July 14, 1862, granting Pensions to minor children, under sixteen years of age, of deceased Officers and Soldiers; that he is the guardian of William Henry, Robert Samuel, James Ramey whose father was a Private in Company F commanded by Captain Moore in the 8th Regiment of Missouri commanded by Colonel Joseph M. Perry

in the war of 1861, and that the said John Wesley Brown died at Song Jack on the 16 day of August in the year A. D. 1862, the death was caused by being shot in the field of the Song Jack battle; that the mother of the child enamed on the 25 of September A. D. 1863, and that the date of birth of his said ward me as follows: William Henry born Dec. 8, 1854; Robert Samuel born Sept. 10, 1858; James Ramey born Feb. 1, 1861

He further declares that the parents of his said ward were married at Franklin Co. Tenn on the 28 day of December in the year eighteen hundred and forty by Joseph Cannon Minister of the Gospel

He also declares that he or his ward have not in any manner been engaged in, or aided or abetted the rebellion in the United States, but have always been true and loyal to the Government of the United States; and he hereby authorizes and empowers Sebanon at Sebanon, Wade Co., Mo. to prosecute this claim, and to receive and receipt for any certificate of draft that may be issued for same.

Signature of Claimant James J. Jones

AFFIDAVIT OF WITNESSES

Also personally appeared James A. Jewell and Anna Smith residents of Sebanon County of Wade State of Missouri persons

State of Missouri
County of Laclede

Jesse J. Jones of said County
and State being duly sworn on oath deposes
and says that he herewith presents the
best evidence it is possible for him
to obtain of the dates of birth of the
minor heirs of John W. Brown deceased
that he is unable to obtain the affidavit
of any person who assisted at the birth
of William Henry and Robert Samuel
that the best evidence within his reach
is that of Anna Sewell herewith
sent.

Jesse J. Jones

Subscribed and sworn to before me this
12th day of January 1870. and I hereby certify
that the affiant is credible and respectable
that the contents of this affidavit were
made known to affiant before signing & that
I have no interest whatever in this
claim.

J. H. Littlejohn Clerk
County Court

Specimen
as to birth

2

Additional Evidence
in Case of
George Smith
Franklin D. Smith
Inspector of
Sheriff's Office
Berkeley

DEPARTMENT OF THE TREASURY
PENSION OFFICE
JAN 22 1870

State of Missouri
County of Laclede

Jesse J. Jones said
County and State being duly sworn at oath
deposes and says that Mary M. Jones, the
Eldest Child of John Wesley Brown Co. H.
M. S. W. Cary, Vols, died previous to the
25th day of July 1866, that she died in the year
1864, or the beginning of the year 1865.

Jesse J. Jones
Subscribed & sworn to before me this 13th
day of June 1870 and hereby certify
that the foregoing affidavit was
carefully read and explained to said
deponent before signing, that he is credible
and respectable & that I have
no interest in this claim.
J. H. Greenleaf
Notary Public

Mary died prior
to July 25, 1866

2

Adopted Evidence
in case of
Joseph J. ...
Mandarin & ...
the minor head of
John Wesley Brown.
Dec 1870



DEPARTMENT OF THE INTERIOR
JUN 21 1870
PENSION OFFICE

[Faint, illegible handwritten text, possibly bleed-through from the reverse side of the page.]

State of Missouri }
County of La cado } ss

Be it remembered on the
26th day of September 1888 I
solemnized the Writs of Mat-
rimony between Wm Sevely and
Elizabeth Brown both of
La cado County Mo.

Given under my hand this
3rd day of December A.D. 1889
Wm. Carter M G

Filed & recorded

Dec 4th 1889

J. Halliwell's Recorder

State of Missouri }
County of La cado } ss

I J. Halliwell Clerk of the
County and Circuit Court and
ex officio Recorder do hereby certify that
the foregoing Marriage certificate is truly
copied from the Record of my said
County

In witness whereof I have
hereunto set my hand and
affixed the seal of said
Court at office in Lebanon
this 4th day of Dec. A.D. 1889



Re-Marriage

4

Clerk

Benny

[Faint, mostly illegible handwriting across the top section of the document]

3-337.
(Old No. 3-464aa.)
South Div., D.K., Ex'r.
Department of the Interior,
BUREAU OF PENSIONS,
Washington, D. C. *Aug. 30, 1901.*

Respectfully referred to the Chief of the
Record and Pension Office, War Department,
requesting a full military and medical history
of the soldier *with age at
date of enlistment.*

No other report on file.
Sub Cert. No. 89, 191.
Name, *John W. Brown,*
Co. *A*, 8 Reg't *Mo. S. M. Cav.*
A. C. Gray
Commissioner.

SOUTH DIV.
SEP 3 1901
RECEIVED

17 Address: "Chief of the Record and Pension Office,
War Department, Washington, D. C."

Record and Pension Office,
WAR DEPARTMENT.

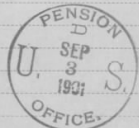
Respectfully returned to the
Commissioner of Pensions.

John W. Brown, age 35 yrs.,
Capt. *Moore's Reg't Co., Mo. S. M. Cav.,*
was enrolled *March 24, 1862,*
and killed in action *Aug. 16, 1862,*
at *Lone Jack, Mo.,* part of *Co. B,*
U. S. Mo. S. M. Cav., to which
desig. changed Major, June '62,
from Co. B, 2 Batt., Mo. S. M.,
which desig. changed April '62.
From *May 1, 1862,* to *Aug. 16, 1862,*
he held the rank of *Sgt.*

and during that period the rolls show him present
except as follows *Capt. 30 & 3, del. in*
Morgan Co., April 12.
No cert on file.

The medical records show him treated as follows

[Large handwritten flourish or scribble]



BY AUTHORITY OF THE SECRETARY OF WAR:
J. A. C. [Signature]
Chief, Record and Pension Office.

Per *[Signature]*
Washington, D. C., **AUG 31 1901**
(COMMISSIONER OF PENSIONS.)

3-448.

INDEX

TO SPECIAL EXAMINER'S REPORT.

Claim of *Elizabeth Lively*

W. No. 89, 191.

PAGES.	NAMES OF WITNESSES, ETC.	Exhibits.	Deposi- tions.	REPUTATION.
1 to	Index			
2 " 5	<i>Anna & Wm. L. Lyles</i> Notice to claimant			
6 to	Summary			
to	Claimant's statement			
8 " 9	<i>Frank Lively</i>		<i>A</i>	<i>Good</i>
10 " 11	<i>Emma J. Brown</i>		<i>B</i>	<i>Good</i>
12 " 13	<i>Anna Barnett</i>		<i>C</i>	<i>Good</i>
14	<i>Repts of A. J. Brown</i>			

1148
SPECIAL EXAMINATION
DIVISION.

DEPARTMENT OF THE INTERIOR,
BUREAU OF PENSIONS.

WASHINGTON, D. C. November 30, 1901.

Mr. Wiley Britton,
Special Examiner,
Springfield, Mo.

Sir:

Find herewith the papers in the claim of Elizabeth Brown, now Lively, who was pensioned as widow of John W. Brown, Co. H, 8th Mo. Cav., by Ctf. No. 89,191, and who was dropped from the rolls on her remarriage to one Lively, and afterward filed a claim for restoration under the Act of March 3, 1901, forwarded to you for the purpose of determining whether the original pensioner is dead, and if so, for investigation to determine who filed the claim for restoration, and forged the signatures to various papers filed, &c., in accordance with instructions contained in the accompanying letter of the Law Division, dated the 26th instant.

Very respectfully,

W. C. Bond
Commissioner.

RZ.

Department of the Interior,

Bureau of Pensions, RECEIVED
NOV 30 1901
S. E. D.

Washington, D. C., Nov. 26, 1901.

The Chief of the
S. E. Division.

Sir:

I herewith forward the papers in the claim of Elizabeth Brown now Lively, to whom pension was granted as the widow of John W. Brown, late private, Co. H, 8th Mo. Vol. Cav., Ctf. No. 89,191, on Jan. 21, 1867, and whose name was dropped from the rolls when she remarried one Lively and who filed a claim for restoration on June 3, 1901, under the act of March 3, 1901.

The papers in this claim were forwarded to the Law Division by the Chief of the Southern Division under the provisions of Order 244, inviting attention to the fact that in a letter received Oct. 10, 1901, signed Frank Lively of Sleeper, Mo., the writer states that he is a son of Elizabeth Lively and that his mother has been dead for four years.

It is requested that the papers be forwarded to a Special Examiner whose territory embraces Lebanon, Laclede Co., Mo., the home of the said Elizabeth Brown now Lively, as given in the declaration for restoration, with instructions to make a thorough investigation, and if it be found that the genuine

DB

2.

Elizabeth Brown afterwards Lively, who was pensioned as the widow of the aforesaid John W. Brown and whose name was dropped from the rolls on account of her remarriage to one Lively, is dead, then to secure evidence which will fully establish her death and the date thereof, together with evidence which will show who it was that forged the name Elizabeth Lively to the declaration for restoration filed June 8, 1901, and filed or caused same to be filed in the Bureau of Pensions.

If it be found that the aforesaid Elizabeth Brown afterwards Lively is dead and that this claim for restoration is a false claim, deliberately filed with a guilty knowledge thereof, and that more than one person was guilty of wilfully filing said false claim, then the Examiner should seek to secure all available evidence to prove the identity of the person or persons guilty thereof who had a guilty knowledge of the fact that they were thus seeking to foist upon the Government a false and fraudulent claim. The Examiner should also secure evidence to show that the name Elizabeth Lively was signed to the said declaration and by whom and that the oath was administered by the officer before whom it purports execution to the party thus signing as Elizabeth Lively, and if the identifying and attesting witnesses have had a hand in filing a false claim, the evidence should show that they signed their names as witnesses to the claimant's identity, knowing that the said claimant was not the identical person whom she

D.H.

3.

represented herself to be and that the oath was administered to them.

This letter should appear as an exhibit in the Special Examiner's report.

Very respectfully,

A. Cuddy
Chief of Law Division.

03.

Wiley Bruffton
Springfield
Mo.
" "

Chief of Post Division.

Very respectfully,

Wiley Bruffton

This letter should have been directed to the Special Agent in Charge.

Very respectfully,
Wiley Bruffton

DEPARTMENT OF THE INTERIOR.

BUREAU OF PENSIONS,
Springfield, Mo., January 25, 1902.
WASHINGTON, D. C.

Hon. H. Clay Evans,

Commissioner of Pensions,
Washington D. C.

Sir:-

Herewith I have the honor to return the papers in the Widow's pension claim for restoration Ctf No. 89,191 of Elizabeth Lively formerly widow of John W. Brown deceased late private company H, Eighth Missouri State Militia Cavalry, war of the rebellion, and to submit the following report:-

The claimant's post office address was Cushing, Oklahoma, Territory, up to her death.-See reply of her son R. S. Brown herewith.

This claim came to this district with Bureau letter of Novr. 30, 1901, with instructions to comply with the requirements of Law Division letter of November 26, 1901, which were for the purpose of determining whether the original pensioner is dead, and if so, for investigation to determine who filed the claim for restoration, and forged the signatures to various papers filed, &c. I first called on and took the deposition of Frank Lively who wrote to the Bureau that his mother Elizabeth Lively was dead. He testifies that his mother was the widow of Reuben R. Lively deceased; that before she married him she was the widow of Calvin Young deceased who was an Illinois soldier in the war of the rebellion; that his sister, Ellen Higg, states that their father had a cousin named William Lively who died soon after the war, and that his widow married a man named Brown.

Anna Barnett, formerly Sewell, and Emma J. Brown testify that

26

the claimant Elizabeth Lively who was the widow of John Brown deceased until she married William Lively, moved to Oklahoma with her daughter Lucy E. Johnson some six or seven months ago; that it was their understanding that she and her second husband Lively, lived together two or three years and then separated; that they never heard that they were divorced.

On returning to my station from Laclede county I wrote to R. S. Brown for the address of his mother, and in his reply he states that my letter and the news of the death of his mother were received in the same mail.

I recommend that the evidence secured in the investigation be submitted to the Chief of the Law Division for his consideration.

The witnesses I have examined in the case bear good reputations for credibility and veracity.

Very respectfully.

Wiley Britton

Special Examiner.

D.H.

DEPOSITION A

Case of Elizabeth Kivley, No. 89, 191.

On this 8th day of January, 1902, at Lebanon, Mo., county of Callaway, State of Missouri, before me, Wiley Britton, a special examiner of the Bureau of Pensions, personally appeared Frank Kivley, who, being by me first duly sworn to answer truly all interrogatories propounded to him during this special examination of aforesaid claim for pension, deposes and says:

I am 35 years of age. My post office address is Slepein, Callaway Co. Mo. I am a laborer.

I am the son of Elizabeth Kivley deceased late of this county. She died four years ago last Sept. She was the wife of Andrew R. Kivley deceased. He, my father, died near here three years ago the 10th or 11th of Oct last. My mother was the widow of Calvin Young deceased at the time she married my father. Her first husband Young, was a soldier in the war of the rebellion and died in the service. Our family moved to this county from Illinois where it was quite small, & I think that Mr. Young enlisted from near Chester, Randolph County, Illinois into an Illinois regiment. My mother was never pensioned as Young's widow. I wrote to the Dept. a couple of months ago about my mother's death. Before she died she made an application for pension while she was the widow of Calvin Young, but we never heard about what was required until a few months ago. A letter came addressed to her at Slepein before I had Mr. Smith write to the Pension Bureau stating that she was dead. I think that the letter & blanks came from some Pension Attorney in Washington. I have made a careful search for said letter & paper & am unable to find them. I have never known any other Elizabeth Kivley in this county than my mother. I have an uncle William Kivley who kept a hotel

at Lathium, Combs Co. a few years ago, but he never lived in this country. I have an uncle Jesse Lively who lives in this country. I have or had another uncle Henry Lively who lived in Colorado, the last I heard of him. I do not know G. B. Brown or L. May C. Johnson. My sister Ellen Higg says that our father had a cousin William Lively who died in this country soon after the war, & that his widow married a man named Brown. I never knew that Lively nor any of his family. The letter shown to me dated Oct. 17, 1902, was not written by me, but by Wm. Harrison Smith & I think that he got the number of the claim referred to from the papers I have mentioned. The letter referred to is the only paper I have sent to the Pension Bureau about the matter. My mother's maiden name was Elizabeth Briggs.

I have heard the above deposition read & I am correctly recorded.

I have no interest in the pension claim of the Elizabeth Lively who is supposed to be living.

Francis Lively

Deponent.

Sworn to and subscribed before me this 8th day of January 1902, and I certify that the contents were fully made known to deponent before signing.

Wiley Britton
Special Examiner.

DEPOSITION *B*Case of *Elizabeth Lively* of No. 89,191.

On this *8th* day of *June*, 1902, at *Lebanon*, county of *Rader*, State of *Missouri*, before me, *Henry Britton*, a special examiner of the Bureau of Pensions, personally appeared *Anna Barnett, formerly Sewell*, who, being by me first duly sworn to answer truly all interrogatories propounded to her during this special examination of aforesaid claim for pension, deposes and says:

I am upwards of 50 years of age. My post office address is *Lebanon, Mo.* I was a young woman grown during the war. I just work around for a living.

I am a sister of *Elizabeth Lively* who formerly lived in this country, but who moved to *Oklahoma* six or seven months ago, address not known, as she has not written to since she went there. She moved there with her daughter *Mary E. Johnson*, wife of *Eljah Johnson*. Up to the time she married *Mr. Lively*, given name not remembered, she was the widow of *John Brown* deceased late of *Webster county*. He was killed in the battle of *Longfork* while serving as a soldier in the *Federal army*. He & my sister *Elizabeth* had six children by their marriage, three dead & three living. The names of the living children are *William Henry*, *Robert Samuel*, & *Samuel Barney Brown*. Her son *Samuel* lives in this country, *William* I have heard lives in *Arkansas*, & *Barney* left this country some time ago, but I do not know where he lives. I have seen *Mr. Lively* my sister's former husband, & I have heard that he is dead, but I do not recollect of hearing when he died. I do not think that they lived together more than two or three years when they separated. I never remained after they separated. If she got a divorce from him

I never heard of it. I do not recollect of hearing what became of him more than that I heard he was dead. I do not know of any one who would know what became of him.

I have no interest in this pension claim. I have heard the above deposition read and am correctly recorded.

Witness: M. W. Mayfield, v. Anna H. Barnett
mark

Deponent.

Given to and subscribed before me this 8th day of January, 1906, and I certify that the contents were fully made known to deponent before signing.

Wiley Britton
Special Examiner.

DEPOSITION 6.

Case of Elizabeth Lively vs No. 89, 191.

On this 8th day of January, 1902, at
Union Pop, county of Laclede
State of Missouri, before me, Wiley Dutton, a
special examiner of the Bureau of Pensions, personally appeared Anna
J. Brown, who, being by me first duly sworn to
answer truly all interrogatories propounded to her during this special
examination of aforesaid claim for pension, deposes and says:

I am 30 years of age. My post office address
is Phillipsburg, Mo. I am housekeeping.
I am the wife of Robert Samuel Brown of this
county. He is the son of Elizabeth Lively, who
was the widow of John Brown deceased until
she married a Mr. Lively whose given name
I do not recollect. I do not know whether
Mr. Lively is dead or not. I have heard that
she & Mr. Lively separated many years ago.
Mr. Brown & I have been married thirteen
years, & his mother Mrs. Lively has lived with
us a good deal of the time. She is living
now with her daughter Lucy C. Johnson, in
Oklahoma. I gave her address at home, but
not with me. I do not have her address sent to you
she left here with her son-in-law's family
for Oklahoma last July, as well as I remember.
Her son-in-law's name is Elijah Johnson. She
has been known as the widow Lively ever
since I have seen her on her. I have never
heard that her husband Lively was dead.
She has lived about Paris for a long time
until she went to Oklahoma. Anna Barnett who
is Mr. Lively's sister, will know her history
since she & Mr. Lively separated. I am satis-
fied that she has not remained since she
& Mr. Lively separated. If she ever got a di-
vorce from him I never heard of it. Her
son James Barnett Brown left here about a

month ago I understood was going to
Oklahoma. My son William Henry Brown was
in Kansas the last we heard of him.
My husband is away from home.

I have no interest in this pension claim.
I have heard the above disposition and
am correctly recorded.

✓ Emma J. Brown

Deponent.

Sworn to and subscribed before me this 8th day of January,
1902, and I certify that the contents were fully made known to deponent
before signing.

Wiley Britton
Special Examiner.

The Address
of Elizabeth Lively
is Cushing
F.C.T.
Send in care of
Mr Elijah Johnson

Yours
Mr E Brown
Phillipsburg
Mo,

DEPARTMENT OF THE INTERIOR,
BUREAU OF PENSIONS.

WASHINGTON, D. C.,
Springfield, Mo., January 12, 1902.

Mr. Robert Samuel Brown,
Phillipsburg, Mo.

Sir:-

Referring to the pension claim Ctf No. 89,191 of Elizabeth Lively, formerly widow of John W. Brown deceased late company H, Eighth Missouri State Militia Cavalry, for restoration, I have to say that I called at your house a few days ago to take your deposition, and you were not home. I took your wife's statement, but she could not recollect your mother's post office address, and promised to send it to me. She has not done so. With the return of this letter in the inclosed envelope which does not require a stamp, please write your mother's post office address on the space below. Attend to the matter at once, please.

Very respectfully.

Wilbur Britton
Special Examiner.

*spurs received and in same
mail rec'd the sad news of
mother's death, at Cushing O.T.
O.H. Payne Co. R.S. Brown*

Wid. Ctf. 89,191,
Elizabeth Brown, widow of }
John W. Brown, }
H, 8" Mo. Cav. }

LAW DIVISION,
March 1, 1902.

Respectfully referred to the Chief of the Southern Division, inviting attention to the report of special examination had in this claim under instructions from this Division bearing on the identity of the claimant for restoration under the act of March 3, 1901.

From the report of special examination and the correspondence had in the premises it appears that Elizabeth Lively was formerly the widow, Elizabeth Brown, who was pensioned on account of the service of this soldier, John W. Brown, and that she recently died at Cushing, O. T.

Further action by this Division is not contemplated.

J. W. Cuddy
Chief of Law Division.

LAW DIVISION

RECEIVED
FEB 11 1902
DEPARTMENT OF THE INTERIOR,
BUREAU OF PENSIONS,

Washington, D. C., February 11, 1902.

To the
Postmaster,
Cushing, Oklahoma.

Sir:

In the claim for restoration of Elizabeth Brown, now Lively,
former widow of John W. Brown, Co. H, 8th Missouri Vol. Cavalry,
Certificate No. 89,191, it has been alleged that this claimant,
J. W. Brown and Lucy E. Johnson left Lebanon, Laclede Co., Mo.,
for your town during the past year, and that the claimant died at
Cushing within the past few months.

It is desired to verify these allegations; and to this end,
will you kindly cause inquiry to be made, and report the results
thereof to this Bureau? The persons referred to herein were to
be addressed in care of Mr. Elijah Johnson, which fact may be of
some use in locating the parties. Your assistance in the premises
will be greatly appreciated.

Please return this letter with your reply.

Very respectfully,

A. C. Evans

Commissioner.



Cushing, Okla.

Feb. 24, 1902.

Hon. Com. of Pensions,

In reply to your letter of Feb 11
I would say that the facts are as
stated in your letter. The party named
died at the home of J. W. Mansfield
one of our best citizens.

Elijah Johnston is here working
in a blacksmith shop. He is truthful
and industrious.

Hoping this will answer
your question and help grant a
reserving pension.

Dear Your Obed. Servant

T. S. Moffatt

and P. M.

Cushing

Okla.

PENSION
O
FEB
28
1902
U. S.
OFFICE

LOOSE
MAR
1
1902

(3-456) JAN 29 1902
S. E. D.

of No. 89, 191
Claimant: Elizabeth Wiley
Soldier: John W. Brown
P. O. address: Died at Leaning
County: ^{State of Oklahoma}
Recommendation: Grant Award
Wiley Bixton
Special Examiner.

REFERENCE.
JAN 30 1902 189

Respectfully referred to
Chief of Law Division for
consideration.

A. L. CRAIG,
Chief, S. E. Division.
9134 Chief S. E. Division.

RECOMMENDATION.
JAN 31 1902 189

ACTION.
Reviewer.
189

Commissioner.

Wade
Remarried widow - Act of March 3, 1901.
Roh

3-1638.
(Old No. 3-217.)

INCREASE.

Claim to Restoration
W.C. No. 89191
Elizabeth Dively
P. O., Wid. of John W. Dively
County, Salmon Lake Co.
State, Mo.

Application filed June 3, 1901
State Service, W. S. McFar

See Min. C. 145, 244

Disability, _____
Attorney, Claimant
P. O., _____
County, _____, State, _____
(91-50-0003)
M.S.

REJECTED.

1901. Aug. 30. A.C.P. returned.

* 1901

* To Auditor for Interior
Dept. Treas. Dept: date
of last payment to
wid. and whether increase
for children was
paid.

To. Clt.: Prior service;
income and property; dependency
assessment; death last husband;
no divorce from last husband;
whether last husband was in mil
or naval service U.S. by a
witness acquainted with him
from his youth up. D.K.

SOUTH DIV.
JUN 12 1901
RECEIVED

JUN 21 1901

GENERAL AFFIDAVIT.

State of *Missouri*, County of *Laclede*, SS;

In the matter of *pension claim of Elizabeth Lively as widow of John W. Brown b. H. Sniff. M. & M.*

Personally came before me, a *Clerk* in and for aforesaid County and State, *Elizabeth Lively*, aged *5-8* years citizen of the town of *Lebanon*, County of *Laclede*, State of *Missouri*, well known to me to be reputable and entitled to credit, and who, being duly sworn, declare in relation to aforesaid case, as follows:

that she was the widow of the above
(NOTE.—Affiants should state how they gain a knowledge of the facts to which they testify.)
named soldier that she was pensioned and paid as such from date of her application up to the date she was remarried and having not been paid from date of soldier's death to date of her application for pension she makes this declaration in order to claim the arrears of pension that may be due her under existing law the number of her original certificate is unknown to her at this time.

affiant further declare that she is *no* interest in said case, and *is* not concerned in its prosecution.

E. Libberson

J. W. Manchester

Elizabeth Lively
Signature of Affiant.

NOTE.—In the execution of papers and evidence, whenever a person or witness signs by mark, (t.) two persons who can write must attest the signature by signing their names opposite.
The official before whom papers are executed is not a competent witness to a mark

appon for her from death of soldier to appon etc.

P. C. 145244

No.

GENERAL AFFIDAVIT.

CASE OF

Elizabeth Lively widow
of John W. Brown

Co. H. 8th M. S. Mo

FOR

Accrued pension

AFFIDAVIT OF

claimant

FILED BY

claimant,

Lebanon

Laclede Co. Mo.

Printed and sold by W. H. Moore & Co., Box 606,
Washington, D. C.

Informed that she was
renewed form Aug. 17-64
by letter of Jan. 12 1894



ADD SEAL HERE.

Sworn to and subscribed before me this day by the above-named affiant : and I certify that I read said affidavit to said affiant , and acquainted *h-2* with its contents before *h-2* executed the same. I further certify that I am in nowise interested in said case, nor am I concerned in its prosecution; and that said affiant *h-2* personally known to me; that *h-2* is a credible person and so reputed in the community in which *h-2* reside.

Witness my hand and official seal this *1st* day of *April* 189*3*

Sign here

Wm. H. Blanchard

This can be executed before any officer authorized to administer oaths for general purposes. If such officer uses a seal, certificate of Clerk of Court is not necessary; if no seal is used, then such certificate must be attached. *h-2* Write an affidavit just as you would write a letter, stating all the facts, circumstances, dates and places as near as you can remember, and if of your own personal knowledge and observation, and state how you know what you say to be true.

(3-231.)

No. 89.191

Elizabeth Brown

WIDOW OF

John W. Brown

Rank *private*, Co. *H*
Regt. *8 Mo. S. M. Vol. Cav.*

Agency.

Rate per Month, \$

Commencing

Additional sum of \$2 per month for
each of the following children, until
arriving at the age of 16 years, com-
mencing

.....	16 yrs	18	.
.....	"	18	.
.....	"	18	.
.....	"	18	.
.....	"	16	.
.....	"	16	.
.....	"	18	.
.....	"	18	.


Issued 18

Mailed 18

Fee, \$

(37-15,000.)

SOURCE INFORMATION

Image url: <https://www.fold3.com/image/291525700>
State of Service: Missouri
Branch of Service: State Militia Cavalry
Regiment: 8
Company: H
Application Number: WC89191
Veteran: Brown, John Wesley
Birth Year or Age: [Blank]
Birth State Country: [Blank]
Pensioner: Brown, Elizabeth Burrough
Relationship: Widow
Document Type: Other
Conflict Period: Civil War (Union)
Served for: United States of America
Publication Title: Case Files of Approved Pension Applications of Widows and Other Dependents of Civil War Veterans, ca. 1861 - ca. 1910
Content Source: NARA
Nara Catalog Id: 300020
Nara Catalog Title: Case Files of Approved Pension Applications of Widows and Other Veterans of the Army and Navy Who Served Mainly in the Civil War and the War With Spain, compiled 1861 - 1934
Language: English
Footnote Job: 08-063
Footnote Publication Year: 2008
Medium Description: The files are grouped under the soldier's name. The pensioner's name (typically the widow's) is searchable, often giving her maiden name as well. Children's names and other dependents' names are searchable as well. Case files include where and when a man served, details of his service, his life before the war, and his family, including information about his widow, children, and sometimes his parents. These files are unfiled textual records.
Partner: Family Search
Publication Browse Title: Civil War "Widows' Pensions"
Record Group: 15
Short Description: Approved pension applications of widows and other dependents of Civil War veterans who served between 1861 and 1910.
Roll: WC89180-WC89191
Image Title: Page 1
Original data from:  [The National Archives \(http://www.archives.gov\)](http://www.archives.gov)