

G.R.S. Form #114-B

CAUSE OF DEATH

*WPA
Benischek (Soldier's name)*

FULL NAME BENISCHCK, James A.

RANK Private SERIAL 2059604

DIVISION & ORGANIZATION Co. I, 58th Inf.

DATE OF DEATH 8-9-18

STATE FROM WHICH HE CAME Ill.

MEDALS OR DECORATIONS AWARDED

none

FINAL GRAVE LOCATION 39 3 B

Date Grave Row Block

A. G. O.
MAY 9 1927
WORLD WAR DIV.

..... 1764

Cemetery

*61441-276
AUDITED BY*

23/306/ARK

*DD
5-31-27*

1377

CODE SLIP

HEADING	SUB HEADING	NO. OF COLS	CODE
NAME	<i>Benischek, Jan A.</i>	3	254
	<i>Ben</i>		0
	CEMETERY <i>1764</i>	1	4
BURIED	GRAVE <i>39</i>	2	39
	ROW <i>3</i>	2	03
	BLOCK <i>B</i>	1	2
STATE	<i>Ill.</i>	2	13
RANK	<i>Priv. 1st</i>	1	2
DIVISION	<i>4th</i>	2	04
ORGANIZATION	<i>58th</i>	3	058
ARM	<i>Inf</i>	1	1
MARITAL	<i>(Bro.) No</i>	1	2
NAME	<i>Benischek</i>	3	
	<i>Frank L.</i>		
RESIDENCE	<i>7925 So. Park Ave.</i>		
	<i>Chicago, Ill.</i>		
STATE	<i>Ill.</i>	2	13
COUNTY	<i>Cook</i>	2	16
CITY	<i>Chicago</i>	3	03
RELATION	<i>mother</i>	1	1
OTHER	<i>No</i>	1	3
ELIGIBILITY	<i>Dead</i>	1	6
NATIVITY		1	
RACE		1	
ENGLISH		1	
ATTENDANT		1	
HEALTH			
NO. OF SONS		1	
DATE OF TRIP	NO.	1	
	YR.	1	
ACCEPTANCE		1	

AUDITED

AUG 25 1922

RS

McL 29/514/EAB

WAR DEPARTMENT
OFFICE OF THE QUARTERMASTER GENERAL
WASHINGTON

IN REPLY REFER TO QM 293 A-C
Benischek, James A. 1764 B

July 7, 1930

Mr. Frank L. Benischek
7925 So. Park Avenue
Chicago, Ill.

Dear Sir:

Your attention is invited to the enclosed copy of an Act of Congress of March 2, 1929, together with an amendment thereto, approved May 15, 1930.

This office has no record of any person entitled under the Act mentioned to make a pilgrimage to the cemeteries in Europe as the mother or widow of the above named deceased service man. To complete the list of eligibles and to assure that, if the above named man is survived by a mother or widow entitled to make a pilgrimage she receive an invitation to do so, it is requested you answer the following questions in the space provided on this letter and return to this office in the enclosed envelope which requires no postage.

1. Is the deceased survived by a mother?

If so, give her name and address:

2. Is the deceased survived by a widow who has not remarried?

If so, give her name and address:

3. Is the deceased survived by any woman who stood in loco parentis to him according to the terms of Section 4 (a) of the enclosed Act as amended?

If so, give her name and address:

For The Quartermaster General,

Very truly yours,

Enclosures:
Envelope
Act
Amendment


A. D. HUGHES,
Captain, Q. M. Corps,
Assistant.

WAR DEPARTMENT

OFFICE OF THE QUARTERMASTER GENERAL

WASHINGTON, D. C.

OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO
AVOID PAYMENT OF POSTAGE \$300



Directory Service Given
Grand Crossing Station

NOT THERE S 1946

WAR DEPARTMENT
OFFICE OF THE QUARTERMASTER GENERAL
WASHINGTON

IN REPLY REFER TO QM 293 A-C

Benischek, James A.

July 29th, 1929

Mr. Frank L. Benischek
7925 So. Park Avenue,
Chicago, Illinois

Dear Sir:

Your attention is invited to the enclosed copy of an Act of Congress approved March 2, 1929, entitled an Act "To enable the mothers and widows of the deceased soldiers, sailors and marines of the American forces now interred in the cemeteries of Europe to make a pilgrimage to these cemeteries".

The records of this office show that you are the brother of the late Private, first class, James A. Benischek, Co. I, 58th Inf., whose remains are now interred in the Aisne-Marne American Cemetery, Belleau, Aisne, France.

Will you please fill in the answers to the following questions in the space provided on this letter, and return to this office in the enclosed envelope which requires no postage?

Write answers in space below:

1. Is the deceased survived by a widow who has not since remarried?	<u>No</u>
2. If so, give her complete address:	<u>✓</u>
3. If he is survived by a mother, stepmother, mother thru adoption, or any other woman who stood in loco parentis to him, according to the terms of Section 4 of the enclosed Act, give her name, address, and relationship in the space opposite.	<u>No</u> <u>"</u> <u>"</u>

For The Quartermaster General,

Very truly yours,


JOHN T. HARRIS,
Major, Q. M. Corps,
Assistant.

2 Incls.
Act of Congress
Envelope

WAR DEPARTMENT
OFFICE OF THE QUARTERMASTER GENERAL
WASHINGTON

IN REPLY REFER TO QM 293 A-C
Benischek, James A.

June 12, 1929.
38 988

(B) Frank L. Benischek
7925 So. Park Ave.,
Chicago, Ill.

Mr. Lorenz Benischek,
1912 W. 21st St.,
Chicago, Ill.

Dear Sir:

Your attention is invited to the enclosed copy of an Act of Congress approved March 2, 1929, entitled an Act "To enable the mothers and widows of the deceased soldiers, sailors and marines of the American forces now interred in the cemeteries of Europe to make a pilgrimage to these cemeteries".

The records of this office show that you are the father of the late Private, first class James A. Benischek, Co. I. 58th Inf., whose remains are now interred in the Aisne-Marne American Cemetery, Belleau, Aisne, France.

Will you please advise this office whether or not he is survived by a mother or widow who is entitled under the provisions of the above quoted Act, to make the pilgrimage, and if so, will you please furnish the full names and addresses of the mother and widow in order that action may be taken to extend invitations to them to make the pilgrimage. Both mothers and widows are entitled to make the pilgrimage.

Your attention is particularly invited to Section 4 of the enclosed Act, which defines the terms "mother" and "widow". If the relative is a stepmother, mother through adoption, or any woman who stood in loco parentis to the decedent, a statement as to her relationship is requested. If he was survived by a widow who has since remarried it is also requested that a statement to that effect be made.

For your reply, you may use the enclosed envelope which requires no postage.

For The Quartermaster General,

Very truly yours,


JOHN T. HARRIS,
Major, Q. M. Corps,
Assistant.

2 incls.
Act of Congress.
Envelope.

WAR DEPARTMENT

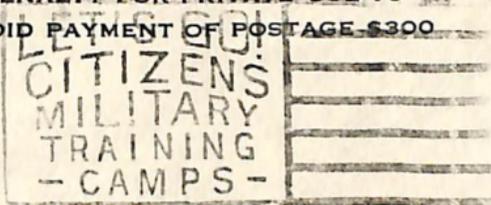


WASHINGTON, D. C.

OFFICIAL BUSINESS

OFFICE OF THE QUARTERMASTER GENERAL

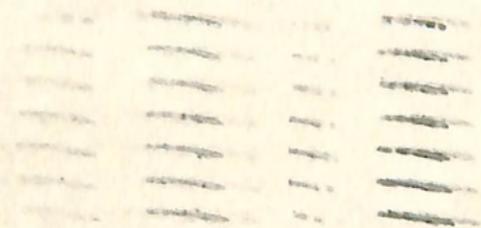
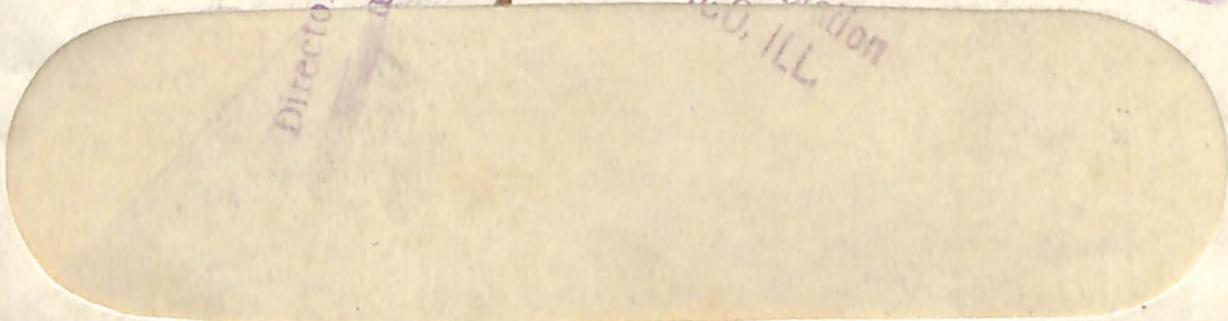
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AVOID PAYMENT OF POSTAGE \$300



UNCLAIMED
From Pilsen Station
CHICAGO, ILL.

Directory Service Give
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NO SUCH NUMBER 849



WAR DEPARTMENT
OFFICE OF THE QUARTERMASTER GENERAL
WASHINGTON

IN REPLY REFER TO QM 293 A-C

Benischek, James A. 1764 B

July 7, 1930

Mr. Frank L. Benischek
7925 So. Park Avenue
Chicago, Ill.

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If so, give her name and address:

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For The Quartermaster General,

Very truly yours,

Enclosures:
Envelope
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A. D. HUGHES,
Captain, Q. M. Corps,
Assistant.

WAR DEPARTMENT
OF THE QUARTERMASTER GENERAL
WASHINGTON

IN REPLY REFER TO QM 293 A-C

Benischok, James A.

July 29th, 1929

Mr. Frank L. Benischok
7925 So. Park Avenue,
Chicago, Illinois

Dear Sir:

Your attention is invited to the enclosed copy of an Act of Congress approved March 2, 1929, entitled an Act "To enable the mothers and widows of the deceased soldiers, sailors and marines of the American forces now interred in the cemeteries of Europe to make a pilgrimage to these cemeteries".

The records of this office show that you are the brother of the late Private, first class, James A. Benischok, Co. I, 58th Inf., whose remains are now interred in the Aisne-Marne American Cemetery, Belleau, Aisne, France.

Will you please fill in the answers to the following questions in the space provided on this letter, and return to this office in the enclosed envelope which requires no postage?

Write answers in space below:

1. Is the deceased survived by a widow who has not since remarried?

2. If so, give her complete address:

3. If he is survived by a mother, stepmother, mother thru adoption, or any other woman who stood in loco parentis to him, according to the terms of Section 4 of the enclosed Act, give her name, address, and relationship in the space opposite.

For The Quartermaster General,

Very truly yours,

2 Incls.
Act of Congress
Envelope

JOHN T. HARRIS,
Major, Q. M. Corps,
Assistant.

WAR DEPARTMENT
OF THE QUARTERMASTER GENERAL
WASHINGTON

O.G.M. & R.D.

1929 JUN 12 PM 2 04

June 12, 1929.

DISPATCHED

IN REPLY REFER TO QM 293 A-C

Bonischek, James A.

**Mr. Lorenz Bonischek,
1912 W. 21st St.,
Chicago, Ill.**

Dear Sir:

Your attention is invited to the enclosed copy of an Act of Congress approved March 2, 1929, entitled an Act "To enable the mothers and widows of the deceased soldiers, sailors and marines of the American forces now interred in the cemeteries of Europe to make a pilgrimage to these cemeteries".

The records of this office show that you are the **father of the late Private, first class James A. Bonischek, Co. I. 58th Inf., whose remains are now interred in the Aisne-Marne American Cemetery, Belleau, Aisne, France.**

Will you please advise this office whether or not he is survived by a mother or widow who is entitled under the provisions of the above quoted Act, to make the pilgrimage, and if so, will you please furnish the full names and addresses of the mother and widow in order that action may be taken to extend invitations to them to make the pilgrimage. Both mothers and widows are entitled to make the pilgrimage.

Your attention is particularly invited to Section 4 of the enclosed Act, which defines the terms "mother" and "widow". If the relative is a stepmother, mother through adoption, or any woman who stood in loco parentis to the decedent, a statement as to her relationship is requested. If he was survived by a widow who has since remarried it is also requested that a statement to that effect be made.

For your reply, you may use the enclosed envelope which requires no postage.

For The Quartermaster General,

Very truly yours,

JOHN T. HARRIS,
Major, Q. M. Corps,
Assistant.

2 incls.
Act of Congress.
Envelope.

gr.

DATE _____

1. NAME **BENISCHCK, James A.** SERIAL No. **2059604**

RANK **Pvt.** ORGANIZATION **Co. I, 58th Inf.**

GRAVE LOCATION **American Cty., MOUROUX, (S-et-M)** **276**
CTY. NAME NUMBER

"207

GRAVE ROW PLOT

2. ORIGINAL BATTLE AREA GRAVE LOCATION **207 Amer. Cem #276 MOUROUX (S-&-M)**
GRAVE COMMUNE DEPT.

COORDINATES _____

CONCENTRATED TO _____
DATE GRAVE ROW PLOT

CEMETERY CTY. NUMBER

Data concerning any identification found on remains when concentrated, such as collar insignias, letters, broken bones, missing parts, etc.

Information in paragraph 2 taken from Form 1-A

SUBSEQUENT REBURIALS _____
DATE GRAVE ROW PLOT CEMETERY

DATE GRAVE ROW PLOT CEMETERY

SIGNATURE, AREA SUPERVISOR *G.F. Waugh*
G.F. WAUGH, Major, Inf., Supervisor, Area §2.

3. FINAL GRAVE LOCATION **Dec. 14, 1922** **39** **3** **Block B**
DATE GRAVE ROW PLOT

Aisne Marne American Cemetery #1764, Belleau Aisne.
CEMETERY

REPRODUCED BY

INSTRUCTIONS FOR PREPARATION OF FORM 114 B

1. Forms 114-B are to be prepared by Registration Branch in quadruplicate, three copies to be forwarded to Area Supervisor who will accomplish paragraph 2 and return all three copies to Headquarters, American Graves Registration Service.

2. Paragraphs 1 and 3 will be accomplished by Registration Branch, Headquarters, American Graves Registration Service, Q.M.C., in Europe.

3. Paragraph 2 will be accomplished by Area Supervisor from data on file in his office.

4. If data is entered on Form 114-B from Form 1, Form 16, Form 1-A or Form 16-A, statement to this effect will be made on Form 114-B STATING WHICH G.R.S. form data is taken from. If data concerning co-ordinates is approximate and NOT accurate, statement to this effect will be made on these forms.

gr.

G.R.S. FORM #114-A.

STATION MOUROUX

To be prepared in triplicate.

DATE Nov 25, 1921.

REPORT OF DISINTERMENT, PREPARATION, SHIPMENT AND REBURIAL OF BODY

DISINTERMENT

COMPARATIVE REPORT

Records of G.R.S. Headquarters.

Discrepancy found upon exhumation of body

1. Name BENISCHCK James A.
 2. No. 2059604
 3. Rank Pvt. 11el
 4. Org. Co. I, 58th Inf.
 5. D.D. Aug. 9, 18
 6. C.D. DOW

10. Name _____
 11. No. _____
 12. Rank _____
 13. Org. _____
 14. (a) D.D. _____
 (b) D.B. None

Discrepancy found upon disinterment

7. Grave No. 207 Sec. _____
 8. Plot _____ Row _____
 9. _____

15. Grave No. _____ Sec. _____
 16. Plot _____ Row _____
 17. None.

18. Cemetery Amer. Cty.

19. Commune or town MOUROUX

20. Dept. or County S-et-M

21. Country France

22. G.R.S. Hdqrs. Code No. 276

23. Disinterred (Date) Nov 25, 1921.

By H.L.Hurlbut

24. Inscription on grave marker:

Name BENISCHK, James A.

Serial No. 2059604

Rank Pvt.

Organization Co. I, 58th Inf.

25. Was identification disc found on grave marker? Yes On body? No

C. T. Brown
 Signature Junior Technical Assistant

PREPARATION

26. What other means of identification were on body? (If no disc or other means of identification on body, give description of body in detail).

None

27. Condition of body Badly decomposed features not recognizable

28. Nature of burial Blanket, hospital shroud

29. Any discrepancy noted upon examination of body, as compared with G.R.S. records quoted above? None.

30. Body prepared and placed in casket: Date Nov 25, 1921 By H.L.Hurlbut

31. Casket sealed by H.L.Hurlbut

Signature of Embalmer, (Supervisor

H.L.Hurlbut

107
 25727
 583

SHIPMENT. (Show actual marking of box.) Box No. **C-17791**

32. Designation of body:

Name **James A. BENISCHCK** Serial No. **2059604**

Rank **Pvt.** Organization **Co. I, 58th Inf.**

33. Consigned to: **Officer in Charge**

Name of Permanent Cemetery **Aisne-Marne American Cty. #1764, BELLEAU (AISNE)**

34. Casket boxed and marked (Date) **Nov 25, 1921.** By **H.L. Harbut**

35. I hereby certify that all the foregoing operations were conducted and accomplished under my immediate supervision and that the report above is correct.

Signature of G.R.S. Inspector *W.H. Roach*
W.H. Roach, 1st Lt., QMC.

36. Remarks

37. Shipped from point of Operation: (Date) **Nov 25, 1921.**

To point of Concentration **Aisne-Marne Amer Cty #1764, Belleau (Aisne),**
(Name)

Convoyer **J.S. Hughes** Signature Shipping Officer *W.H. Roach*
W.H. Roach, 1st Lt., QMC

38. Received at Railhead or Point of Concentration: Date

By G.R.S. Representative

39. Shipped from Railhead or Point of Concentration: Date

To Permanent Cemetery (Name)

Convoyer Signature Shipping Officer

40. Received: Date **Nov 26/21**

G.R.S. Representative *Ad G. Cass*

41. Reinterred: **Dec. 14, 1922.** **Aisne-Marne Amer. Cem. 1764.**
(Date)

42. Grave No. **39** Section

43. Plot **Block B** Row **3**

G.R.S. Representative *W.D. Cleary*
W.D. CLEARY, Lt. Chaplain USA

REPORT OF DISINTERMENT AND REBURIAL

1. REMAINS OF BENISCHK, James A. SERIAL NUMBER 2059604
RANK Pvt. 1/1 ORGANIZATION Co. I, 58th. Inf.

2. Disinterred (date): Nov 25, 1921. From (give complete location):
Grave 207 Cem 276
By: Group 2 Unit F.S. 3.

3. Reburied (date): Dec. 14, 1922. In (give complete location):
Grave 39, Row 3, Block B, Cem.1764, Belleau (Aisne)
By: Group re-burial group Unit _____ Nature of reburial lined casket

4. Report as to nature of original burial and condition of body upon disinterment :
Blanket, hospital shroud.
Badly decomposed, features unrecognizable.

5. (a) Identification tags: Buried with body? No On grave marker? Yes
(b) Other means of identification found upon disinterment, and general remarks :
None.

6. What does examination of body show as regards the following identifying items ?

(a) Height (actual measurement) Impossible to determine.

MAD 7-8-9
Cav 30

(b) Weight (estimated) Impossible to determine.

(c) Hair—Color None visible

Quantity None

Characteristics None

(d) Hair on face—Color None visible

Location None

Quantity None

(e) Permanent marks on body (old scars, peculiarities, or missing parts) None visible

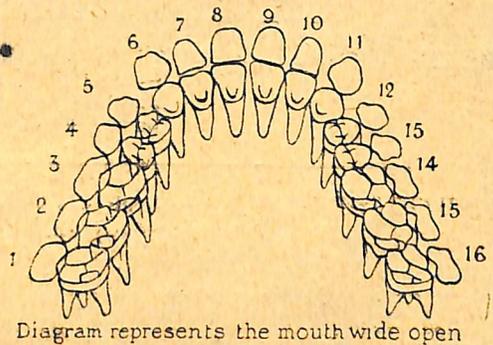
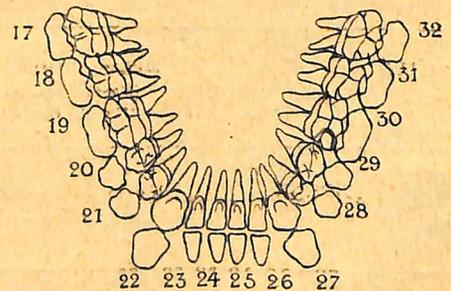


Diagram represents the mouth wide open



(f) Wounds or missing parts (received at time of casualty)

None visible

7. Disinterment supervised by H.L. Hurlbut

Approved: W.H. Roach
W.H. Roach, 1st Lt., QMC
(Title)

8. Reburial Supervised by L.D. HAYS

Approved: W.D. Cleary
W.D. CLEARY, Lt. Chaplain USA
(Title)

INSTRUCTIONS FOR THE PROPER COMPLETION OF G. R. S. FORM NO. 16-A

Enter information, as noted below, on reverse side of sheet in the *corresponding numbered space*. This form is supplemental to and is to be forwarded with G. R. S. Form 1-a, reporting reburial locations. To be used in answer to Question 26, Form 114, in case no means of identification on body.

1. Show soldier's name, serial number, rank and organization, and by whom disinterred and reburied.
 2. Give date and accurate information as to location from which the body was disinterred and the group and unit which made disinterment.

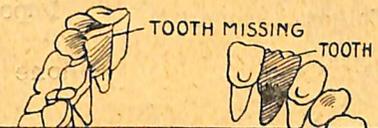
3. Give date and accurate information as to location of reburial and the group and unit which made reburial, and how reburial was made—in casket, wooden box, etc.

4. State to what degree decomposition has progressed, whether recognition is possible, and how the body was originally buried—in a casket, box, burlap, etc. This statement should be as complete as possible.

5. (a) State whether identification tags were found buried with body and on grave marker by reporting "Yes" or "No".

(b) State whether or not body appears to have been a hospital case. Were any identifying articles found in or on body or grave? List any personal effects, letters, money-order receipts, and the like found on body or in grave. Give any and all information which it is thought might be of use in identifying the body, other than that tabulated under Item No 6.

6. Give all information as to body description and dental chart as nearly correctly as the condition of the body will allow. Items (e) and (f) under the body description are very important and should be very complete. The dental chart is also very important and should be filled in with great care. There are 32 teeth to be accounted for, as shown by the numbers on the chart. Beginning at the middle line in both upper and lower jaws, the teeth are arranged symmetrically on either side and classed as incisors (cutting teeth), cuspids or canines (tearing teeth), bicuspids (chewing teeth), and molars (principal chewing teeth). An examination should be made and findings charted to cover the following basic conditions: Lost teeth, crowned teeth, bridge work, fillings, caries (cavities of decay), dentures (plates), and any deformity of jaws found.

MISSING TEETH	All teeth missing through previous extraction (not those fractured or displaced by recent wounds) should be scratched out, thus:	 <p style="text-align: center;">TOOTH MISSING TOOTH MISSING</p>
CROWNED TEETH	Block in solid the crown of tooth (label gold, porcelain, or gold and porcelain), thus:	 <p style="text-align: center;">GOLD CROWN PORCELAIN CROWN GOLD CROWN</p>
BRIDGE WORK	Block in solid the crown of tooth (label gold bridge, gold and porcelain bridge) thus:	 <p style="text-align: center;">GOLD AND PORCELAIN BRIDGE GOLD BRIDGE</p>
FILLINGS	Draw filling on tooth accurately as possible (block in and label gold, silver, cement), thus:	 <p style="text-align: center;">SILVER FILLING GOLD FILLING GOLD FILLING GOLD FILLING</p>
CARIES (CAVITIES)	Outline location and size of cavity, shade in thus:	 <p style="text-align: center;">CAVITY DECAYED DECAYED DECAYED</p>
DENTURES (PLATES)	Draw diagram of relative size and shape of plate block in teeth attached and indicate retaining clasps on natural teeth with the word "clasp"	

7. Show name of person supervising the disinterment and the name and title of the person approving same.

8. Show name of person supervising the reburial and the name and title of the person approving same.

GRAVE LOCATION BLANK

LOCATION OF THE GRAVE OF

Beneschek 3059604 James A.

(Surname.) (Number.) (First Name and Initials.)

Pvt. Co. I, 58 Inf.

(Rank.) (Organization.)

DATE OF BURIAL Aug. 9, 1918.

PLACE OF BURIAL American Graveyard

(Give Cemetery, Town and Department.) Map reference must specify clearly what map is used.

Chateau Montanzlaust, Near

Coulommiers, S & N.

GRAVE NUMBER Aug. 9, 1918.

HOW MARKED: Name Peg? No Cross? Yes

Headboard? No Bottle? Yes

IDENTIFICATION TAGS:

Was one buried with body? Yes

Was one fastened to name peg or stake used as a grave marker? Yes

If name unknown and tags missing, description and marks should be given here:

REPORTED BY: J.A. Matson, Capt. M.R.C. ? Adj.

(Signature and Rank of Reporting Officer.)

This portion to be forwarded to Adj. Gen'l., G. H. Q., A. E. F.

Dup.

2,059,604

Benischek, James A.

(Surname.)

(Christian name in full.)

(Army serial number.)

Pvt. Co. I 58th Inf.

(Rank and organization.)

State your relationship to the deceased.

Father

Do you desire the remains brought to the United States?

No

(Yes or no.)

If remains are brought to the United States, do you wish them interred in a national cemetery?

(Yes or no.)

If you desire the remains interred at the home of the deceased, give full information below as to where they should be sent:

(Name of person to receive remains.)

(Express office.)

(Telegraph office.)

(Number and street.)

(City or town.)

(State.)

(Sign here)

James A. Benischek

(Number and street or rural route.)

(City, town, or post office.)

(State.)

Read carefully the letter accompanying this card.

Drawn by Pm

276-10

2-17-21

Checked
2-17-21
H

Benischek, James A.

Dec. 27, 1923.

Mr. Louis A. Heile,
Attorney At Law,
155 North Clark St.,
Chicago, Illinois.

Dear Sir:

Receipt is acknowledged of your letter of December 13th, 1923, concerning the case of the late Private James A. Benischek, #2059604, Company I, 58th Infantry.

Please be informed that the records of this office show that Private Benischek, was killed in action on August 9th, 1918, and buried the same date in Grave 207, American Cemetery, Mouroux, Seine-et-Marne, France. One identification tag was buried with the body and another was attached to the grave marker. When this cemetery was abandoned, the body of this soldier was reburied in Grave 39, Row 3, Block B, Aisne-Marne American Cemetery, Belleau Wood, Aisne, France.

The body of Private Benischek will rest permanently in this grave location, in accordance with the wishes of his father.

It is thought the above information is sufficient to substantiate the death of Private James A. Benischek, and warrant payment of the insurance claim.

Very truly yours,

R. L. FOSTER,
Assistant.

LN *See*
WPR *128*

AGO-12/21/23.

Date of Death-Aug.9,1918.

All other dates investigated.

BW.

B.W.

The American Red Cross
sends you the photograph of the grave of
this American Soldier
who gave his life for his country

LOUIS A. HEILE
ATTORNEY AT LAW
155 NORTH CLARK STREET
CHICAGO

Dec. 13, 1923.

Graves Registration Division,
War Department, Washington, D. C.

Re: O.322
C - 38988
Jas. A. Benischek
Pvt. Co. I
58th Inf.
HHH/rrc

Gentlemen:

I am endeavoring to get the necessary affidavits in support of government insurance claim on the above named soldier, all of which I have except affidavit of identification, which states that the affiant has seen the body and knows it to be the body of said deceased.

The deceased died in France on August 10, 1918, as the result of wounds received in action on August 6, 1918, according to the affidavit of Frank L. Benischek, the brother of deceased. Upon diligent inquiry I am unable to locate anybody who can sign the affidavit of identification and certify that they saw the body etc.

There must be some Government record of the death, or some established practice in like cases which obviates the necessity of an affidavit as called for.

Please advise me what to do.

Very truly yours,

Louis A. Heile
DEC 17 1923



293. Benischek James A.

COMPILATION OF DISPOSITION OF REMAINS DATA

File #11198

I. LOCATION INDEX CARD:

(a) Name BENISCHEK, James A. Ser. No. 2059604
(b) Rank Pvt. Organization Co. I, 58th Inf.
(c) Date of death 8/19/18 9/8/18 (d) Cause of death k/a

TYP. evs
CKR.

5/27/20
Ex hermed for concentration.
Aisne-Marne #1764
MacB. 6-19-22

II. REGISTRATION CARD.—(Check Reg., Card Inf. against Loc., Ind., Inf.):

(a) Grave No. 207 Row - Plot - Sec. - TYP. evs
(b) Emerg. Address Lawrence Benischek (Father) 1912 W. 21st St., Chicago, Ill.

III. Files of soldiers dying from contagious diseases CKR.

IV. A. G. O. DISPOSITION CARD:

Date of receipt none

(a) Name Lorenz Benischek (b) Relationship Father
(c) Address 1912 W. 21st St., Chicago, Ill.
(d) Remains to be brought to U. S.? no
(e) To be interred in National Cemetery in U. S. at -

(f) Shipping instructions upon arrival of body in U. S. -

(g) Disposition instructions if not brought to U. S. -

Examiner's Initials Pm Date 2-17-21, 1920.

V. A. G. O. CORRESPONDENCE shows communication from

dated

confirming request in Par. IV., item, above, or requesting that

No Correspondence

Examiner's Initials Pm Date 2-17-21, 1920.

VI. G. R. S. FILES, CORRESPONDENCE—shows as follows:

No request for disposition

(a) Cancellation memos referred to? Yes, Pm

Em Examiner's Initials Pm Date 2-17-21, 1920.

COUNTRY FRANCE

CEMETERY No. 276

SHEET No. 10

FORM 115 - A COMPLETED

G. R. S. Form No. 115 Amended April 6, 1920

3-7729

Memo Form No. 114

CARDER

MAR. 2, 1921, R.L.

COMPILATION OF DISPOSITION OF REMAINS DATA

File #11198

See Form 115
Marr
6-19-22

I. LOCATION INDEX CARD:

(a) Name BENISCHEK, James A. Ser. No. 2059604
 (b) Rank Pvt. Organization Co. I, 58th Inf. TYP. evs
 (c) Date of death 9/8/18 (d) Cause of death k/a TYP. 3/1
8/19/18

II. REGISTRATION CARD.—(Check Reg., Card Inf. against Loc., Ind., Inf.):

(a) Grave No. 207 Row Lorrey Plot 18.21(B) Sec. _____ TYP. evs
 (b) Emerg. Address Lawrence Benischek (father) 1912 W. 21st St., Chicago, Ill.

III. Files of soldiers dying from contagious diseases _____ CKR. 3/1

IV. Information on which advice to Europe in letter of transmittal was based:

YO Card: - Lorenz Benischek (father)
1912 W. 21st St., Chicago, Illinois, requests
body not returned to U.S.
 - a.p. ^{3/1/21}

V. Following advice forwarded to Europe by { cable on _____, 192
 letter of transmittal on FEB 24 1921, 192

Par. 2 Not to be returned. (L.S.)

VI. Form 115 forwarded to G. R. S., Hoboken, N. J., MAR 7- 1921, 192

VII. SUPPLEMENTARY REQUESTS.

Date of and source.	Relationship and name.	Desires.	Action taken.

VIII. Form 115 received from G. R. S., Hoboken, N. J. 7-6-21, 192

COUNTRY _____ CEMETERY No. _____ SHEET No. _____

FRANCE 276 10

MAR 2, 1921
G. L.

MAR 1 1921

WAR DEPARTMENT
 OFFICE OF THE QUARTERMASTER GENERAL OF THE ARMY
 CEMETERIAL DIVISION
~~WASHINGTON~~
 Hoboken, N.J.

276-10 e1 *fm*

MAR 19 1921

NR

FROM: Chief, Cemeterial Division, O. Q. M. G.
 To: Mr. Lorenz Benischek, 1912 W. 21st St., Chicago, Ill.
 SUBJECT: Remains of Pvt. James A. Benischek, Ser. No. 2059604 Co. I, 58th Inf.

The records of this office show that you have requested that the body of the above-named soldier
remain in France.

If these are not the correct instructions, please correct them. Make corrections on reverse side of this sheet.

The nearest next of kin may choose between, (1) return of the body to any address in the United States; (2) interment in the National Cemetery, Arlington, Va., or any other National Cemetery; or (3) body to remain in Europe.

By authority of the Quartermaster General.

CHARLES C. PIERCE,
 Lieut. Colonel, U. S. Army.

If all blank spaces below are not filled out, it will necessitate a return of this paper and a SERIOUS DELAY in the shipment of this body. State in each case WHETHER or not these relatives are STILL LIVING.

Was soldier married?

NAME OF—	NO. AND STREET.	TOWN.	STATE.
Soldier's widow			
Soldier's children. (Name oldest first.)	1		
	2		
	3		
Father			
Mother			
Brothers. (Name oldest first.)	1		
	2		
	3		
Sisters. (Name oldest first.)	1		
	2		
	3		

Date

Signature

Address

Relationship

RECEIVED.

192

JUL 6 1921

CEMETERY DIVISION
OVERSEAS PROJECT SUB-SEC.

I, the undersigned, am the _____ and nearest living next of kin of the within-named
(Relationship.)
soldier, and desire the following disposition of his remains, viz:
(Strike out all except the one showing the disposition desired.)

1. As stated on first page of this sheet.

2. To be returned to the U. S. and shipped to _____
(Name.)

(R. R. station.) _____
(State.)

3. To be returned to the U. S. and buried in _____ National Cemetery.

4. To remain in Europe, for burial in a permanent American Cemetery.

Signature _____

INSTRUCTIONS FOR FILLING OUT.

1. If definite instructions for the disposition of a body are not received from the next of kin within two weeks of its arrival at New York, burial will be made without further notice in the World War Section of Arlington National Cemetery.

2. The transfer of bodies will be made ENTIRELY at Government expense.

3. This paper MUST BE SIGNED BY THE PERSON WHO IS THE NEXT OF KIN IN THE ORDER shown in the square on the other side of this sheet.

4. This paper must be returned showing the name and address of each of the nearest next of kin in the spaces provided therefor on the other side of this sheet.

5. If there are minor children of the deceased soldier and no widow, the LEGALLY APPOINTED GUARDIAN of the children should ascertain their wishes and act for them in this matter.

6. If YOU are not the nearest next of kin, please ask the nearest next of kin, if living near you, to fill out this paper.

7. If YOU are not the nearest living next of kin and do not know who or where the nearest relatives are, please fill out this paper AT ONCE and mail to this office.

8. You are requested to return this paper AT ONCE in order to avoid delay in the case of this body.

9. Use the inclosed envelope—pay no postage.

NOTE.—INSTRUCTIONS FOR THE DISPOSITION OF REMAINS will be issued by this office upon the properly executed authority of the legal next of kin in each case. The widow is the first person having disposition of the remains of her husband. Should there be no widow or children, the father and, in turn (upon his decease), the mother, is the proper authority. The brothers, in order of seniority, and then the sisters in order of seniority, if there are no brothers, rank next in authority to decide. Under an opinion rendered by the Judge Advocate General of the Army, if a widow has remarried she forfeits her right, and the next of kin as given above will make decision.

GRAVE LOCATION BLANK

LOCATION OF THE GRAVE OF

1148
Beneschek 2059604 James A.
(Surname.) (Number.) (First Name and Initials.)

Pvt. Co. I, 58 Inf.
(Rank.) (Organization.)

DATE OF BURIAL Aug. 9, 1918.

PLACE OF BURIAL American Graveyard

(Give Cemetery, Town and Department.) Map reference must specify clearly what map is used.

Chateau Montarglaux, Near

Coulommiers, S. & M.

GRAVE NUMBER Aug. 9, 1918.

HOW MARKED: Name Peg? No Cross? Yes

Headboard? No Bottle? Yes

IDENTIFICATION TAGS:

Was one buried with body? Yes

Was one fastened to name peg or stake used as a grave marker? yes

If name unknown and tags missing, description and marks should be given here:

REPORTED BY: J. A. Matson

Capt. M. R. C. 4? Adj.

(Signature and Rank of Reporting Officer.)

This portion to be sent to Chief of Graves Registration Service.

7400 Rec

8 MAR 1919

G.R.S. Form No. 8, Central Records Division.
 Memo For: G.R.S. representative, G.R.O.
 SUBJECT: Information required for G.R.S.

1. Items checked are to be completed:

- (✓) Surname: BENISCHKEK (BENISCHÖK)
 () Number: 2059604
 () First name: James A.
 () Rank: Private 1/c
 () Company: "I"
 () Organization: 58th. Infantry
 (✓) Date of death: 9-8-18 (8-9-18)
 (✓) Cause: K/A (W/A)
 () Place:

Location of hospital:

- Number " "
 Class " "
 (✓) Relative: Lawrence Benischek
 (✓) Relationship: Father
 (✓) Address: 1912 W. 21st St. Chicago Ill.
 () Authority:
 Cablegram No:
 Telegram from:

dated: 9-14-18

- (✓) Reported to Washington:
 C.C. Nos: 252 (251)
 (UnderSCORE the "official" C.C.)
 (✓) Remarks: Official Report
 () Show present status on reverse side.

CHARLES C. PIERCE
 Lieut.-Colonel, Q.M.C., U.S.A.

Initials of Reporter:

11198

Beneshek, James A: #2059604

Pvt.

DB. 8/9/18

Buried Montanglaust Chateau Cemetery

Sec C.

Gr. 207

276



B 523

GRAVE LOCATION BLANK

LOCATION OF THE GRAVE OF

1195

BENISCHCK 2059604 James A.
(Surname). (Number). (First Name and Initials).

Pvt. Co. I. 58th Infantry
(Rank). (Organization).

PLACE OF DEATH: Unknown

CAUSE OF DEATH:

DATE OF BURIAL: Unknown

PLACE OF BURIAL: Unknown

(Give Cemetery, Town and Department). Map references must specify clearly what map is used.

GRAVE NUMBER: Unknown

HOW MARKED: Name Peg? Cross?
Headboard? Bottle?

IDENTIFICATION TAGS:

Was one buried with body?

Was one fastened to name peg or stake used as a grave marker?

If name unknown and tags missing, description and marks should be given here?

NEAREST RELATIVE: Lawrence Benischck

ADDRESS: 1912 West 21 st ST Chicago, Ill.

RELATIONSHIP: Father

REPORTED BY:

(Signature and Rank of Reporting Officer).

No Record
EHR

Berrischaft, James A
2069604 Co I 68 Inf.
Records show wounded
in action 9/3/18 death
and place of burial
not shown.

G.R.S. FORM NO. 12

GENERAL HEADQUARTERS
AMERICAN EXPEDITIONARY FORCES
ADJUTANT GENERAL'S OFFICE

FROM : ADJUTANT GENERAL.

TO : C.O., Co. "I", 58th Infantry

SUBJECT : Information for burial Register.

1. You are directed to transmit without delay to the Chief, Graves Registration Service, the information indicated on enclosed Grave Location Blank as necessary for the completion of official records.

By Command of General Pershing:

Robert C. Davis
Adjutant General.

Note:



In case this item is checked, you will note hereon:

Nearest relative of deceased:

Lawrence Benischek

Relationship: Father

Address: 1912 West 21st St. Chicago, Ill.

2-18-21

Mr. Wilson:

Benischek, James A.

2059604 Pvt.

Co I 58th Inf.

Ed:

Lorenz Benischek
(Father)

FILE

Please adjust

Adjustment Made

FEB 23 1921

File No. 11198

8

WKM