

(ORIGINAL)

Soldier's Application for Pension

I, William E. Mattingly

am a citizen of Kentucky, resident at West Louisville in the County of Daviess

in said State of Kentucky, and was a soldier from the State of Kentucky, in the war between the United States and the Confederate States and I do hereby apply for aid under the Act of the General Assembly of Kentucky, entitled "An Act granting pension to disabled and indigent Confederate soldiers." And I do solemnly swear that I was a member of Cel. Walter Chinault Reg. Company "B" commanded by Capt. Joe Chinault

in the service of the Confederate States, and that by reason of disability and indigence I am now entitled to receive the benefit of this Act. I further swear that I do not receive aid or pension from any other State, or from the United States, and that I am not an inmate of any soldier's home, and that I am unable to earn a reasonable support for myself and family. I do further solemnly swear that the answers given to the following questions are true:

In what County, State and year were you born?

Answer Marion County Ky. May 6th. 1835

When did you enlist and in what command? Give the names of the regimental and company officers under whom you served.

Answer about 10th of May 1861 Harpers Ferry Va. Company "H" 13 Va. Reg. under Col. A.P. Hill Capt. Wm. Shever, transferred from there to John H. Morgans command western division at Albany Ky.

How did you get out of the army, when and where?

Answer by taking oath at Allegiance to the U.S. about 15 of May 1865 Camp Douglass Ill.

Were you ever in prison? If so, state what prison and when released.

Answer Yes Camp Douglas about 15th of May 1865

Were you paroled? If so, when and where?

Answer Yes Camp Douglas about 15th of May 1865

Did you take the oath of allegiance to the United States Government?

Answer Yes

If so, when and under what circumstances?

Answer About 15 of May 1865, Lee surrendered to Grant and Joseph E. Johnson had surrendered to Sherman prior to that and I knew nothing else to do.

In what business are you now engaged, if any, and what do you earn?

Answer Carpenter about \$4.00 per month

What estate have you in your own right, real and personal, and what is its actual cash value?

Answer None

What estate has your wife in her own right, real and personal, and what is its actual cash value?

Answer small farm about \$1800.00

State the net income of yourself and your wife from all sources for the past year. This must include all money received either from wages, rents or interest on loaned money, if any.

Answer about \$150.00

Do you use intoxicants to any extent?

Answer No

How long and since when have you been an actual resident of the State of Kentucky?

Answer all my life

Have you an attorney to look after this application?

Answer No

If so, give his name and address?

Answer -----

Witness my hand this 6 day of May 1912

WITNESSES:

<u>Jne. M. Clayton. M.D.</u> , Physician	<u>W.E. Mattingly</u>
Postoffice Address <u>-----</u>	<u>P. O. West Louisville Ky.</u>
<u>V.M. Shively</u> , Witness	Street and No. (if any) <u>-----</u>
Postoffice Address <u>West Louisville Ky.</u>	R. F. D. (if any) <u>-----</u>
<u>C. L. Clark</u> , Witness	<u>N.B. Deatherage</u> Richmond Ky.
Postoffice Address <u>West Louisville, Ky.</u>	<u>Joe Collins</u> " "
	<u>Witness for W.E. Mattingly</u>

STATE OF KENTUCKY

Daviess County } I, W.W. Owen Judge of said County,

certify that W. E. Mattingly and his wife Kate Mattingly

own 100 acres of land, valued at \$ 2000, and with \$ ----- of personal property.

Witness my hand this 20th day of May, 1912

W. W. Owen Judge County Court.

If applicant and his wife have no property, the Judge must so certify.

STATE OF KENTUCKY

Daviess

County

Personally appeared before me a notary public

of said County, the above named W.E. Mattingly the applicant, with whom I am personally acquainted and having the application read and fully explained to him, as well as the statements and answers therein made, made oath that the said statements and answers are true.

Witness my hand and seal of office, this 6 day of May, 1912

My commission expires Jan. 17, 1914.

V.M. Shively. (SEAL)

STATE OF KENTUCKY

Daviess

County

Personally appeared before me a notary public

of said County, the above named John M. Clayton one of the subscribing witnesses to the foregoing application, and who is a physician of good standing, and being duly sworn says that he has carefully and thoroughly examined W.E. Mattingly

the applicant, and finds him laboring under the following disabilities: Unable to earn a support by manual labor.

Incontinence of Urine from enlarged prostate and chronic bladder trouble also Lumbago

John M. Clayton. M.D.

Witness my hand seal of office, this 9 day of May, 1912

My commission expires Jan. 17 1914.

V.M. Shively (SEAL)

[If possible, the two witnesses as to character should have served with the applicant in the army; and if so, let them, or either, state it in their oath; also any other information regarding applicant's army service.]

STATE OF KENTUCKY

Madison

County

Personally appeared before me a notary public

of said County, the above named N.B. Deatherage

and Joe Collins, two of the subscribing witnesses to the foregoing application, with whom I am personally acquainted, and known to me to be citizens of veracity and standing in this community, and who make oath that they are personally acquainted with the foregoing applicant, and that the facts set forth and statements made in this application are correct and true, to the best of their knowledge and belief, and that they have no interest in

this claim, and that said applicant's habits are good and free from dishonor. And they further make oath to the following facts touching the applicant's service in the Confederate army.

State here what witnesses know of their own knowledge.

N.B. Deatherage and Joe Collins says that they knew W.E. Mattingly well, he came to

Chinault D.W. Regiment, Joe Chinault Co. Co B, John H. Morgan, command at Albany or

Menticells Ky. and was with the command on the raid from Tenn. through Kentucky

across the Ohio River through partien of Inds and On through Ohio, captured on said

raid was sent to Prison to Camp Douglas Chicago and left him there in Feby. 1865

he was a true and tried soldier.

Witness my hand and seal of office, this 13 day of May, 1912

My commission expires Feby. 29 1914.

H.B. Cosby. Notary Public

(SEAL)

No. 2995

STATE OF KENTUCKY

Soldier's Application for Pension

WILLIAM E. MATTINGLY

Co. _____ Rgt. _____

Filed JUL 21 1914

Allowed _____

Read Specifications on Back.

SPECIFICATIONS

1	_____
2	_____
3	_____
4	_____
5	_____

Allowed Oct 15th 1914
W. J. Stone Commissioner.

All blanks on this filing to be filled by the Pension Board
The State Journal Co., Frankfort, Ky.

To Applicants for Pension

The material facts to be proven in the pension claim, under the laws of the State of Kentucky, are as follows:

1. Service in army.
2. Present Disability.
3. Indigency.
4. How you got out of the Army.
5. Character as a Soldier and Citizen.
6. Applications will not be filed unless certificates of Doctor and County Judge are filled out.

1. May be proven by officers or comrades.
2. May be proven by physician's certificate.
3. May be proven by neighbors and by certificate of County Judge.
4. May be proven by filing parole or discharge, or in case these have been lost or destroyed, by officers or comrades who know the facts.
5. May be proven by comrades and citizens.

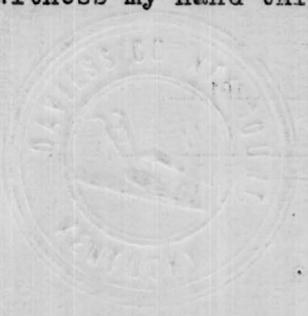
State of Kentucky,
Daviness County, Sct:

I, James Weir, Clerk of the Daviess County Court, do hereby certify the above and foregoing to be a true and correct copy of the application for a pension made by W.E. Mattingly and filed in my office on May 20 1912.

Witness my hand this 20 day of July 1914:

James Weir. Clerk.

By Calhoun Ware
Deputy Clerk



WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,
2189272 WASHINGTON, July 27, 1914.

Respectfully returned to the
Examiner,
Confederate Pension Department,
Frankfort, Kentucky.

The records show that William E. Mattingly, private and sergeant, Co. H, 13th Virginia Infantry, C.S.A., enlisted June 17, year not stated. On the last roll upon which his name appears (January and February, 1863), he was reported "Transferred to 5th Ken. Battalion, Jan. 27/63." No later record of him as of above organization.

The records also show that William E. Mattingly, private, Co. B (Captain Joseph Chenault), 11th (Col. D. W. Chenault's) Regt. Kentucky Cavalry, C.S.A. enlisted February 27, year not stated. On the only roll upon which his name appears (March and April, 1863), he was reported present.

The Union prisoner of war records show as follows: "Arrested at Cheshire, O., July 20, '63; received at Camp Chase, Ohio, July 26, '63, whence, Cincinnati, Ohio. Date of departure Aug. 20, 1863. Remarks: Transferred to Camp Douglas." No later record found.

Geo. Andrews

The Adjutant General.

MA

Form No. 70, A. G. O.
Ed. May 10-13-75,000.

Indorsement.

PENSION EXAMINER'S OFFICE,

FRANKFORT, KY.

WILLIAM E. MATTINGLY

Enlisted ~~February 27, 1863~~ May 10, 1861, in Co. H, 13th Virginia Reg. and was later transferred to Co. B, 11th Ky. Cav. and was captured July 26, 1863, and imprisoned at Camp Douglass, Ills. Aug. 20, 1863. Proven by the record. Two comrades testify that he remained in prison till the close of the war.

Property: \$2150.00.

Approved:

W J Stone.

No.S.....

HEADQUARTERS

Confederate Pension Department

W. J. STONE, EXAMINER

FRANKFORT, KY.

July 21st 1914

GEN. W. P. HALL,
Adjutant General, U. S. A.,
WASHINGTON, D. C.

Dear Sir:

William E. Mattingly

who is an applicant for Pension under the Kentucky Pension law, claims
to have been a member of Company "B"

Regiment C. S. A., and to have been

Col. Walter Chenault's Reg.

Capt. Joe Chenault

First enlisted in Company H, 13th Va.

Reg. under Col. A. P. Hill, Capt. Wm. Shever

Please give me the record of this soldier.

Respectfully,

W. J. Stone
Examiner.

DAVIESS COUNTY COURT.

William E. Mattingly

On. Finding of facts and evidence.

Application for pension.

The undersigned judge of the Daviess County Court reports that the above styled application for pension was filed in the Daviess County Court on the 20th day of May, 1912, that being a regular term of said Court, and that said application was laid over until the next regular June term of said Court, at which time it came up for a hearing before the Court, the applicant being present in person and the Commonwealth being represented by the County Attorney, and both announcing ready for a hearing.

The applicant introduced no witnesses but testified for himself as follows, after being duly sworn by me:-

He stated that he was now a resident of Daviess County Kentucky, and had been a resident of Kentucky all his life; that he was a soldier in the Confederate Army, having enlisted about the 10th of May, 1861, and served in the Army and in prison at Camp Douglas until about the 15th of May, 1865, when he was paroled; that he has no real or personal property whatever or any income from any source except from his daily labor which is very insignificant.

The Commonwealth introduced no witnesses.

After hearing the above statements of facts by the applicant and from my own personal knowledge of the circumstances of the applicant, having personally known him for many years, I recommend that this pension be granted.

W. W. Owen
County Judge.

Attest: A COPY

James Weir Clerk
By Guy A. Aull, D. C.

Pension Recommended
C. M. Fair, Esq., Atty.

W. W. OWEN
ATTORNEY AT LAW
215 1-2 ST. ANN ST.
OWENSBORO, KY.

Owensboro, Ky. Oct., 22, 1914.

Hon. W. J. Stone, Com. of Pensions,
Frankfort, Kentucky.

Dear Sir:

Mr. Wm. E. Mattingly of West Louisville, this County, was in my office today to see me about his application for pension pending before the Board of Pension Commissioners. He stated that he had received a letter from you in which you state that if he would get me to write you a letter stating when his application was filed in the County Court here, and the evidence heard; that you would grant pension, for him, from that date.

The application of Wm. E. Mattingly was filed at the regular May Term of the Daviess County Court, held on the 20th day of May, 1912, and at the regular June Term of said Court, held on June 17, 1912, the evidence was heard and at the same time a copy of the evidence and finding of the Judge were made up and placed with said application. The applicant was not represented by an Attorney and by over-sight his application was not forwarded to you until some time in this year; I was then the presiding Judge of the Daviess County Court.

I think that Mr. Mattingly is entitled to draw his pension from the date of hearing the evidence and the findings of the Court filed and I would be glad if you can see your way clear to allow the pension from that date, to-wit: June, 17, 1912.

The application filed in your office shows the date of the filing in the County Court and also the date of hearing evidence.

Yours respectfully,

W. W. Owen

February 8, 1915.

V. M. Shively,

West Louisville, Ky.

Dear Sir:-

I am in receipt of yours of the 5th, and note carefully what you say.

In some correspondence had with Mr. W. E. Mattingly relative to his application for pension the fact was brought out that his application was filed in the Daviess County Clerk's office sometime in the year 1912, but his application did not reach this office until July 21, 1914, and the letter which I wrote him after that in answer to one from him I said to him that if I had information from the County Judge as to the time his application was passed upon by the County Judge that I would date the reception of his application in this office accordingly, not meaning ofcourse that I would date it at the time it was filed in the County Clerk's office; because the law provides positively that applications, when allowed, pension shall begin on the day the application reached this office. That every one knows who is at all familiar with the law.

When I wrote Mr. Mattingly, as above set out, I had it in mind that I might have power in cases like that to date the receipt of the application at this office at a reasonable time for it to have

reached here after it should have been mailed from the County Judge's office, but before this application was allowed, and after the letter had been written to which you refer, in order to be sure that I was in no way violating the law, I consulted the Attorney General and his opinion rendered to me verbally was that the law is positive, and that I could not date an application as having been received here prior to the date on which it was received, and I agree with him that he is entirely correct. That being the law it must be complied with, and therefore I dated this application July 21, 1914, the day on which it was received here. My opinion is that Mr. Mattingly can have no claim against the State in any way for any amount of money prior to July 21, 1914, because I am not responsible and the State is in no way responsible for his application not having reached here prior to July 21, 1914.

Very truly,

Commissioner.

WJS-C

Of _____, pointing Administrator or Administratrix

STATE OF KENTUCKY

Regular Term, 1924

Daviess County Court } August 3rd 1924

On motion of Kate M. Mattingly

it is hereby ordered that J. A. Mattingly

be, and he is hereby appointed administratOR of the estate

W. E. Mattingly deceased, whereupon, said J. A. Mattingly

being in open court accepted said trust and duly qualified as

such administratOR and together with Lucy Board

as suretY therein, executed to the Commonwealth of Kentucky a bond in the penal sum of

Fifty (\$ 50.00) Dollars

conditioned according to law, and which bond was approved by the Court.

R. L. McFarland Judge

A Copy—Attest: I. C. Sutherland Clerk

By M. H. Stroud D. C.

LAVEGA CLEMENTS GERALD S. CLEMENTS
CLEMENTS & CLEMENTS
ATTORNEYS AT LAW
OWENSBORO, KY.

July 23, 1924.

Confederate Pension Board,
Frankfort, Ky.

Gentlemen:-

On May 6, 1912, W. E. Mattingly of West Louisville, Kentucky, made an application through the Daviess County Court, Judge W. W. Owen presiding, for a pension as a Confederate soldier under the laws of this State. His application bears the above date and was immediately sent to your office. For some reason or other it was mislaid and he was required to send a duplicate - possibly a year or two later. He has been receiving a pension from the date of the receipt of the duplicate application but has received no pension from the date his application was sent in about May 20, 1912, up to the date of the sending of the duplicate application. If you will examine the duplicate on record in your office you will find that the above dates are correct. He has requested me to take the matter up with your office and see why he should not be paid the back pension covering the interem above mentioned.

Kindly examine your records and let me hear from you and oblige.

Yours truly,

G. S. Clements

Dict - L.

STATE OF KENTUCKY
CONFEDERATE PENSION DEPARTMENT
FRANKFORT

W. J. STONE, COMMISSIONER

July 25 1914

Mr George Clements
Owensboro Ky

My Dear Sir To back up your
your favor of 23. Inst. relative to W. G. Mattingly's
received. would say in reply that his application
is dated May 6. 1912. and was filed in this
office July 21. 1914. his name was entered on
the Pension Rolls of that date. you say in your
letter that his first application was mislaid
and he was required to send a duplicate. said
Mattingly has never filed but one application
in this office. The Law says that when a Pension
is allowed, his name should be placed on the
Pension Rolls. The date his application is received
in this office properly verified, which was done
by Capt W. J. Stone. This office nor the
State can be responsible for the negligence
of the claimant or the County Judge, who
it was his duty to prepare his application and
return to this office as the Law directs.

it is no fault of this office, or W. J. Stone
my predecessor. That W. E. Mattingly did
not have his application filed in this office
at the proper time, as he should have done.
Therefore the back pay you claim for me
Mattingly is hereby rejected.

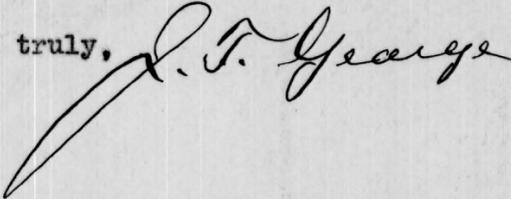
J. T. George
Comm.

July 25, 1924.

Mr. Lavego Clements;
Owensboro, Ky.

My dear Sir:-

Your favor of the 23rd, relative to back pay for W. G. Mattingly received. Would say in reply that his application is dated May 6, 1912, and was filed in this office July 21st, 1914. His name was entered on the Pension Roll on that date. You say in your letter that his first application was mis-laid and he was required to send a duplicate. Said Mattingly has never filed but one application in this office. The law says that when a pensioner is allowed, the pensioner's name should be placed on the pension roll the date his application is received in this office, properly verified which was done by Capt. W. J. Stone. This office nor the state can be responsible for the negligence of the Claimant or the County Judge whose duty it was to prepare his application and return to this office as the law directs. It is no fault of this office or W. J. Stone, my predecessor that W. E. Mattingly did not have his application filed in this office at the proper time as he should have done. Therefore the back pay you claim for Mr. Mattingly is hereby rejected.

Very truly,
 Commissioner.

F. A. ROBY
ATTORNEY AT LAW
215 1-2 WEST MAIN STREET
OWENSBORO, KENTUCKY

2995-

Owensboro, Ky. Aug. 5, 1926.

Hon. J. T. George,
Commissioner of Pensions,
Frankfort, Ky.

Dear Sir:-

Mr. William E. Mattingly of Daviess County, Kentucky, who held pension certificate No. 2995, died on July 29, 1926, leaving a widow surviving him. I was appointed as administrator of his estate by an order of the Daviess County Court on Aug. 3, 1926, executed bond and qualified by taking the oath required by law. Enclosed you will please find voucher sent to decedent, my affidavit and a certified copy of the order appointing me administrator. Please send me proper voucher to fill out for the amount of pension due decedent at the time of his death.

Thanking you in advance for your courtesy in this matter, I am,

Yours truly,

J. A. Mattingly Admin

Post office address
812 South 42nd St.,
Louisville, Ky.

County of Daviess,
Sct.
State of Kentucky.

Affidavit.

The affiant, J. A. Mattingly, states that he was by an order of the Daviess County Court on the 3rd day of August, 1926, duly appointed and qualified as administrator of the estate of W. E. Mattingly, and that he is now acting in such capacity; that the said W. E. Mattingly who was a Confederate Soldier and at the time of his death on July 29, 1926, was holding pension certificate No. 2995; that at the time of his death he left surviving him a widow and several adult children. Affiant says that the statements contained in the foregoing affidavit are true.

J. A. Mattingly Admin

Subscribed and sworn to before me by the affiant,
J. A. Mattingly, on the 5th day of August, 1926.

Robert Wheeler
Notary public for Daviess County, Ky.

My commission expires on the 8th day of Sept, 1926.