

(ORIGINAL)

Questions for Applicant

STATE OF KENTUCKY,

ShelbyCounty.

Mrs. Emma Mitchell

.....of said State and County, desiring to avail herself of the pension allowed to Indigent Widows of Soldiers, General Assembly, approved March 11, 1912, hereby submits her proofs, and after being duly sworn true answers to make to the following questions, deposes and answers as follows:

1. What is your full name and where do you reside? (Give State, County and Postoffice.)
Mrs. Emma Mitchell, Copper, Shelby Co. Ky.
2. How long and since when have you been a resident of this State? *All of life before sworn yes.*
3. When and where were you born and what was your maiden name? *Sept. 28 - 1855 New Frankfurt Ky. Emma Durall.*
4. When and where was your husband born—state his full name, and where were you and he married, and who performed the marriage ceremony. (If possible, attach certified copy marriage license in every case.)
1841 New Waddy, Shelby Co. Ky. Newton Shipp Mitchell, Frankfurt Ky. Rev. Alfred Ostal
5. When and where and in what Company and Regiment did your husband enlist or serve during the war between the States? *1861 at Camp Douglas, Ill. Capt. J. H. Morgan, Cavalry, Howard Smith 5th Ky Cav Co F, 1st Bourbon Co.*
6. How long did your husband serve in said Company and Regiment? *Multi Class of War*
7. When and where did your husband's Company and Regiment surrender? *near Lynchburg Va. in 1865*
8. Was your husband present at the time and place when his Company and Regiment surrendered? *Yes*
9. If not with his command at surrender, state clearly and specifically where he was, when he left command, for what cause and by what authority?
10. When and where did your husband die? *July 4 - 1912 at Copper, Shelby Co. Ky.*
11. At the time of your husband's death, were you living with him as his lawful wife? *Yes*
12. Have you married since the death of your soldier husband? *No*
13. What property, real or personal, or income do you have or possess, and its gross value? *Own house & lot six acres of land, see here & cow 1000. no income.*
14. Have you a family? If so, who compose such family? *Yes, three boys & two girls*
15. Name some friend, giving his name and postoffice address, who will be willing to have us write to him about your case if necessary. *W. H. Mitchell, Copper Ky.*

Sworn to and subscribed before me, this, the }
..... day of *November* 1912. }
Johnson Eels

Notary Public,County.
.....

Mrs. Emma Mitchell



Questions for Witnesses

STATE OF KENTUCKY,

Shelby County.

W.B. Mitchell and Louis Mitchell, of said State and County, having been presented as a witness in support of the application of Mrs. Emma Mitchell for a pension under Confederate Pension Law, approved March 11, 1912, after being duly sworn, true answers to make to the following questions, deposes and answers as follows:

1. What is your name and what is your postoffice address? W.B. Mitchell Frankfort Ky R#5
Louis Mitchell Cuffey 74
2. Are you acquainted with the applicant, Mrs. Emma Mitchell?
If so, how long have you known her? Forty year
3. Where does she reside, and how long and since when has she been a resident of this State?
Cuffey Shelby Co. 74 all of her life
4. Were you ever acquainted with her husband? Yes
5. Were either or both of you present at the marriage? Neither
6. How long did you know him? W.B. Mitchell for 69 years, Louis Mitchell 74 years
7. When and where did Newton Shipp Mitchell enlist in the war between the States, and in what Company and Regiment did he enlist, and how do you know this? at Lawrenceburg Ky Sept. 2 - 1862 W.B. Mitchell was present
8. Were you a member of the same Company and Regiment at the close of the war? Both of same Reg.
W.B. Mitchell of Co. F, Louis Mitchell of Co. A, same Reg.
9. How long did he perform regular military duty? During the entire war.
10. When and where was his Company and Regiment surrendered? near Lynchburg Va. April 1865
11. Were you with the command when it surrendered? W.B. Mitchell was, Louis Mitchell was not
12. Was Newton Shipp Mitchell, the husband of applicant, present?
No
13. If not present, where was he? In Prison at Chicago Ill
14. When and where did he leave his command? Captured July 1863 at Buffmans Island, A.
For what cause? Captured.
By whose authority did he leave? Captured.
- How do you know all this? (State fully and clearly.) W.B. Mitchell was with Louis Mitchell all of the time
15. When and where did Newton Shipp Mitchell die?
July 14 - 1912 at Cuffey Shelby Co. 74
16. Where did he reside at his death, and how long had he been a resident of Kentucky at his death?
Cuffey 74 all of life
17. Do you know of your own knowledge that applicant is the lawful widow of Newton Shipp Mitchell?
Yes

18. Has she remained unmarried since her soldier husband's death, and is she now his widow? *Yes*

19. What property, effects or income has the applicant, if any, and how do you know this of your own knowledge?
House & Lot House & Car all worth near \$1000.00

By. Emily. closely associated with party
Has applicant conveyed any property, in the last two years or given any away, if so, what was it, and to whom?
No

NOTE.—Let the witness who can answer the greatest number of the questions do so; then let the other witness state in the space below how much of the testimony of the first witness he concurs in, and whether or not he can answer any of the questions not answered by the first witness.

Sworn to and subscribed before me this *2* day of *December* 191*7*.
Morrison Ellis
Notary Public Shelby Co., Ky.
Comm. *1913*

W B Mitchell
Louis Mitchell
Edwin Adler
Witnesses.

THE FOLLOWING CERTIFICATE OF THE COUNTY JUDGE MUST BE FILLED OUT WHETHER THE APPLICANT OWNS ANY TAXABLE PROPERTY OR NOT.

I, *Ralph Gerrit* Judge of *Shelby* County, Kentucky, hereby certify that the property assessed on the tax books of this County to Mrs. *Emma Mitchell* the widow of *Kent. Shepp Mitchell* amounts to \$ *nothing* real estate and \$ *nothing* personal.
Ralph Gerrit Co. Justice
For *Shelby* County, Ky.

Certificate of Clerk of Court or Notary Public

STATE OF KENTUCKY,
Shelby County.

I, *Morrison Ellis* Clerk or Notary Public, in and for said county, hereby certify that the applicant, Mrs. *Emma Mitchell* resides in said county, and has been a bona fide resident of this State since the *14th* day of *Sept* 19*17*, and that the witnesses, Mr. *W. B. Mitchell* and *Louis Mitchell* are of trustworthy character, and that their statements are entitled to full faith and credit.

I do further certify that before answering the foregoing questions, the applicant and said witness took the oath herein prescribed, and the full text of the affidavits was read to the applicant and witnesses before the same was signed and subscribed.

Witness my hand and official seal this *15* day of *Sept* 191*7*.
(SEAL) *Morrison Ellis*
Notary Public *Shelby* County.

- Note—1. Before any questions are answered, the Clerk or Notary shall swear applicant and the witnesses in the following words: "You do solemnly swear that you will true answers make to each of the questions asked of you, and the evidence you shall give will be the whole truth; so help you God."
2. Additional affidavits may be attached, if blank spaces are insufficient.
3. All affidavits must be made before an officer using a seal.
4. Only widows who were the wives of soldiers need apply—and are now widows. Those married since Jan. 1st, 1890, not entitled.
5. Two witnesses are necessary to make out claims.
6. Attach certified copy marriage license in every case, or certificate of County Court Clerk, under seal, that license is filed in his office duly certified by officiating minister, or the affidavit of the officiating minister, or the affidavit of a witness of the ceremony, or the affidavit of two witnesses who knew them as man and wife, prior to January 1, 1890, and knew that they were living together on the date of his death.

NOTICE TO APPLICANTS.

The Widows' Pension Law, passed by the Kentucky Legislature, provides for the widows of *soldiers only*, and they must have been residents of the State of Kentucky since January 1, 1907.
Widow must have married prior to 1890.
To be eligible the applicant must have remained a widow after the death of her soldier husband, and must be indigent.
Read the questions in the application carefully and answer them fully.
Read the law, and unless you come clearly under the laws it will be useless to file application.

3140

No.....

**Widow's
Indigent Pension**

Name *Mrs. Emma Mitchell*

Filed *SEP 18 1913
Dec 9 - 1913*

SEP 27 1914

Widow of *Newton S. Mitchell*

Leather Block Co, Dec

*Allowed from 15th 1915
W. J. Stone
Commissioner*

All blanks on this filing to be filled by the Pension Board.

Indorsement.

PENSION EXAMINER'S OFFICE,

FRANKFORT, KY.

EMMA MITCHELL
WIDOW OF
NEWTON S. MITCHELL,

Who enlisted Sept. 2, 1862,
in Co. F, 5th Kentucky Cav. Cap-
tured July 19, 1863, in Ohio,
and released Mch. 16, 1865, at
Camp Douglass, Ills. upon
taking the oath of allegiance
to the U.S. Government. Proven
by the records.

Proved July 27, 1914,
brings applicant within
the provisions of the pension
law approved Mch. 18, 1914.

Property: \$1,000.00.

Approved:

W J Stone.

JUL 27 1914

2085069

WAR DEPARTMENT,
THE ADJUTANT GENERAL'S OFFICE,
WASHINGTON, October 8, 1913.

Respectfully returned to

The Examiner,
Confederate Pension Department,
Frankfort, Kentucky.

The name Morton S. Mitchell has
not been found on the rolls on file
in this office of Company F, 5th
Kentucky Cavalry, Confederate States
Army, nor has any record been found
of the capture or parole of a man of
that name and organization.

The records show, however, that
N. S. Mitchell, also borne as Newton
S. Mitchell, private, said company
and regiment, enlisted September 2,
1862; that he was captured July 19,
1863, at Buffington, Ohio, and that
he was released on oath March 16,
1865, at Camp Douglas, Illinois.

W. J. Andrews
The Adjutant General.

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

Indorsement.

PENSION EXAMINER'S OFFICE,

FRANKFORT, KY.

MRS. EMMA MITCHELL
WIDOW OF
NEWTON S. MITCHELL

Who enlisted Sept. 2, 1862,
in Company F, 5th Kentucky
Cav. Captured July 19, 1863, in
Ohio and released Mch. 16, '65
at Camp Douglass, Ills. upon
taking the oath of allegiance
to the U.S. Government.
Proven by the records.

Property: \$1,000.00

W J Stone

No. W

HEADQUARTERS

Confederate Pension Department

W. J. STONE, EXAMINER
FRANKFORT, KY.

September 191 3

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

Dear Sir:

Mrs. Emma Mitchell

who is an applicant for pension under the Kentucky Widows' Pension Law,
claims that her husband Morton S. Mitchell
was a member of Company "F" Regiment 5th Ky. C. S. A.,
and was Cavalry

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Please give me the record of this soldier.

Respectfully,

W. J. Stone

Examiner.

SHELBY COUNTY COURT.

I, Ralph Gilbert, County Judge of Shelby County, Kentucky, certify that the hereto attached application for pension under the Confederate Pension Bill was filed on the date subscribed on the back thereof and laid over for exceptions until the second Court day thereafter; that thereupon said applicant together with his witnesses appeared in open Court and swore under oath as to the facts as set out in the application, and that the witnesses thereto, together with the applicant, are reputable and entitled to credit. The names and Post Office addresses of the witnesses are ~~\$\$\$~~ a part of the application and that I recommend the application to be entitled to the benefits of said Act.

In testimony of which, witness my hand this 17 day of

Sept 1913.

Ralph Gilbert
Judge Shelby County Court.

STATE OF KENTUCKY
ADJUTANT GENERAL'S OFFICE
FRANKFORT

CONFEDERATE PENSION DEPARTMENT
W. J. STONE, EXAMINER

September 18th, 1913.

Mrs. Emma Mitchell,

Cropper (Shelby Co), Ky.

Dear Madam:-

I am enclosing to you herewith your application which was just received this A. M. You have not given the company nor the regiment in which your husband served in the Confederate Army and without this information I cannot write to Washington for a copy of his record. Kindly give the company and Regiment, or some of the regimental officers' names, so I can inquire into his military record. Answer the questions fully and return as soon as possible.

Yours truly,

W. J. Stone

Examiner.

WJS-C

State of Kentucky:

County of Franklin:

The affiant, W.B. Mitchell says that he was a member of the 5th Kentucky regiment and of Company F., Confederate Cavalry, under Capt. James Jordan, of Anderson County, Kentucky; that he was a brother of private N.S. Mitchell, of the same company.

The affiant W. B. Mitchell says that the now deceased N. S. Mitchell was ill and confined to the hospital the last twelve months or so of his nineteen months confinement in the prison at Camp Douglas near Chicago Illinois: that he and his brother were a part of Gen. John H. Morgan's command; that his brother was seriously ill for about twelve months before taking the oath: that his brother's illness and his emaciated condition fully warranted his believing that his life depended upon his taking the oath: that his brother was so wasted away and so enfeebled by reason of his illness and long confinement in prison, that he was unable to leave the city for some two months after he was released. That his brother was the lawful husband of Emma Mitchell, of Cropper, Kentucky, who is now an applicant for the pension as his widow which she now is.

Subscribed and sworn to before me by W. B. Mitchell, this 25th day of July, 1914.

J. H. Jackson
Notary Public, Franklin County, Ky.
My commission expires, Feb. 26th,
1918.



J. HUNT JACKSON
ATTORNEY AT LAW
614 UNITED AMERICAN BUILDING
NEW PHONE 72

*State of Ky.
County of Franklin*

FRANKFORT, KY.

The affiant, John Harrod, says that he was a Confederate soldier, and belonged to Company *E, 1st Ky Cav,* that he was well acquainted with one *N. S. Mitchell* who was also a confederate soldier in *Co. F, 5th Ky Cav,* that he knows of the conditions under which he took the oath *at Camp Douglas* and that the said Mitchell had been ill for almost a year and that he believed and was justified in believing that his life depended upon his taking the oath and thus being released from prison. *That he knows N. S. Mitchell was the husband of Emma Mitchell the applicant's pensioner*

Subscribed and sworn to before me this *November 7th,*

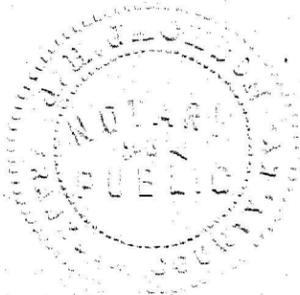
1914, by John Harrod.

J. H. Jackson

Notary Public for Franklin Co,

My Commission expires February 26,

1918.



J. HUNT JACKSON
ATTORNEY AT LAW
614 UNITED AMERICAN BUILDING
NEW PHONE 72

Defoe, Ky. Nov. 9th, 1914.
FRANKFORT, KY.

Capt. W/J/ Stone,
Commissioner of Pensions,
Frankfort, Ky.

Dear Sir:- I enclose you the affidavit of John Mitchell in the case of Mrs. Emma Mitchell, widow of N.S. Mitchell. I sincerely trust that this may prove sufficient as the applicant is known to me to be very worthy and very needy as well.

With best wishes and kindest personal regards,

I am,

Yours very truly,

J. Hunt Jackson

SECTION 12 OF THE KENTUCKY PENSION LAW PROVIDES THAT

§ 12. No pension money granted under this act while due or to become due to any pensioner, shall be liable to attachment or levy or seizure by or under any legal or equitable process whatever, whether the same remains with the State, or in the course of transmission to the pensioner entitled thereto.

No. 3140

PENSION CERTIFICATE OF
Emma Mitchell

Payable Quarterly

by the

Treasurer of Kentucky

at

Frankfort, Kentucky.

The affiant O. B. Polsgrove, says that he has known Newton Mitchell and Emma Mitchell his wife, for more than twenty years and that they were living together January 1st, 1890, and they had been married some eight or ten years prior to said date.

O. B. Polsgrove

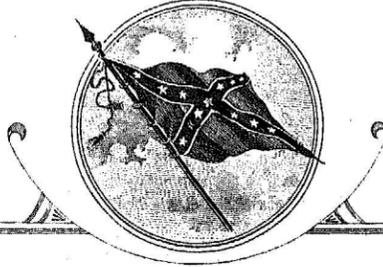
Subscribed and sworn to before me by O. B. Polsgrove,
this 2nd day of January 1915.

Craddock Lee
Notary Public, Franklin Co, Ky.

My commission expires January 19, 1918.



No. 3140



COMMONWEALTH OF KENTUCKY

DEPARTMENT OF CONFEDERATE PENSIONS

It is hereby certified

That in conformity with the laws of the Commonwealth of Kentucky;

Emma Mitchell (Widow of Newton S. Mitchell)

*who was a member of Company "E" Regiment 5th Ken-
tucky Cavalry*

*Confederate States Army, is entitled to a pension at the rate of Ten
dollars per month, to commence on the Twenty-seventh day of
July one thousand nine hundred and Fourteen.*

Given at the office of the Commissioner of Pensions

*this Fifteenth day of January
one thousand nine hundred and Fifteen.*

W. J. Stone

Commissioner.

SECTION 12 OF THE KENTUCKY PENSION LAW PROVIDES THAT

§ 12. No pension money granted under this act while due or to be become due to any pensioner, shall be liable to attachment or levy or seizure by or under any legal or equitable process whatever, whether the same remains with the State, or in the course of transmission to the pensioner entitled thereto.

No. 3140

PENSION CERTIFICATE OF

Emma Mitchell

Payable Quarterly

by the

Treasurer of Kentucky

at

Frankfort, Kentucky.

No. 3140



COMMONWEALTH OF KENTUCKY

DEPARTMENT OF CONFEDERATE PENSIONS

It is hereby certified

That in conformity with the laws of the Commonwealth of Kentucky;

Emma Mitchell (Widow *Newton S Mitchell*
who was a member of Company *F* Regiment *Fifth*
Kentucky Cavalry
Confederate States Army, is entitled to a pension at the rate of Twelve
dollars per month, to commence on the *First* day of
August one thousand nine hundred and eighteen.

Given at the office of the Commissioner of Pensions

this *First* day of *August*
one thousand nine hundred and eighteen.

W. J. Stone

Commissioner.

BARRICKMAN & KALTENBACHER
ATTORNEYS AT LAW
SHELBYVILLE, KY.

August 15, 1919.

Hon. W. J. Stone,
Commissioner of Pensions,
Frankfort, Ky.

Dear Sir:

I received through the mail your letter to my mother,
Emma Mitchell, inclosing her pension check.

I regret to inform you that my mother died on
last Tuesday. She left no property of any kind, and I ordered
her burial and had the funeral expenses charged to me.

I wish you would write me whether the check for her
pension can be endorsed by me in her stead, so as to avoid the
expense of having an administrator appointed, or whether I
shall have to have an administrator appointed to collect the
check.

Yours truly,

A. A. Mitchell
Cropper, Ky.