

Questions for Witnesses

STATE OF KENTUCKY,

Callaway County.

S. M. Erash and V. T. Roark, of said State and County, having been presented as a witness in support of the application of Mrs. Nancy E. Perry 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? S. M. Erash, Hazel Ky
and V. T. Roark, Murray Ky R. F. D. # 2.

2. Are you acquainted with the applicant, Mrs. Nancy E. Perry?
If so, how long have you known her? About 50 years.

3. Where does she reside, and how long and since when has she been a resident of this State? near Kirksby
Callaway Co. Ky about 40 years

4. Were you ever acquainted with her husband? yes

5. Were either or both of you present at the marriage? no

6. How long did you know him? About 60 years

7. When and where did James E. Perry enlist in the war between the States, and in what Company and Regiment did he enlist, and how do you know this? In the early part
of 1861 in company B. Kings Battalion

8. Were you a member of the same Company and Regiment at the close of the war? yes
in the early part of 1861 in company B. Kings Battalion

9. How long did he perform regular military duty? about 1 1/2 years

10. When and where was his Company and Regiment surrendered? Columbus Miss

11. Were you with the command when it surrendered? yes

12. Was James E. Perry, the husband of applicant, present?
yes

13. If not present, where was he? —

14. When and where did he leave his command? —

For what cause? —

By whose authority did he leave? —

How do you know all this? (State fully and clearly.) Because we were
present at that time

15. When and where did James E. Perry die? In
Callaway Co. Ky January 1900

16. Where did he reside at his death, and how long had he been a resident of Kentucky at his death? In
Callaway Co. Ky about 50 years

17. Do you know of your own knowledge that applicant is the lawful widow of
they lived together as man and wife about 50 years
but did not see them marry

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?
Dawny Right in 160 acres of Land

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.

Both of us know about the same.

Sworn to and subscribed before me this *24* day of *June* 191*2*
R. H. Talwell clerk
By *H. Broach, D.C.*

S. M. Enock
V. I. Roark
Witnesses.

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

I, *Oliver W. Patterson* Judge of *Callaway* County, Kentucky, hereby certify that the property assessed on the tax books of this County to Mrs. *Nancy E. Penny* the widow of *James Edward Penny* amounts to \$ *Nothing* real estate and \$ *Nothing* personal. *Oliver W. Patterson* Trustee *JCC*
For *Callaway* County, Ky.

Certificate of Clerk of Court or Notary Public

STATE OF KENTUCKY,

Callaway County.
I, *R. H. Talwell* Clerk or Notary Public, in and for said county, hereby certify that the applicant, Mrs. *Nancy E. Penny* resides in said county, and has been a bona fide resident of this State since the *15* day of *January* 1860, and that the witnesses, Mr. *S. M. Enock* and *V. I. Roark* 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 herem 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 *24* day of *June* 191*2*
(SEAL) *R. H. Talwell* clerk,
Callaway County.
By *H. Broach, D.C.*

- 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.

No. *2759*

**Widow's
Indigent Pension**

Name *Nancy E. Penney*

Filed *JUL 17 1913*

Widow of *James E. Penney*

*Allowed
w.p. done
com.*

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

Filed JUN 24 1912

OK JUL 22 1912

ADJUTANT GENERAL'S OFFICE

JUL 24

2060968

1913

WAR DEPARTMENT

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON. July 25, 1913.

2060968

Respectfully returned to the

Examiner,
Confederate Pension Department,
Frankfort, Kentucky.

The name James E. Penny has not been found on the rolls, on file in this office, of Company B, King's Battalion, Kentucky Infantry, afterwards known as Company B, 1st Confederate Cavalry, Confederate States Army; nor has any record been found of the capture or parole of man of that name as of either organization.

H. S. Hestand

Adjutant General.

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(A. G. O. 74)

Indorsement.

PENSION EXAMINER'S OFFICE,

FRANKFORT, KY.

NANCY E. PENNY,
WIDOW OF
JAMES E. PENNY,

Who it is claimed enlisted in the early part of 1861, in Company B, King's Battalion Confederate Cavalry. There is no record proof of his enlistment or service in the Confederate army. Two witnesses swear to his enlistment and that he served till the close of the war and was surrendered and paroled at Columbus, Miss.

Property: \$500.00.

Approved:

W J Stone

State of Kentucky,
SCT.
County of Calloway

I, H. C. Broach, Clerk of the Calloway County Court do certify that the Marriage records of Calloway County Kentucky were destroyed by fire on the day of April 1906, or all the marriage records prior to 1890.

Witness my hand, this 26th day of June 1914.

H. C. Broach
.....
Clerk Calloway County Court.

No. W

HEADQUARTERS

Confederate Pension Department

W. J. STONE, EXAMINER

FRANKFORT, KY.

July 17th 1913

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

Dear Sir:

Mrs. Nancy E. Penny

who is an applicant for pension under the Kentucky Widows' Pension Law,
claims that her husband James E. Penny
was a member of Company "B" Regiment C. S. A.,
and was of King's Kentucky Battalion

Please give me the record of this soldier.

Respectfully,

W. J. Stone
Examiner.

The affiant *S. S. Jones* states that *he*
at the wedding of J. E. Penny and knows of *his* own personal
knowledge that Mrs. Nancy E. Penny is the lawful widow of
J. E. Penny, Dec'd.

The affiant further states that J. E. Penny and Nancy E.
were married on January 3rd 1874 in Calloway County Kentucky.

The affiant further states that the said Nancy E. Penny has
never married since her Soldier Husband's death and is now his
widow.

S. S. Jones

Subscribed and sworn to before me by *S. S. Jones* this *the 27th*
day of June 1914.

H. C. Brouck Clerk.

By *S. A. McKee* D. C.

The affiant *D. T. Jones* states that *he* was at the wedding of J. E. Penny and knows of *his* own personal knowledge that Mrs. Nancy E. Penny is the lawful widow of J. E. Penny, Dec'd.

The affiant further states that J. E. Penny and Nancy E. were married on January 3rd 1874 in Calloway County Kentucky.

The affiant further states that the said Nancy E. Penny has never married since her Soldier Husband's death and is now his widow.

D. T. Jones
.....

Subscribed and sworn to before me by *D. T. Jones* this *the 29th* day of June 1914.

H. C. Broach Clerk.
By *L. A. McKel* D. C.

In the matter of;

Mrs. Nancy E. Penny

Application for Pension.

This day this cause coming on to be heard and the applicant and witnesses being present either in person or by affidavit and the court being fully advised doth adjudge that the facts as set forth in the application seem to be fully verified, and would ask your most careful consideration of this application.

This July 27th 1914

W. J. Allison
Per *B. O. Langston* J.C.C.C.
Clerk.