

(ORIGINAL)

# Soldier's Application for Pension

I, ...John Lewis Simms.....

am a citizen of Kentucky, resident at Madisonville.....in the County of ...Hopkins.....

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 ...Company "I" ...Tenth Kentucky, Cavalry, (Volunteer) ...with M. B. Winstead

as Captain and F. F. Brown as first Lieut., under Col. Adam Johnson.....

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 fam-

ily. 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 ...Hopkins County Kentucky, February the 9th, 1844

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

Answer ...October 1862, ...M. B. Winstead Capt., F. F. Brown First Lieut.,

...Major Bob Martin, Major Frank Owen.....

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

Answer On Black River in Virginia, with Lieut. McKnight and Orderly Giles, pressing horses for Morgan's Command in company with five others, when Gen. Lee Surrendered.

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

Answer Johnson Island, from Nov. 1862 to March, next year, exchanged at City Point Va.,

Were you paroled? If so, when and where?

Answer ...No.....

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

Answer Yes, after the close of the war, in 1865.....

If so, when and under what circumstances?

Answer The South having surrendered, I took the oath with the other soldiers in Va.,...

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

Answer ..Farming...Am not able to work.....

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

Answer ..180 Acres land, a great portion of which is poor and quite a lot located in bottoms which over flows with copperas water from the mines, which I value at \$1700. I have 5 children from 7 years to 16 years.

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

Answer ..Nothing.....

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 ..What little we can make on the sforesaid farm.....

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 of 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 ..12th., day of ...Oct., .....1914.

WITNESSES:

Jas. D. Sory, Physician P. O. Madisonville Ky. Street and No. (if any)

Thomas Marshall Knapp, Witness R. F. D. (if any) #2 Postoffice Address ..Madisonville Ky.

Robert T. Thomas, Witness Postoffice Address ..Madisonville Ky.

COPY WITH FILE

STATE OF KENTUCKY

Stapkins County } I, Will T. D. Miller, Judge of said County,

certify that John Lewis Simms and his wife are assessed with 1.59 acres, valued at \$1420.00, and with \$4.60 of personal property.

Witness my hand this 9th day of Jan., 1914. Wiesthies Judge County Court.

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

STATE OF KENTUCKY

Hopkins County } Personally appeared before me... County Judge  
of said County, the above named John Lewis Sumner  
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 12<sup>th</sup> day of Oct., 1914  
W. H. Smith Co. Judge

STATE OF KENTUCKY

Hopkins County } Personally appeared before me... County Judge  
of said County, the above named Jas. D. Long, M.D.  
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 John Lewis Sumner  
the applicant, and find him laboring under the following disabilities: Unable to earn a support by manual labor.

He has chronic articular Rheumatism  
and he is also bothered with Gastritis  
and he is not able to perform manual labor

Witness my hand and seal of office, this 12<sup>th</sup> day of Oct., 1914  
W. H. Smith Co. Judge

(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

Hopkins County } Personally appeared before me... Thomas  
M. Brooks of said County, the above named Robt. Thomas Wingo  
and 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 Thomas M. Brooks

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.

That he was with said Sumner from 1863 to 1865  
and that they were in the service together.  
Robt. Thomas Wingo states that he was with the applicant Sumner in the service from the fall of 1862 to July 1865

Witness my hand and seal of office, this 12<sup>th</sup> day of Oct., 1914  
W. H. Smith Co. Judge

No. 3470.

STATE OF KENTUCKY

Soldier's Application for Pension

*John Lewis Simms*

Co. .... Rgt.

Filed JAN 15 1915

Allowed .....

Read Specifications on Back.

SPECIFICATIONS

- 1.....
- 2.....
- 3.....
- 4.....
- 5.....

Allowed Jan 15<sup>th</sup> 1915.

*W. J. Stone* Commissioner.

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

KENTUCKY STATE JOURNAL PUBLISHING 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 filed 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.

*John Lewis Simms*

Filed Jan. 21, 1915.

Attest *John L. Johnson* Clerk

*W. M. B. Johnson* R. L.

Confirmed January 4<sup>th</sup> 1915.

Attest *John L. Johnson* Clerk  
*Wm. B. Johnson* R. L.

Indorsement.

PENSION EXAMINER'S OFFICE,

FRANKFORT, KY.

JOHN L. SIMMS

Enlisted October, 1862, in Co. I, 10th Kentucky Cav. and served till the close of the war, and was released April 27, 1865, at Louisa, Ky. on taking the oath of allegiance to the U.S. Government. Enlistment and service proven by comrades. Release at close of war proven by oath filed with application.

Property: \$1700.00.

Approved:

W J Stone.

WAR DEPARTMENT,  
THE ADJUTANT GENERAL'S OFFICE,  
WASHINGTON, Jan. 19, 1915.

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

The name John L. Sims has not been found on the rolls, on file in this office, of Company I or any other company of any 10th Kentucky cavalry organization, C.S.A., and no record has been found of service, capture or parole of a man of this name as a member of any such organization.

*H. J. McClain*  
The Adjutant General.

JAN 15 1915

No. .... S. ....

HEADQUARTERS

# Confederate Pension Department

W. J. STONE, EXAMINER

FRANKFORT, KY.

January 15th 1915

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

Dear Sir:

John L. Sims

who is an applicant for Pension under the Kentucky Pension law, claims  
to have been a member of Company "I" - 10th Kentucky  
Regiment Cavalry C. S. A., and to have been

Please give me the record of this soldier.

Respectfully,

*W. J. Stone*  
Examiner.

Received A. G. C.

JAN 18 1915



November 10, 1915.

Gen'l. F. B. Harris,  
Madisonville, Ky.

In the matter of John L. Sims, when he filed his application, Thomas M. Brooks and Robert T. Wingo stated that they served with the applicant from the fall of 1862 till February, 1865, but they tell nothing about the company or regiment in which they served, nor when or how they got out of the army, and on inquiry to the War Department I was informed that his name did not appear on the rolls of Company I or any other company of any 10th Kentucky Confederate organization, and that no record has been found of him at all. Consequently practically all the proof required by the law is lacking in his case.

Very truly,

Commissioner.

EJS-C

State of Kentucky)  
County of Hopkins)     Set.

The affiant Thos. M/ Brooks, states that he was a member of Cpmpany "K" Tenth Kentucky Cavalry in the Confederate Army under Col/ A. R. Johnson, from May 1862 to May 1865, was parolled at Waskington Ga. May 1" 1865, and the affiant further states that John L. Simms, was a member of Company "I" of the same regiment as the affiant and that he affiant knew said John L/ Simms well, and that said Simms was a member of the aforesaid Company from January 1863 to January 1865, that in January 1865 said John L/ Simms and others were sent to Virginia to join Morgan's command, and the affiant did not see said Simms after this.

*Thos. M. Brooks*

Subscribed and sworn to before me by Thos.

M. Brooks, on this the 27" day of November 1915.

*W. H. Mills*  
County Judge.

State of Kentucky)  
Sct.  
County of Hopkins)

The affiant F. F. Brown, states that he was  
First Lieutenant of Company "I" of the Tenth Kentucky  
Cavalry of the Confederate Army from August 1862 to  
~~April~~ May 1865, and John L/ Simms was a private in said  
Company from August 1862 to July 1863, at which time the  
affiant left with the aforesaid company to go on Morgan's  
Ohio Riad, and said John L. Simms was left in Tennessee  
sick. The affiant states that he was well acquainted  
with said John L. Simms.

F. F. Brown

Subscribed and sworn to before me by F. F. Brown,  
on this the 27<sup>th</sup> day of November 1915.

W. S. Mills  
County Judge



State of Kentucky)  
County of Hopkins) Set.

The affiant, Robert Thomas Wingo, states that he was a member of Company "I" Tenth Kentucky Cavalry in the Confederate Army under Col. A. R. Johnson from ~~Oct~~ 1862 to May 1865, was paroled at Washington, Ga. May 1" 1865 and the affiant further states that John L/ Simms was a member of Company "I" of the same regiment as the affiant and that the affiant knew said John L. Simms well and that said Simms was a member of the aforesaid Company from fall 1862 to Feby. 1865, and the affiant did not see said John L. Simms after the above date.

R. T. Wingo

Subscribed and sworn to before me by Robert Thomas Wingo, on this the 3 day of December 1915.

Howard B. Pellard  
Notary Public

My commission expires July 20, 1916

December 4, 1915.

Gen'l. F. B. Harris,

~~Madisonville, Kentucky.~~

Dear General:-

I am in receipt of yours of the 2nd.

The affidavits to which you refer have not been received at this office to be filed with the application of John L. Simms.

Very truly,

Commissioner.

WJS-C

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December 9th, 1915.

Gen'l. F. B. Harris,  
Madisonville, Ky.

Dear General:-

As I wrote you a few days ago, the affidavits to which you referred in the case of John L. Simms were received here, and I have just reached the application for examination, and they testify that John L. Simms enlisted sometime in the fall of 1862, or in January, 1863, in Company I of the 10th Kentucky Cavalry, and one of them says that he knew of his service to February, 1865, and one other says that he knew of it till January, 1865, and one says till July, 1863. So to make the very best of it, there is no proof of any kind after January or February, 1865, and none as to when or how he got out of the army.

Very truly,

Commissioner.

WJS-C

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Madisonville, Ky.

Dec 21 1915.

Genl W. J. Stone,

Frankfort, Ky.

Dear Genl:

I enclose herewith as more proof of the claim of John L Simms to Pension, the oath taken by him on his way home from Virginia after the surrender of Genl Lee. He claims that he was not molested by the Federals untill he got in Kentucky, was then required to take the Oath April 27 1865.

John L Simms is a man that stands well in this County and no one doubts in the least any statement that he makes in regard to his record as a confederate Soldier. Hoping this will be sufficient grounds for you to act favorable on his application. This would have been sent you before this but has been misplaced for number of years, and given up ever finding it, But yesterday it was found.

Would be glad to know at your convenience in regard to Mrs Mary E Wicks Application as well as Mr Simms.

Truly Yours,

*F. B. Harris*

B. M. Slaton

FUNERAL DIRECTOR AND LICENSE EMBALMER  
MADISONVILLE, KENTUCKY

To whom it may concern this to certify that I am Undertaker, residence  
Madisonville, Ky. Hopkins County, and did on the 4th. day of December 1919  
have charge of the remains of John L. Simms, who died on the above date  
at 5.A.M. and on the 5th. day of December 1919 layed said remains to  
rest in Odd Fellows Cemetery Madisonville, Ky.

XXXXX

*B. M. Slaton*

Subscribed and sworn to before by B.M. Slaton, This the 2nd. day of March, 1920

*John G. Salomon, County Court Clerk*  
*By O. L. McGregor, Jr.*