

(ORIGINAL)

# Questions for Applicant

STATE OF KENTUCKY,

*Daviess* County.

*Margaret Eubanks* 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.) .....  
*Margaret Eubanks, Maceso, Ky.*
2. How long and since when have you been a resident of this State? *All my life*
3. When and where were you born and what was your maiden name? *Was born in Dav. Co., Ky. June 10<sup>th</sup> 1852, Margaret Payne*
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.) *Corbin Eubanks, was born in Harlan Co., Ky. in 1846, exact date unknown, we were married in Jan 1878 at Hawesville, Ky. by a priest (name forgotten) in the Catholic Church.*
5. When and where and in what Company and Regiment did your husband enlist or serve during the war between the States? *Enlisted at Hawesville, Ky. in 1863 in 12 Ky' Reg, Cal. under Capt Lindsey*
6. How long did your husband serve in said Company and Regiment? *Till close of war*
7. When and where did your husband's Company and Regiment surrender? *At Bowling Green Ky. in 1864 and was taken to Camp Chase*
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? *Was with his command (statement of witness)*
10. When and where did your husband die? *In Sept 1899, Got killed by a train in Henderson, 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? *None*
14. Have you a family? If so, who compose such family? *Yes, four boys, but none of them live at home nor do not furnish me any support.*
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. *M. H. Estess*

Sworn to and subscribed before me, this, the

*17* day of *May* 191*2*

*J. B. Berry*  
of *Daviess* County.

*Margaret Eubanks*  
*widow*  
*Attest*  
*W. Berry*

# Questions for Witnesses

STATE OF KENTUCKY,

Davis County. }  
Sumner Bivens and J. L. Potts of said State and County, having been presented as a witness in support of the application of Mrs. Margaret Eubanks 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? Sumner Bivens and J. L. Potts Maced Ky
2. Are you acquainted with the applicant, Mrs. Margaret Eubanks?  
If so, how long have you known her? About 30 years
3. Where does she reside, and how long and since when has she been a resident of this State? at Maced, Ky. She has been a resident of this State all her life.
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? Nearly all his life.
7. When and where did Corbin Eubanks enlist in the war between the States, and in what Company and Regiment did he enlist, and how do you know this? He enlisted at Haysville Ky in 1863 in 12<sup>th</sup> Ky Cal. We were with him part of the time.
8. Were you a member of the same Company and Regiment at the close of the war? Yes
9. How long did he perform regular military duty? 1863 to 1864
10. When and where was his Company and Regiment surrendered? at Bowling Green, Ky, in Jan, 1864 or about this time
11. Were you with the command when it surrendered? Yes we escaped capture.
12. Was Corbin Eubanks, the husband of applicant, present? Yes, but Corbin Eubanks was captured.
13. If not present, where was he?
14. When and where did he leave his command? Was captured and taken to Prison  
For what cause?  
By whose authority did he leave?
15. When and where did Corbin Eubanks die? Sept, 1899 - Hudson, Ky. (Got killed by train)
16. Where did he reside at his death, and how long had he been a resident of Kentucky at his death? He resided at Maced, Ky. Was a resident of this State all his life.
17. Do you know of your own knowledge that applicant is the lawful widow of Corbin Eubanks?  
We Do.

18. Has she remained unmarried since her soldier husband's death, and is she now his widow? *No She is now his Widow*

19. What property, effects or income has the applicant, if any, and how do you know this of your own knowledge? *None*

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 *17* day of *May* 191*2*  
*M. B. Berry*  
Notary Public Daviess Co., Ky.  
My commission expires Jan. 27, 1914.

*Lumson Bivens*  
*J. L. Potts*  
Witnesses.  
Attest *M. B. Berry*

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

I, *W. W. Owen* Judge of *Daviess* County, Kentucky, hereby certify that the property assessed on the tax books of this County to Mrs. *Margaret Eubanks*, the widow of *Corbin Eubanks* amounts to \$ *—* real estate and \$ *—* personal. *W. W. Owen* County Judge *Daviess* County, Ky.

Certificate of Clerk of Court or Notary Public

STATE OF KENTUCKY,

*Daviess* County.  
I, *M. B. Berry* Clerk or Notary Public, in and for said county, hereby certify that the applicant, Mrs. *Margaret Eubank* resides in said county, and has been a bona fide resident of this State since the *—* day of *All her life* 19*—*, and that the witnesses, Mr. *Lumson Bivens + J. L. Potts* 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 *17* day of *May* 191*2*  
*M. B. Berry*

(SEAL)

*Daviess* 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.

No. 4327

**Widow's  
Indigent Pension**

Name *Margaret Eubanks*

AUG 21 1914

Filed *May 20 - 1912*

Widow of *Robin Eubanks*

*allowed this 11th  
day of August 1914  
Her pay begins  
as this date  
L. R. George, Com*

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

Indorsement.

PENSION EXAMINER'S OFFICE,

FRANKFORT, KY.

MRS. MARGARET EUBANKS  
WIDOW OF  
CORBIN EUBANKS

Who it is claimed enlisted in 1863 in the 12th Kentucky Cav. Company not given, and that he was captured at Bowling Green, Ky. in 1864. His enlistment and capture testified to by two witnesses. There is no record proof of his enlistment or service in the army and no proof of service nor anything regarding him after the time he was captured in 1864.

Indigent.

HELD FOR PROOF.

W J Stone/

CONFEDERATE PENSION DEPARTMENT

FRANKFORT, KENTUCKY  
Margaret Eubank  
widow of Corbin Eubank  
who enlisted in 12th. Ky.  
Cav. 1863 and served until  
close of War. Proven by  
comrades.

Indigent

*A. V. George*  
Com

ADJUTANT GENERAL'S OFFICE

AUG 24

2200917

1914

WAR DEPARTMENT

WAR DEPARTMENT,  
2200917  
THE ADJUTANT GENERAL'S OFFICE,  
WASHINGTON, August 26, 1914.

Respectfully returned to the

Examiner,  
Confederate Pension Dept.,  
Frankfort, Ky.

The name Corbin Eubanks has not been found on the rolls, on file in this office, of any company of the 12th Kentucky Cavalry, C.S.A., and no record has been found of the service, capture or parole of a man of this name and organization.



The Adjutant General.

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

No. .... W .....

HEADQUARTERS

# Confederate Pension Department

W. J. STONE, EXAMINER

FRANKFORT, KY.

August 21st 1914

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

Dear Sir:

Mrs. Margaret Eubanks

who is an applicant for pension under the Kentucky Widows' Pension Law,  
claims that her husband Corbin Eubanks

was a member of Company ..... Regiment 12th Ky. C. S. A.,  
Cav.

and was

Captain Lindsey

Please give me the record of this soldier.

Respectfully,

*W. J. Stone*  
Examiner.

DAVISS COUNTY COURT.

Margaret Eubanks,

On Finding of facts and evidence.

Application for Pension.

The undersigned Judge of the Daviess County Court, Ky., 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, 1912, of said Court for a hearing, at which time it was called for a hearing ###, both the applicant and the County Attorney being present and announcing ready.

The applicant testified for herself and introduced as witnesses, Truman Bivens and J. L. Potts, all of whom were duly sworn by me before testifying.

The applicant stated that she is now a resident of Daviess County and had been a resident of this County and State all her life; that she was married to Corbin Eubanks at Hawsville, Kentucky, in 1878; that her husband, Corbin Eubanks, was a Confederate Soldier; that her said husband died in 1899, and that she has remained unmarried since his death and is now his widow; that she has no property real, personal or mixed and no income from any source.

The witnesses, Truman Bivens and J. L. Potts, stated that they had known the applicant about thirty years and that she had been a continuous resident of Daviess County, Kentucky, since they had known her; that they had known applicant's husband nearly all his life and he had been a continuous resident of Daviess County since they had known him. That applicant's husband was a soldier in the Confederate army and was a member of the 12th Ky. cavalry and served from the time he enlisted in 1863, until he was captured at Bowling Green in 1864; that they were members of the same regiment at the time he was captured. That the applicant has remained unmarried since the death of her husband in 1899, and is now his widow; that she has no property real, personal or mixed, known to ### to them and no income from any source.

The Commonwealth introduced no witnesses.

After hearing the above statement of facts and evidence I recommend that the pension be granted.

W. W. Owen  
County Judge.

November 10, 1915.

Mrs. Margaret Eubanks,

Maceo, Kentucky.

Dear Madam:-

Your application is on file here. When it was filed the only proof of your husband's service in the army was made by Turner Bivins and J. L. Potts, and they said they served with your husband from July, 1863, until sometime in 1864, and on inquiry at the War Department for any record of his service that might be on file there, I was informed that there was no record of his ever having been a member of any company of the 12th Kentucky Cavalry.

This proof would not bring you within the provisions of the law.

The proof in every case must show: When the soldier enlisted, the company and regiment in which he served, and that he served from the close of the war or until he was honorably discharged, and in cases like yours, where there is no record of the enlistment or service of a soldier, the proof must be made by men who served with him and know the facts in the case and themselves made honorable records. The proof must show the above points before a pension can be allowed.

Very truly,

Commissioner.

WKS-C

Owensboro, Ky. Aug. 9, 1924.

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

Dear Sir:-

Mrs. Margaret Eubanks of Daviess County, Kentucky, and widow of Corbin Eubanks, deceased, a soldier in the Confederate Army during the War between the States, on May 20, 1912, filed her petition for a pension as an indigent widow under the Confederate Pension Act in the Daviess County Court, same being No. 576. Messrs Truman Bivins and J. L. Potts, two comrades of her deceased husband, signed her petition and gave their testimony. Mr Truman <sup>Bivins</sup> is now drawing a pension from the State of Kentucky under the terms of this act. Mr. E. G. Adams, a local attorney, who is now dead prepared Mrs. Eubanks application for a pension. The Pension Board refused to allow a pension to Mrs. Eubanks and I do not know on what grounds. Mr. Truman Bivins who testified for Mrs. Eubanks a few months later himself applied and was granted a Confederate Pension. I am forwarding affidavits of Mr. Truman Bivins and J. F. Head both of whom are now drawing a pension under this act and both of whom were comrades of Corbin Eubanks. Mr. Bivins in his affidavit corrects some statements made through error in his original testimony, and Mr. J. F. Head gives in his affidavit all the facts he personally knows. This old woman is very feeble, dependent and penniless and if ever a widow of a deceased Confederate soldier needed a pension she does. I respectfully request for her Your Honorable Board to open up this matter and grant to this poor woman a pension as I believe from this additional evidence she is justly entitled to same.

Respectfully submitted,

F. A. Roby, Att'y.  
215 1/2 W. 2nd St. Owensboro, Ky.

August 11, 1924.

Mr. F.A. Roby,  
Owensboro, Ky.

My dear Sir:-

Your favor of the 9th, with affidavits of J.F. Head and Truman Bivins enclosed in regard to the application of Mrs. Margaret Eubanks has been received. I find that Mrs. Eubanks filed her application for pension May the 20th, 1912. She said in that application that her husband, Corbin Eubanks was a member of the 12th, Ky. Cav. The two witnesses Truman Bivins and J.L. Potts, both swore that they were members of said 12th, Ky. Cav. The fact is that neither one of them ever belonged to, or served in the 12th, Ky. Cav. Truman Bivins swears in his affidavit of later date that he was a member of Company "A" 4th, Ky. Cav. You say in your letter to me that you do not know why Capt. Stone rejected the application of Mrs. Margaret Eubanks for pension in 1912. It was because the two witnesses Truman Bivins and J.L. Potts swore in their affidavit that they both and Corbin Eubanks were members of the 12th, Ky. Cav. and the fact is that neither one of the three ever belonged to the 12th, Ky. Cav. Mrs. Eubanks would have been put on the pension roll at that time if the witnesses had told the facts in the matter and I want to say that I have but very little faith in an affidavit

made by a Confederate soldier that did not know what Company and Regiment he was serving in, but I have come to the conclusion that Mrs. Margaret Eubanks is as much entitled to a pension as either one of her witnesses, regardless of their crooked affidavits, therefore I am placing Mrs. Margaret Eubank's name on the pension roll and her pay begins on this date August the 11th, 1924.

Very truly,

*J. G. George* Commissioner.

*Mrs. Margaret Eubank*

County of Daviess,  
Sct:  
State of Kentucky.

Affidavit.

The affiant, Truman Bivens, states that he was a soldier in the Confederate Army in the war between the states; that he is now drawing a pension for the State of Kentucky, as such Confederate Soldier; that he is the same Truman Bivens who testified as a witness for the applicant, Margaret Eubanks, on the 17th day of May, 1912; that in August, 1912, this affiant applied for and was granted a Confederate Pension. He says that in his own application for a pension that he <sup>he stated that he</sup> enlisted in the Confederate Army on July 1, 1864, in 4th Kentucky Regiment Company "A" under the command of Captain Lindsey, and that in the application of Margaret Eubanks, as widow of Corbin Eubanks, he stated as a witness that Corbin Eubanks enlisted in the service as a Confederate Soldier in July, 1863, in 12th Kentucky Calvary under Captain Lindsey. Affiant states that he and the said Corbin Eubanks, husband of the applicant, Margaret Eubanks, enlisted in the Confederate Army at Lewisport, Hancock County, Kentucky, about the first of July, 1863, in the 4th Kentucky Calvary under the command of Captain Lindsey; that the affiant, J. F. Head, enlisted about the same time in said 4th Kentucky Calvary under Captain Lindsey in Daviess County, Kentucky; that this affiant, J. F. Head and the soldier, Corbin Eubanks all left Daviess County, Kentucky, with said command together; that in December, 1863, that this affiant and the soldier, Corbin Eubanks, husband of the applicant, Margaret Eubanks, left the State <sup>of Tennessee</sup> with their command and started north through Kentucky; that this affiant and the said Corbin Eubanks were captured near the Cumberland River in the State of Kentucky, about the first of January, 1864; that this affiant was sent to the hospital at Louisville, Kentucky, and the soldier, Corbin Eubanks was then sent to Camp

Douglas; that later this affiant was sent from the hospital to Camp Chase; that at the time this affiant testified for the applicant, Margaret Eubanks, he stated that the said Corbin Eubanks was captured at Bowling Green, Kentucky, and sent to Camp Chase; that since said date he has learned that he was mistaken and that the fact is that the said husband of the applicant, Margaret Eubanks, was captured near the Cumberland River and sent to Camp Douglas; that at the close of the war this affiant returned home a few days before the said Corbin Eubanks, husband of the affiant Margaret Eubanks, returned home; that upon the return of the said Corbin Eubanks home this affiant saw his discharge which showed that the said Corbin Eubanks had been released from Camp Douglas at the close of the war. The affiant says that the witness, J. F. Head, left his command where he, Corbin Eubanks and this affiant were comrades with a raiding party just before the remainder left with which this affiant and the said Corbin Eubanks came and were captured as above stated near Cumberland River.

The affiant says that he knows the statements contained in this affidavit are true; that same have been made after due reflection and information upon his part; that he is an unlettered man and when he testified as a witness for the applicant in May, 1912, and for himself in August, 1912, he was honestly mistaken in so far as his statements therein are at variance with his statements herein. The affiant states that the financial condition of the applicant, Margaret Eubanks, has not changed since the 17th day of May, 1912; that she is now a very aged woman and has no property of any kind; that she now lives by visiting around among her kinsfolk and friends and that she is now penniless and wholly dependent.

The affiant says that the statements contained in the foregoing affidavit are true.

*Witness: J. A. Roby*  
*W. E. Newberry*

*James B. Reeves*  
*mail*

3.

Subscribed and sworn to before me by the affiant,

Truman Bivins, this the 21st day of July, 1924.

John A. Luther  
By the Notary Public