

(ORIGINAL)

# Questions for Applicant

STATE OF KENTUCKY,

..... *Knox* ..... County. }

..... *Mahala Fugate* ..... 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.) ..... *Mahala Fugate P.O. Reside in Knox County Ky. P.O. in Army* .....
2. How long and since when have you been a resident of this State? ..... *all of my life* .....
3. When and where were you born and what was your maiden name? ..... *I was born in Perry Co. Ky. June 1852. My maiden name Mrs. Mahala Pichu* .....
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.) ..... *My husband's name Levi Fugate he was born in Breathitt County Ky about 1842. We were married in Breathitt Co. Ky. Aug. 1872 Robert Halliday, Minister* .....
5. When and where and in what Company and Regiment did your husband enlist or serve during the war between the States? .....
6. How long did your husband serve in said Company and Regiment? .....
7. When and where did your husband's Company and Regiment surrender? = .....
8. Was your husband present at the time and place when his Company and Regiment surrendered? .....
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? ..... *I do not know the above questions we were not married until the war was over* .....
10. When and where did your husband die? ..... *in Knox Co. Ky at his home about 15 yrs ago* .....
11. At the time of your husband's death, were you living with him as his lawful wife? ..... *Yes Sir* .....
12. Have you married since the death of your soldier husband? ..... *I have not* .....
13. What property, real or personal, or income do you have or possess, and its gross value? ..... *I have no Real Estate I have 5 head of Cattle & head Sheep worth about \$90<sup>00</sup>* .....
14. Have you a family? If so, who compose such family? ..... *yes - composed of my self and one of my boys & 7 small grand children* .....
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: ..... *J. K. Pichu P.O. West Knox Co. Ky* .....

Sworn to and subscribed before me, this, the }  
..... *10* ..... day of *November* ..... 1914. }  
..... *R. H. Hulewey* ..... County Judge  
of ..... *Knox* ..... County.

..... *Mahala Fugate* .....  
..... *mof* .....

# Questions for Witnesses

STATE OF KENTUCKY,

Knox County.

Samuel Noble of said State and County, having been presented as a witness in support of the application of Mrs. Mahala Hugate 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? Samuel Noble West  
Knox Co. Ky

2. Are you acquainted with the applicant, Mrs. Mahala Hugate?  
If so, how long have you known her? ever since the war

3. Where does she reside, and how long and since when has she been a resident of this State?  
She lives in Knox Co. has resided in this State all her life

4. Were you ever acquainted with her husband? Yes Sir

5. Were either or both of you present at the marriage? I was not present but lived in the same neighborhood and was known to the marriage

6. How long did you know him? I knowed him from a boy

7. When and where did Levi Hugate enlist in the war between the States, and in what Company and Regiment did he enlist, and how do you know this? I do not know but I was with him in Capt. Hay's Co. Same Company I

8. Were you a member of the same Company and Regiment at the close of the war? Yes Sir  
Myself and Levi Hugate was captured about same time take to Camp Chase Ohio

9. How long did he perform regular military duty? he was in the war about 18 months before we were captured and taken to Camp Chase Ohio. I kept us together in Prison about 18 months until the close of the war

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

11. Were you with the command when it surrendered? I was in Prison with Levi Hugate

12. Was Levi Hugate the husband of applicant, present?  
he was in Prison with me

13. If not present, where was he? in Prison at Camp Chase Ohio

14. When and where did he leave his command? we were on scout duty when we were captured  
For what cause?

By whose authority did he leave?

How do you know all this? (State fully and clearly.) I knowed at by being present with him when all this things happened

15. When and where did Levi Hugate die?  
in Knox County about 14 or 15 yrs ago

16. Where did he reside at his death, and how long had he been a resident of Kentucky at his death?  
he lives in Knox Co. when he died lived in Ky all his life

17. Do you know of your own knowledge that applicant is the lawful widow of Levi Hugate?  
Yes Sir

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

Yes Sir.....

19. What property, effects or income has the applicant, if any, and how do you know this of your own knowledge?

I do not know much about her property she has a few head of cows worth less than 100.....

Has applicant conveyed any property, in the last two years or given any away, if so, what was it, and to whom?

Nothing know of.....

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.

The witness John McC Kee says that he was acquainted with Levi Fugate and was with him in the Confederate army and know of him being made Capt Fugate & Colonel Candell and being captured at Glendale by the Yankees and taken to R. I. House in A. S. House.....

Sworn to and subscribed before me this 16<sup>th</sup>.....

day of November..... 1914.

R. H. Amburgey.....  
Judge of Knott Co Court

Samuel Noble  
John McC Kee  
Witnesses.

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

I, R. H. Amburgey..... Judge of Knott..... County, Kentucky, hereby certify that the property assessed on the tax books of this County to Mrs. Mahala Fugate the widow of Levi Fugate amounts to \$..... real estate and \$314.7..... personal.....  
R. H. Amburgey Judge Trustee  
For Knott..... County, Ky.

Certificate of Clerk of Court or Notary Public

STATE OF KENTUCKY,

Knott..... County.

I, R. H. Amburgey County Judge..... Clerk or Notary Public, in and for said county, hereby certify that the applicant, Mrs. Mahala..... resides in said county, and has been a bona fide resident of this State since the..... day of Nov. 20<sup>th</sup> 1912....., and that the witnesses, Mr. Samuel Noble and John McC Kee..... 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 16<sup>th</sup>..... day of November..... 1914

(SEAL)

R. H. Amburgey.....  
County Judge, Knott..... 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.

Filed in the Court  
Nov 21<sup>st</sup> 1917  
P. H. Newberry Secy

MAHALA FUGATE

No. 3209

Widow's  
Indigent Pension

Name Mahala Fugate

Filed JAN 22 1915

Widow of LEVI FUGATE

Allowed Apr 15<sup>th</sup> 1915  
W. J. Stone  
Commissioner

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

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.

Indorsement.

PENSION EXAMINER'S OFFICE,

FRANKFORT, KY.

MAHALA FUGATE  
WIDOW OF  
LEVI FUGATE

Enlisted Oct. 1, 1862, in Co. C,  
13th Kentucky Cav., and he was  
captured Mch. 6, 1864, and was  
paroled May 2d, 1865, for  
exchange. Proven by the record.

Indigent.

Approved:

W J Stone.

WAR DEPARTMENT,

THE ADJUTANT GENERAL'S OFFICE,

WASHINGTON, Jan. 25, 1915.

Respectfully returned to the

Examiner,  
Confederate Pension Department,  
Frankfort, Kentucky.

The records show that Company F,  
5th Kentucky Infantry became a part  
of the 13th Kentucky Cavalry, C.S.A.,  
and that Captain Anderson Hay's Com-  
pany, Kentucky Infantry, finally be-  
came Company C, 13th Kentucky Cav-  
alry, C.S.A.

The records further show that Levi  
Fugate enlisted October 1, 1862, in  
Captain Anderson Hay's Company, Ken-  
tucky Infantry, C.S.A. On the muster  
roll dated April 30, 1863, last on  
which borne, he was reported absent  
without leave. He was captured March  
6, 1864, in Breathitt County, Ky; was  
sent to Camp Chase, Ohio, where he  
was paroled May 2, 1865; was trans-  
ferred for exchange, and took the  
oath of allegiance to the United  
States on or about June 15, 1865.

*H. P. Blair*

The Adjutant General.

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

HEADQUARTERS

# Confederate Pension Department

W. J. STONE, EXAMINER

FRANKFORT, KY.

January 22nd 1915

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

Dear Sir:

Mrs. Mahala Fugate

who is an applicant for pension under the Kentucky Widows' Pension Law,  
claims that her husband Levi Fugate  
was a member of Company "F" Regiment 5th Ky. C. S. A.,  
and was Captain Hays' Company - Inf'y.

Was in prison at Camp Chase.

Please give me the record of this soldier.

Respectfully,

*W. J. Stone*  
Examiner.

IN RE APPLICATION FOR PENSION  
MAHALY FUGATE

J. W. Duke and Jason Richie, being duly sworn, states that they are personally acquainted with Mahaly Fugate, widow of Levi Fugate and that she owns no property of any kind and is unable to earn her support and has no means of doing so. They further state that the said Mahaly Fugate and Levi Fugate lived together as husband and wife up until the death of the said Levi Fugate.

J. W. Duke

Jason Richie

ATTEST:

*W. H. Newberry*  
Judge, Knott County Court.

Cary Ky Aug 9-22  
Hon W. J. Starn  
Frankfort Ky.

Dear sir:

My Mother,  
Mahala Fugate widow  
of (Levi Fugate) deceased  
July 28<sup>th</sup> 1922 she  
was receiving confederate  
pension of \$12.00 per mo.

I would like to be appointed  
administrator and receive  
check or amount due her  
at time of death.

send me blank bonds  
and full information  
as to how I can get  
the amount due her

at date of death  
hoping to receive a  
prompt reply -

I am

Yours Very Truly  
Thomas Fugate  
son of Mahala Fugate (deceased)

Cary Ky.

Cary Ky Aug 10-22  
Hon W. J. Starn  
Frankfort Ky.

Dear sir

I wrote you a letter  
a day or two ago telling you  
that my Mother  
Mahala Fugate deceased  
July 28<sup>th</sup> but this was  
an error on the date.

she deceased July 26<sup>th</sup>  
I want to be appointed  
Administrator to receive  
amt. due her estate at  
death her certificate  
no. 3209 dated Aug 1<sup>st</sup> 1922

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son of Mahala Fugate (deceased)

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Yours Truly,  
Thomas Fugate  
son of Mahala Fugate (deceased)

KNOTT COUNTY COURT.

August Call term August 16th, 1922.

ORDERED by the court that Thomas Fugate be and he is appointed Administrator of the estate of Mahala Fugate deceased (who died on the 22, day of July 1922) he being present in court accepted said appointment and executed bond in the penal sum of \$100.00 with John Sturgill and Adam Campbell, which bond was examined and approved in open court and he was duly sworn as the law directs.

W.M. Roberts  
Judge of the Knott County Court.

A true Copy Attest.

*John Sturgill*  
Clerk Knott County Court.

STATE OF KENTUCKY  
CONFEDERATE PENSION DEPARTMENT  
FRANKFORT

W. J. STONE, COMMISSIONER

August 19, 1922.

Thomas Fugate,  
Ary, Ky.

Dear Sir:-

I am just in receipt of the copy of the Order of the Court appointing you Administrator of the estate of your mother, Mahala Fugate, but did not receive the check which I requested that you send that overpaid her pension. If she died on July 26th as stated by yourself in the second letter received from you, there is a refund due the State of Kentucky amounting to \$1.60, but if she died on July 22nd, as stated in the copy of the Order of the Court, then there is a check due the State amounting to \$3.20. Please forward the check by return mail and make it payable to Jas. A. Wallace, State Treas. for the correct amount and oblige.

Yours truly,

*W. J. Stone*  
Commissioner.

Wm W. J. Stone  
Frankfort Ky.

Argy Ky Aug 23-1922

Dear Sir:

in regard to your favor of Aug 19-2nd  
will say that the Postmaster at Argy Ky  
returned the check to you, which you mailed  
to my mother whom deceased in July 26-1922  
if the order shows that she deceased on July  
22nd this is an error for she deceased on July 26<sup>th</sup> 22  
I am sorry that the Clerk mad a mistake.

you may mail to me a Voucher to be filled in  
or send a check for the correct amount \$34.40

Yours truly,

Thomas H. Gage (adm)