

(ORIGINAL)

# Questions for Applicant

STATE OF KENTUCKY,

TODD County.

MRS MAGGIE MALONE

of said State and County, desiring to avail

herself of the pension allowed to Indigent Widows of Soldiers, General Assembly, approved March 18, 1914, hereby submits her proofs, and after being duly sworn true answers to make to the following questions, deposes and answers as follow:

1. What is your full name and where do you reside? (Give State, County and Postoffice.)

MRS. MAGGIE MARTIN MALONE, ELKTON, TODD COUNTY, KENTUCKY.

2. How long and since when have you been a resident of this State? 78 years

3. When and where were you born and what was your maiden name? Born 3 miles from Elkton Ky.

July 20, 1843. Maggie Martin.

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. (A copy of the marriage license or affidavits of two or more persons who know when the applicant was married to her husband, must accompany the application)

James Chappel Malone was born at Hadensville, Todd County, Kentucky. October 24, 1846 Married January 29, 1883 at residence of James Robey 5 miles north of Elkton, Ky. by the Rev. A. Rudd. (A copy of marriage license attached)

5. When and where and in what Company and Regiment did your husband enlist or serve during the war between the States?

Place Unknown. Company unknown, enlisted August 1863.

6. How long did your husband serve in said Company and Regiment? Enlisted in August 1863 until close of war.

7. When and where did your husband's Company and Regiment surrender? Unknown.

8. Was your husband present at the time and place when his Company and Regiment surrendered? unknown.

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? unknown

10. When and where did your husband die? December 28, 1919 4 miles from Elkton, 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 no property personal or real. Had a small farm of 78 1/2 acres which was sold for \$2500. The first payment of \$700 was made the balance is unpaid. It is in court now pending settlement.

14. Have you a family? If so, who compose such family? None.

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 James M. Weathers, Elkton, Ky.

Sworn to and subscribed before me, this, the 29<sup>th</sup> day of November, 1921  
P. E. Gill, Co. Ct. Clerk,  
of Todd County.

Maggie Malone,

# Questions for Witnesses

STATE OF KENTUCKY,

Todd, County.)

N. B. Riley & C.C. Stewart, of said State and County, having been presented as a witness in support of the application of Mrs. Maggie Malone, for a pension under Confederate Pension Law, approved March 18, 1914, 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? N. B. Riley, Elkton, Ky.
2. Are you acquainted with the applicant, Mrs. Maggie Malone. Yes.  
If so, how long have you known her? Knew her as J. C. Malone's wife.
3. Where does she reside, and how long and since when has she been a resident of this State? Do not know.
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? Was a member of my Company during the war have known him ever since.
7. When and where did James C. Malone enlist in the war between the States, and in what Company and Regiment did he enlist, and how do you know this? Joined my company at Vicksburg Miss. Date unknown, Company B, 8th Kentucky. Was Captin of his Company.
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? Unknown.
10. When and where was his Company and Regiment surrendered? Jackson, Miss. war was over.
11. Were you with the command when it surrendered? Yes.
12. Was James C. Malone, the husband of applicant, present? Yes.
13. If not present, where was he? X
14. When and where did he leave his command? After Company surrendered at Jackson, Miss.  
For what cause? War was over.  
By whose authority did he leave? X
- How do you know all this? (State fully and clearly.) Was Captin of his Company and present all the time.
15. When and where did James C. Malone die? December 28, 1919 about 4 miles from Elkton, Ky.
16. Where did he reside at his death, and how long had he been a resident of Kentucky at his death? 4 miles from Elkton, Ky.  
Resident of Kentucky all his life.
17. Do you know of your own knowledge that applicant is the lawful widow of James C. Malone. No.

18. Has she remained unmarried since her soldier husband's death, and is she now his widow? Do not know.

19. What property, effects or income has the applicant, if any, and how do you know this of your own knowledge? Do not know.

Has applicant conveyed any property, in the last two years or given any away, if so, what was it, and to whom? Not to my knowledge.

NOTE.—Let the witness who can answer the greatest number of 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 above is the testimony of N.B.Riley. Below is that of C.C.Stewart.

I, C.C.Stewart of Elkton, Ky. know James C. Malone for a number of years, he was a member and adjutant of our camp and attended the Confederate Reunions.

Sworn to and subscribed before me this 3<sup>d</sup> day of December 1921.  
C. C. Gill, Clerk  
Todd County Court, Ky.

N. B. Riley  
C. C. Stewart  
Witnesses.

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

I, S. G. Haughton Judge of Todd County, Kentucky, hereby certify that the property assessed on the tax books of this County to Mrs. Maggie Malone the widow of James C. Malone amounts to \$ none real estate and \$ none personal. S. G. Haughton Trustee. For Todd County, Ky.

### Certificate of Clerk of Court or Notary Public

STATE OF KENTUCKY,

Todd County.

I, C. E. Gill, Todd County Clerk ~~of Notary Public~~, in and for said county, hereby certify that the applicant, Mrs. Maggie Malone resides in said county, and has been a bona fide resident of this State since the 20th day of July, 1843, ~~18~~, and that the witnesses, Mr. N. B. Riley and C. C. Stewart 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 3rd day of December, 1921.

(SEAL)

C. E. Gill  
Clerk Todd County Court, Ky. ~~Country~~

- 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. 4207

**Widow's  
Indigent Pension**

Name Maggie Malone

Filed JAN 15 18 23

Widow of James C. Malone

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

Maggie Malone.

Widow of

James C. Malone.

Whoe enlisted in Co "I" 8th,  
Ky Inf't, August the 1st, 1863  
and served untill the close of th  
war proven by his comrades and  
the Capt, of the Co,

( ) Property)

(2,000)

*J. G. George*  
*Carr*

O.R.

**WAR DEPARTMENT,**

**THE ADJUTANT GENERAL'S OFFICE,**

WASHINGTON, Jan. 18, 1923.

Confederate Pension Department,  
State of Kentucky,  
Frankfort, Ky.

The name James C. Malone has not been found on rolls on file in this office of Co. B, 8 Regt. Ky. Mtd. Inf. C. S. A. covering, in part, the period Oct. 24, 1861 to Aug. 31, 1863, nor has record been found of the service, capture or parole of a man of that name and organ One James \_ Malone, prt. Co. F, subsequently Co. E, 8 Regt. Ky. Mtd. Inf. C. S. A. Enlisted Jan. 186-, at Hopkinsville, and on muster roll Oct. 21, 1861 to July 31, 1862, is shown to have died Feb. 1, 1862, Cause or place of death not stated.

*Robert C. Davis*  
The Adjutant General  
*RD*

Form No. 74-A. G. O.  
Ed. Oct 3-21-50,000.

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

HEADQUARTERS

# Confederate Pension Department

W. J. STONE, EXAMINER

FRANKFORT, KY.

Jan 15

1923

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

Dear Sir:

Mrs. Maggie Malone

who is an applicant for pension under the Kentucky Widows' Pension Law,  
claims that her husband James C. Malone  
was a member of Company B. Regiment 8th Ky Inf C. S. A.,  
and was .....

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.....

Please give me the record of this soldier.

Respectfully,

*W. J. Stone*

Examiner

*Comd.*



Chappel Malone, that they lived together as man and wife until Dec 28-1919, at which time the said James Chappell Malone died that the said James Chappell Malone served as a soldier in the Confederate Army, in which he enlisted in August 1863, his Co. being unknown and the place of enlistment unknown; that the said applicant Maggie Martin Malone was born July 10-1843, and by reason of her age is not able to earn a support by manual labor and that she has no art, skill or profession, craft or trade which will enable her to do; that she receives no pension from the United States, or any State or foreign Government or from any source; that she was possessed of property of value of less than (\$2500<sup>00</sup>) Two thousand five hundred dollars; that as stated in the application she did dispose of a farm belonging to her for the sum of \$2500<sup>00</sup> but that this has materially decreased by her

In matter of Application for  
Confederate Pension for Mrs  
Maggie Malone

Finding of facts by the Court.

J. S. T. Maeghter Judge of The Todd  
County Court Certify that the fol-  
lowing is the finding of facts by  
the Court in the above styled ap-  
plication

The Court finds that the applicant  
Mrs. Maggie Malone was married  
to James Chapel Malone (deceased)  
on the 29<sup>th</sup> day of January 1883  
in Todd County Kentucky, as shown  
by a copy of marriage license at-  
tached to her petition, and that  
the said Mrs Malone is and has  
been for a number of years a resi-  
dent of Todd Co Kentucky at the time  
of the filing of this application and  
that the same was laid over to a  
Subsequent term of The Todd County  
Court for purposes of hearing Tes-  
timony; that said testimony was  
heard at the regular term of The  
Todd County Court Nov 13-1922

That it was proven by this ap-  
plicant and A. T. Lee whose P. O.  
addresses are Eldon Kentucky  
that the said applicant was  
married to the said James

ing expenses &c; that she neither possesses an income to the amount of \$300<sup>00</sup> per year, or an income equivalent to \$300<sup>00</sup> per year.

nor is she suitably provided for otherwise, nor by any contract or agreement with a person able to provide such support; that she is not able to earn a support by reason of partial ability to do so. Coupled with any income which she possesses to the amount of \$300<sup>00</sup> or anything like said sum,

All of the above facts are respectfully submitted, and the Court recommends that the pension be granted

J. A. Slaughter  
Sole and Presiding Judge  
of The Todd County Court, (Ky.)  
Nov 13-1922.