



CAPEL 'CASSEL' HENLEY/HENDLEY
*Civil War, Co. "H" - 1st TN
Mounted Infantry*

b. ca. 1807, GA - d. 22 October 1879,
Putnam Co., TN

Buried: Thomas Cemetery on
Waterplant Rd. in Baxter, TN.

md ca. 1837, DeKalb Co., TN,
Elizabeth Medley – b. ca. 1815, TN
*1860 US Census, living in the 13th Dist. of
Putnam Co., TN*



Civil War Documents:

Courtesy of William "Bill" H. Hendley, NATIONAL PRESIDENT OF THE HENDLEY FAMILY ASSOCIATION, INC.

*Instructions-read carefully: The witness must state:

1st Their respective ages and occupation; the length of time they have known the soldier, and in what year or years of the said period they have employed, worked with or for him, or lived in the same neighborhood with him, and how near to him.

2nd If they knew him before his enlistment what his physical condition was at that time, and that he was then sound and free from disability, and especially free from the diseases for which he claims pension.

3rd If they have employed or worked with him since his return from the army, they should state where it was, and at what business, or if they have known his as neighbors only, they should state about what distance from him they lived; how frequently on an average, each week; month; or year; they saw him and conversed with him, and how intimate they were with him during this time, and from what disease or disability he had suffered during all the time they employed him, worked with him, or lived near him, and

how severely; whether at any time during this period he was obliged to stop work, was confined to his bed, or house, or was wholly unable to do any manual labor because of his alleged disabilities, and give dates as near as recollected when such attacks occurred, how long they lasted, and how severe they were. In this connection, if the witnesses have been his employers, or have worked with or for him, they should state about what proportion of a sound able-bodied man's work he was about to do-whether $\frac{1}{4}$, $\frac{1}{3}$, $\frac{1}{2}$, $\frac{2}{3}$, $\frac{3}{4}$, or as the case may have been; what his actual earnings were, and whether or not the wages paid him were less in amount, and how much less on account of his inability to labor, than were paid to others physically sound, and doing the same kind of work. They should also state how they are able to say what his disabilities have been and are now and they should describe fully and clearly the symptoms as they appear to them in his case; in fact, describe his physical condition fully during each year of their acquaintance with him.

GENERAL AFFIDAVIT

For the testimony of EMPLOYERS OR NEAR NEIGHBORS of soldier, (other than relatives) who have known him before his enlistment, or since his discharge and return from the army.

Elizabeth widow of Caple Henley Private Co "H" 1st Tenn Mtd Inf
Affidavit of Andrew Rigsby & Joseph M. Pack
Filed by C.D. Pennebaker & Sons, Attorneys, Washington D. C.

STATE OF TENNESSEE, COUNTY OF PUTNAM, SS.

In the matter of the application for pension of Elizabeth widow of Caple Henley late Private Co "H" 1st Tenn Mtd Inf on this 12th day of September A. D. 1885 personally appeared before me, a Justice of the Peace in and for the aforesaid County, duly authorized to administer oaths Andrew Rigsby aged 39 years, a resident of Silver Point in the County of Putnam and State of Tennessee whose Post Office address is Silver Point Tenn and Joseph M. Pack aged 40 years, a resident of Silver Point in the County of Putnam and State of Tennessee whose Post Office address is Silver Point Tenn well known to me to be respectable and entitled to credit, and who being duly sworn, declare in relation to the aforesaid case as follows: That they have been will and personally acquainted with Capel Henly for 20 years, and 12 years respectively, and that from the year 1865 to 1877 or 1878 I Andrew Rigsby have lived within from in the same house to inside of two miles of him & during this time have worked with him at farming & more or less I saw him on an average about at least ten times a week, and he waded nearly all the time complaining of being unable to labor he would say his back & joints ached. Would say that num spells come on him then hot or feverish flashes & at given times I have know him to give out & have to quit work and since 1877 we have lived within from one to two miles of him until his death in the fall of 1879 is our best recollection & on the 20th of October was the date of his death we think. We have often conversed with him more or less every week from our first acquaintance until his death and have often heard him say that they disease which he contracted during his service would kill him. He complained of being frost bitten, have saw him when he would have to mash the vamp of his shoe down & go crippling about for some time with or by the aid of sticks & when in this condition his feet would swell and also his hand would swell, he was at least one half of his time unable to do any labor by reason of said disease he would be confined to his bed same times about two or three days **at a time* these attacks would appear nearly every month. He could not do more than $\frac{1}{4}$ as much work as a stout & well man he could hoe a little but could not plow at all. He would complain of aching limbs & in fact he was very badly diseased during our acquaintance and he confined to his bed two or three days and really we don't see how he lived as long with being so badly diseased as he did. Said Caple Henley & wife were recognized as husband & wife the whole time of our acquaintance by the neighbors generally. During the Rebellion Elizabeth Henley was a good loyal citizen to the U. S. government & she is still the widow of Capel Henley unmarried. They further declare that they no interest in said case and are not concerned in its prosecution.

John Tucker
W. H. Jarret

(If Affiants sign by mark, two persons who can write sign here.)

Andrew (his mark) Rigsby
Joseph M. (his mark) Pack

NOTE – The witnesses, if not themselves equal to the task of drawing the affidavits, should go to some Notary Public, Justice of the Peace, or other officer or competent person, and have the blank filled out and properly executed.

STATE OF TENNESSEE COUNTY OF PUTNAM as Sworn to and subscribed before me this day by the above-named affiant, and I certify that I read said affidavit to said affiant, including the words have **at a time* erased, and the words (blank) added and acquainted then with its contents before they executed the same. I further certify that I am in nowise interested in said case, nor am I concerned in its prosecution; and that said affiants are personally known to me and that they credible persons.

Joseph Jones, J.P. (Official signature)
(L.S.) for Putnam County Tennessee.

I, W. J. Isbell, Clerk of the County Court in and for aforesaid County and State, do certify that Joseph Jones, Esq., who has signed his name to the foregoing declaration and affidavit was at the time of so doing a Justice of the Peace in and for said County and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereunto is genuine.

Witness my hand and seal of office, this the 16 day of September, 1885.

W.J. Isbell, Clerk of County Court

(L.S.)

NOTE: This should be sworn to before a CLERK OF COURT, NOTARY PUBLIC, or JUSTICE OF THE PEACE. If before a JUSTICE or NOTARY, then CLERK OF COUNTY COURT must add his certificate of character hereon, and not on a separate slip of paper.

STATE OF TENNESSEE: SS.
COUNTY OF PUTNAM

In the matter of Elizabeth Henley widow of Caple Henley Co. “H” 1st Tenn Mtd Inf Volunteer.

Personally came before me, a Justice of the Peace in and for aforesaid County and State, Andrew Rigsby, aged 39 year and (blank), aged (blank) years citizen of the Town of Silver Point, County of Putnam, State of Tennessee, well known to me to be reputable and entitled to credit, and who, being duly sworn, declare in relation to aforesaid case, as follows:

That we were present at the death of said Caple Henley and that he died on the 22nd night of Oct 1879 and was also present at the burial of said Henley and that he was buried on the following day Oct 23rd 1879.

GENERAL AFFIDAVIT

STATE OF TENNESSEE, COUNTY OF PUTNAM, SS.

In the matter of Elizabeth Henley widow of Caple Henley Private Co “H” 1st Tenn Mtd Inf.

Personally came before me, a Justice of the Peace in and for aforesaid County and State, Abey Herron, aged 49 years and _____, aged _____ years, citizen of the Town of Silver Point, County of

Putnam, State of Tennessee, well known to me to be reputable and entitled to credit, and who, being duly sworn, declare in relation to aforesaid case, as follows:

I have been personally well acquainted with Elizabeth & Caple Henley for 40 years having lived within from ½ miles to one mile the entire time having saw him on an average at least once a week. Prior to his enlistment he was a sound and able bodied man had anything been the matter with him I would have known. I have known him only as neighbors. I have heard him complain often since his return home in 1865. I have saw him cribbing about by the aid of a stick and would have his shoes vamps mash down and his feet would be swollen so that he could not have the shoes on then. Would be worse in cold weather than in warm. These spell would come on him some 6 or 8 times yearly. He was more or less every year confined to his bed since 1865. I have often heard him complaining of a hurt in his right side and also have often heard him complain of feeling numb, then in a short time he would complain of hot flashes running over him. These occurrences would occur 6 or 8 times yearly and was a constant disability under which he labored yearly since 1865. Said Caple Henley and wife Elizabeth lived together as husband & wife during the whole of my acquaintance with them & was recognized as such by the neighbors ____during the rebellion Elizabeth Henley was loyal to the United States government & she is still the widow of Capel Henley. She further declare that she has no interest in said case, and is not concerned in its prosecution.

1. John Tucker
2. W. H. James

Note – In the execution of papers and evidence, whenever a person or witness signs by mark (+), two persons who can write must attest the signature by signing their names opposite. The official before whom papers are executed is not a competent witness to a mark.

Signature of Affiants: Abey (her mark) Herron

GENERAL AFFIDAVIT
STATE OF TENNESSEE: SS
COUNTY OF (BLANK)

In the matter of Elizabeth Henley widow of Caple Henley Co. “H” 1st Regt Tenn Mtd Inf.

Personally came before me, a Justice of the Peace in and for aforesaid County and State, John W. Franklin, aged 71 year and (blank), aged (blank) years citizen of the Town of Silver Point, County of Putnam, State of Tennessee, well known to me to be reputable and entitled to credit, and who, being duly sworn, declare in relation to aforesaid case, as follows:

That he has been well & personally acquainted with Capel & Elizabeth Henley for 50 years at least, that I was present and saw said Henleys married. I don’t remember the exact date of said marriage but I know it was before the war with Mexico in 1847 and I have been well acquainted with them since and that Mrs. Henley has remained the widow of said Capel Henley since his death, had she remarried I would have known it and I am the only person now living _____neighbor of the aforesaid.

further declare that (blank) no interest in said case, and is not concerned in its prosecution.

Signature of Affiants:
John W. (his mark) Franklin

STATE OF TENNESSEE
PUTNAM COUNTY:
298323: Capel Henly – H 1 Tenn

In the pension claim of Elizabeth, widow of Caple Henley late of Co H 1st Regt Tenn Mtd Inf. on this the 9th day of Dec 1885 personally appeared before me R. S. Alcorn a Justice of the Peace within & for the

aforesaid county & state Wade Jones aged 47 years a resident of Buffalo Valley Tennessee whose Post Office is Buffalo Valley Tenn who I certify to be entitled to full faith and credit as a witnesses and who being duly sworn according to law deposes in relation to the aforesaid case as follows viz. That he was a merchant doing business at Buffalo valley Tenn in merchandise generally in 1879 and that he sold to William Henley son of Capel & Elizabeth Henley by Henry Knight on the 23rd day of October 1879 the following aetcles which was purchased to bury the Body of Caple Henley dec in Oct 23rd 1879

				1 pair pants by Henry Knight.				1.52
DO	DO	DO	DO	4 yds. Jeans	DO	DO	DO	1.60
DO	DO	DO	DO	1 Domestic	DO	DO	DO	.10
DO	DO	DO	DO	10 bleached	DO	DO	DO	1.20
DO	DO	DO	DO	5 prints	DO	DO	DO	.45
DO	DO	DO	DO	1 spool thread	DO	DO	DO	.10
DO	DO	DO	DO	1 spool thread	DO	DO	DO	.05
DO	DO	DO	DO	1 yd. plaid ____		DO	DO	DO .30
DO	DO	DO	DO	½ ____coat buttons		DO	DO	DO .10
DO	DO	DO	DO	1 ____coffin screws		DO	DO	DO .15
DO	DO	DO	DO	1 DO DO tacks		DO	DO	DO .10
								<u>5.75</u>
Oct 23 rd 1879				1 pair gloves by Henry Knight				.35
DO	DO			1 pr suspenders				.50
Total Amt.								<u>6.60</u>

as appears of book acct now in my office or possession. I am nowise interested in this claim & am not concerned.

Wade Jones X

sworn to & subscribed before me the day & date last above written & I certify that the contents of the foregoing affiant was fully read & explained to affiant before swearing ____ to the _____. I further certigy that I am in nowise interested in this claim nor am I concerned in its prosecution.

R. S. Alcorn, J. P.

for Putnam county Tenn State of Tennessee: W. J. Isbell clerk of the county court in & for aforesaid county & state do hereby certify that R. S. Alcorn before whom the foregoing affidavit was sworn to is now and was at the time of so doing an acting Justice of the Peace in & for said county duly commissioned & sworn and that all his acts as such are entitled to full faith & credit & that his signature thereunto is genuine. Witness my hand at office in Cookeville Tenn this the 5th day of January 1886.

W. J. Isbell, Clerk of the Putnam County Court.

of Elizabeth widow of Capel Henley late of Co "H" 1st Tenn Mtd Inf Vols. on this the 12 day of April 1889 personally appeared before me a Justice of the Peace for aforesaid county _____ aged 49 year now. A residence of Putnam County Tenn whose Post office in Silver Point Tenn well known to me to be reputable & entitled a full faith & credit & who being duly sworn according to law states in relation to the _____ of case as follows. That said Capel Henley, Jefferson Dyer & myself were on pricket duty on the 1st night of January 1864 at Carthage Tenn which was in my opinion the coldest weather I ever experienced and Henly as well as Dyer & myself was very badly frost bitten so much so that the skin all came off his feet, jaw & hands from which said Dyer taking down & died shortly after everybody else except us three deserted the post that night & I was informed next day that the officers of the day that he started to relieve us but got so cold was forced to return & so we stood all night of course he was in line of duty & being frost bitten he was a man of extra good health, was red stout & had a healthy appearance, after said night he was never fit for duty anymore & never done but very little duty after that & what little duty he did was the very lightest of duty.

WIDOW'S DECLARATION FOR PENSION

This must be Executed before a Court of Record or some Officer thereof having Custody of the Seal.

STATE OF TENNESSEE, COUNTY OF DEKALB SS.

On this 27 day of Oct A. D., one thousand, eight hundred and eighty two personally appeared before me _____, Clerk of the county a Court of Record within and for the County and State aforesaid Elizabeth Henley aged 68 years, who, being duly sworn according to law, makes the following declaration in order to obtain the Pension provided by Acts of Congress granting pension to widows: That she is the widow of Capell Henley, who enlisted under the name of Capell Henley at (blank) on the 21st day of October, A. D. 1863 in (Company and Regiment of service, if in the army; or vessel and rank if in the navy.) Co. H 1st Tenn Mounted Infantry Volunteers in the war of the Rebellion who contracted typhus fever and was frost bitten through exposures while on Picket duty in the service and which resulted in his death at Putnam County, Tenn on the 22nd day of Oct. A. D., 1879 who bore at the time of his death the rank of (blank) in (blank) that she was married under the name of Elizabeth Medley to said Capell Henley on the 8th day of January A. D. 1840 by Robert Alcorn at Jackson, Tenn there being no legal barrier to such marriage; that neither she nor her husband had been previously married

(if either have been previously married, so state, and give date of death or divorce of former spouse. – *this line was left blank.*)

That she has to the present date remained his widow; that the following are the names and dates of birth of all his legitimate children yet surviving who were under sixteen years of age at the father's death, viz: None under sixteen years of age at the father's death.

That she has not abandoned the support of any one of her children, but that they are still under her care or maintenance

(for such children as are not under her care claimant should account)

that she has not in any manner been engaged in, or aided or abetted, the rebellion in the United States; that NO prior application has been filed (blank) (If prior application has been filed, either by soldier, or widow so state, giving number assigned to it.)

(Blank) that she hereby appoints, with full power of substitution and revocation Sarah Erskine of Washington D. C. her attorney to prosecute the above claim; that her residence in No (blank) street (blank) and her Post Office address is Laurel Hill, DeKalb Co., Tenn.

1. John H. Burton

2. A. D. Smith

Elizabeth (her mark) Henly

WAR DEPARTMENT: 298323
Adjutant General's Office,
Washington, Feb 6, 1883

Respectfully returned to the Commissioner of Pensions.

Capel Henley, a Pvt. of Company H, 1st Regiment Tenn Mt. Inf. Volunteers, was enrolled on the 21 day of Oct, 1863, at Carthage, for one year, and is reported: on roll to June 30/64 present (prior rolls not on file) so _____ to Aug 31/64 roll to Oct 31/64 on _____ service at Carthage Tenn – so _____ to __31/64 roll to Feb 28/65 present roll to ____-30/65 on _____ duty as nurse at Carthage. Mustered out _____ Co. May 23/65 at Nashville Tenn - ____not on file.

_____Assistant Adjutant General

DEPARTMENT OF THE INTERIOR,
PENSION OFFICE: No. 298.323
Oct. 30, 1885
Southern Div.
____, Ex'r.
Elizabeth Henley, widow

SIR:

I have the honor to request that you will furnish from the records of the War Department a full report as to the service, disability, and hospital treatment of Capel Henly, who, it is claimed, enlisted Oct. 21, 1863 and served as Private in Co. "H", 1st Reg't Tenn Mtd Volunteers; also in Co. - and was discharged at Nashville, Tenn, May 23, 1865.

While serving in Co "H" Reg't Tenn Mtd Volunteers; he was disabled by cold and frostbite at or near Carthage, Tenn about January 1864, while on picket duty also and suffered more or less from same during the remainder of his service and was treated in hospitals of which the names, location, and dates of treatment are as follows: Was treated by the Regimental Surgeon.

Very respectfully,
John C. Black, Commissioner.
The Adjutant General, U. S. Army
(form: 324-100 M.)

STATE OF TENNESSEE
of
DeKalb

Bozarth ____ in the matter of Elizabeth Henly widow of Capel Henley late a Private in Co H first Tennessee Mtd Infany Claim No: 298323 personally came before me this day Elizabeth above named and made oath in one form of law that she is the identically person she represent herself and that she is totally destitute of means for support and owing to her old age and feble condition she cannot earn a support and is hold dependant for support. She further declairs owing to her age being 74 years of age and feebleness she is liable die at almost any time.

Elizabeth (her mark) Henley

Witness:
Tim Williams
Tokineus (?) Bozart

Sworn to and subscribed to before me this the 18 day of June 1890,
V W Anderson Jr. for DeKalb County

<http://www.ajlambert.com>

I was interested to find out what the terminology of shoe construction was after reading about Capel Henley mashing the vamp in his shoe because of his injury of frostbite to his feet during the Civil War. I found a website showing the construction and what the parts of a shoe were called and the picture right shows the shoe and its terminology.
Audrey J. Lambert.

