



with them. She further says that her husband was again drafted for the term of three months under Captain Allen, and Colonel Ben Cleveland: That during this tour of service the said Rice McDavis was in the battle of King's Mountain, after which he returned home as did all, the men in Capt. Allen's Company who were not killed.

She further says that her husband, Rice McDavis was again drafted (and which was his last tour) for the term of five months, and was under Captain Martin and Colonel Allen. She further states that her husband was away this term of service stationed in the town or Charleston, South Carolina three months and twenty one days; after which the said McDavis finally left the service in the month of March, seventeen hundred and eighty-two. She further says that her husband the aforementioned, Rice McDavis was engaged under the above mentioned Officers at different times and periods the whole time that he was basted in the Southern States, that the above mentioned towns or periods are all that she can now remember distinctly, and these officers (Captains and Colonels) she does remember well. The widow further says that she has no documentary evidence in support of her claim; but that her husband the aforesaid Rice McDavis had discharges from the officers under whom he served for each of his tours of service which were consumed by fire in his house in the State of Virginia and that was the reason why application has not been made heretofore for a pension. She further says, on her oath that the house of Rice McDavis (in which were destroyed his discharges by fire) was in Russell County and State as mentioned heretofore.

She further declares that she was married to the said Rice McDavis on the 18<sup>th</sup> day of June in the year A.D. one thousand seven hundred and seventy five and that her husband the aforesaid Rice McDavis, died on the 22<sup>nd</sup> day of July eighteen hundred and twenty four and that she has remained a widow ever since that period as will more fully appear from the proof annexed.

Rachel E. McDavis, X her mark

Sworn to and subscribed on the day and the year above mentioned, before me the undersigned, an acting Justice in said County.

S/ N. Blackstock, J.C. B.

[widow's maiden name was Rachel E. McPeters]

State of No. Carolina, Buncombe County

On this the 13<sup>th</sup> day of August, 1850 personally appeared before me, the undersigned, an acting Justice of the Peace in and for the County and State above mentioned. Ephriam Elder who being first duly sworn, according to law, says that he was acquainted with one Rice McDavis who was a soldier in the Revolutionary war, that he first knew him as a soldier he was drafted out of the neighborhood the Adkin [sic, Yadkin River] and was under one Captain Martin, and under the command of Colonel Cleveland who had charge of the Militia from that section of the country. He further says that this tour lasted for four or five months, and was against the Cherokee and Catawba Indians.

Deponent further says that the said Rice McDavis was in another expedition for five months, but is of opinion that he was a volunteer, and thinks that he was marched into South Carolina, and perhaps to Charleston, that he left Wilkes County under Capt. Martin, and thinks that he was not under a Colonel until he got below Wilkesboro near

100 miles where the companies from other counties were joined and one Col. Allen took the command.

He further says that the said Rice McDavis served two other tours of three months each, but thinks that he was under said Capt. Martin and Col. Cleveland, both times. He further says that he will not think of mentioning the dates when these different services were performed, as they all were rendered from the beginning of troublesome times in No. Carolina until they finally ceased a peace was made. Deponent further says that he himself was engaged during the war in hauling salt from Virginia and provisions for the people; that he frequently saw the said Rice McDavis in the service, and under the above named officers. He further says that the above named Rice McDavis was engaged in some other small skirmishing parties, and he thinks under the same officers.

S/ Epnin [sic] Elder, X his mark

Sworn to and subscribed on the day and year above written before me.

John Keith, J. P.