Pension Application of Augustine Smith S19466 Transcribed and annotated by C. Leon Harris

[Punctuation partly corrected.]

State of Virginia

In the county of Nelson -

On this first day of November 1832, personally appeared before me Littleberry N. Ligon (one of the Commonwealths Jusstices of the peace for the said county of Nelson,) Augustine Smith a resident of [blank] in the county of Nelson, and State of Virginia, who being first duly sworn, according to law, doth on his Oath make the following declaration, in order to obtain the benifit of the act of Congress, passed June 7th 1832.

That he enlisted in the service of the United States under the following named officers, and served as herein stated – to wit That he enlisted for two years in the seventh regiment under Captain Samuel Cabell, at Amherst courthouse, in Amherst county Va he thinks it was on a court day, that he remained there a short time, and then marched to Williamsburg Va under said Cabell but he does not recollect the other officers names, but thinks the lieutenant was named Benjamin Toliver, and the ensign, James Barnett: he remained at Williamsburg some considerable time, and was promoted to a Sergeant, and then came on the recruiting service, and remained at said court house several weeks, or perhaps longer, during which he enlisted four men, of the following names to wit, Austin Smith, James Weeks, Jonah Jones, and David Barnett, and then marched with them to Williamsburg. Some time after he returned there, a part of the troops were ordered to a place called Sandy point to guard some flour and provisions which were there; he was one who marched with them, but he don't recollect who commanded, but remembers that Capt. Samuel Cabell and Capt. Hopkins, and lieutenant Williams were there. That he and the troops sent from Williamsburg, arrived at Sandy point about dusk, and found some other troops there, and recollects that he pass'd by a centinell and was hailed by him; - next morning two british tenders made their appearance, and a Sergeant was sent down to hail them, they fired a Swivell [swivel gun] at him, and he run back to camp; the tenders immediately came up, and fired on the troops with grape shot and cannon ball. One of the cannon balls struck near the Spring, where said Smith was standing and tore up the ground, and cast a great deal of dirt upon him. The british continued firing during a considerable part of the day, and in the evening they succeeded in taking the flour &c from our troops; during the engagement, some militia men came in from the adjacent country, and were in the engagement; and one of them got his arm broke by a grape shot, whilst standing by a tree, but he don't remember his name, neither does he remember whether any of the rest of the troops were injured or not; nor can he remember the officer who commanded, but recollects that Capts. Cabell and Hopkins were there, as aforestated - After our men retreated from Sandy point, he, with the rest of them, were then marched back to Williamsburg, and afterwards in various directions in the lower parts of Virginia, and back to Williamsburg, he thinks Col. Taylor was at Williamsburg, but can't recollect whether he commanded or not – Sometime afterwards some wagons were engaged in halling provisions from Richmond, There was a negro wagoner who took sick, and said Smith drove the wagon in his place; after he recovered, he drove another trip to Richmond, and Smith went with him for another load of flour - on their return he was in the wagon and the negro was driving, and through his carelessness in driving the wagon turned over, and some of the barrells of flour fell upon Smith and mashed and bruised him very much, and broke his back; he was then carried on a horse assisted by a man named Harris, about a mile to the house of a man named Capt. Bowers, who lived in a fine house near the road, and who was a kind of a doctor, and attended him; he remained there he thinks about twenty days, unable to walk, and recollects (among others) a neighbor man coming to see him named Corbin, who owned a great many Slaves - after he became a little better, he was carried to

Williamsburg by some person, whos name he does not recollect, where he remained some time, a month or two or perhaps longer; and not being able for service in consequence of being so badly crippled, he was permitted by his commander to come home on a furlough, to stay untill he recovered. Soon after he started home, he was met by his brother, John Smith, and a man named Joel Shropshire (who are now both dead) and they aided him in returning home; he recollects he purchased a parcel of cotton and put it into a bag to ride on, and returned home and never recovered from the said hurt & bruises untill several years after the two years expired, for which he was enlisted – he does not recollect what he done with his said furlough, nor does he know what has become of it - he thinks Col. Taylor was at Williamsburg, and he knew a lieutenant Williams there, who was charged with breaking open a trunk belonging to some other officer and stealing from him a sum of money, for which he was broke of his commission, and sentenced to run the gaullett [sic: gauntlet] – he thinks he was probably a militia officer – he does not recollect the date when he enlisted as aforestated, nor has he any papers to show – but he knows he returned home on furloughed as above stated, but a short time before the said Two years expired, tho he cannot remember how long – he don't know his age, but supposes it to be about eighty years – his parents in their lifetime told him, that he was born in Westmoreland county Va, and that they removed with him to the said county of Amherst when he was a small boy; he has no register of his age. Since the revolutionary war has resided (the whole time) in Nelson Cty. Va. formerly a part of the said county of Amherst – that he never received any discharge from the army, more than the furlough aforementioned. that he has been confined to his bed by rheumatism for the last fourteen years, and has never been out of his house for something like the last ten years. That when he enlisted he resided in the said county of Amherst

He, the said Augustine Smith, hereby relinquishes every claim whatever to a pension or annuity except the present, and declares that his name is not on the pension roll of the agency of any State – and he further declares that he cannot recollect the length of Time (precisely) he served as aforesaid, but he knows he enlisted under Capt. Saml. Cabell, and served in the war of the revolution between the united states and great Britain, as aforestated; and that he never recovered from the said hurt he recovered, untill after the war had ended – and he also declares that he enlisted in, and served in the Seventh regiment, but cannot recollect the name of the Colonel who commanded said regiment In witness whereof he hereunto sets his hand &c – Augustine hisXmark Smith

NOTE: On 24 Mar 1835 Mary Smith deposed that Augustine Smith died 1 Dec 1832 leaving no wife or child, never having married. Augustine Smith's last will and testament devised to his sister, Mary Smith, all the land he owned, which was not to be sold during the lives of their sisters, Sally Lowe and Judith Smith, who would share with Mary Smith any profits from the land. The will specifically excluded William Low "with whom my sister Sally intermarried, and who has long been absent."