Pension application of Charles Smith W6122

Transcribed by Will Graves 6/30/11

[Methodology: Spelling, punctuation and/or grammar have been corrected in some instances for ease of reading and to facilitate searches of the database. Where the meaning is not compromised by adhering to the spelling, punctuation or grammar, no change has been made. Corrections or additional notes have been inserted within brackets or footnotes. Blanks appearing in the transcripts reflect blanks in the original. A bracketed question mark indicates that the word or words preceding it represent(s) a guess by me. Only materials pertinent to the military service of the veteran and to contemporary events have been transcribed. Affidavits that provide additional information on these events are included and genealogical information is abstracted, while standard, 'boilerplate' affidavits and attestations related solely to the application, and later nineteenth and twentieth century research requests for information have been omitted. I use speech recognition software to make all my transcriptions. Such software misinterprets my southern accent with unfortunate regularity and my poor proofreading fails to catch all misinterpretations. Also, dates or numbers which the software treats as numerals rather than words are not corrected: for example, the software transcribes "the eighth of June one thousand eighty six" as "the 8th of June 1786." Please call errors or omissions to my attention.]

To the Honorable the members of the Senate & House of Representatives of the State of South Carolina. The petition of Charles Smith sheweth unto your Honorable body that he was a good Whig and soldier of the Revolutionary War, that he served under General Sumter in the State Troops for ten months was at the battle of Eutaw Springs under the command of Colonel Henderson and served under Captain John Gray Captain Winn also Captain Frost & Lieutenant Gore serving in the whole about 2 years. Your petitioner prays your Honorable body to place him on the Pension Roll in his old and infirm age as he is now unable to labor for support for himself & his aged Companion. Your petitioner is now about 64 years of age and very poor possessing only 4 head of hogs and a few articles in his house of little or no value having had all his household furniture burnt last March was a year. Your petitioner in duty bound will ever pray.

S/ Charles Smith

South Carolina Richland District: Before me personally appeared Charles Smith being sworn saith that the facts contained in the above petition are true. Sworn to before me this 4th of December 1828

S/ J Richardson, JQ

Georgia Habersham County: personally appeared Robert Watson and being duly sworn saith that Charles Smith served a tower [tour] of 10 months as a listed soldier under Captain Jacob Barnett in the Revolutionary War this tower was served in South Carolina. Sworn to and subscribed before me this 11th of August 1828.

S/ Isaac black, JP S/ Robert Watson, X his mark

State of Georgia Franklin County: Personally appeared before me William Tusk one of the Justices of the inferior Court of the County aforesaid William Hodge2 of the County of Madison and State aforesaid and being duly sworn on the Holy Evangelist of Almighty God deposeth and saith that he was a soldier in the light horse state troops of South Carolina in the year 1781 in the company of Captain Jacob Barnett in Hamptons Regiment under the command of General Sumter and that he does verily believe from many strong and unquestionable circumstances that Charles Smith at present a resident of Hall County in this State was a soldier in the same company and service and that the said Smith continued in the service until the period for which he enlisted was completed.

1 BLWt11067-160-50

2 William Hodge W4233
Georgia Hall County: To all whom these presents make concern greetings.

This is to certify that Charles Smith of said state and County of Habersham formerly of this County in the year of our Lord 1821 or 2 I will not be positive which applied to me as I was at that time an acting justice of the peace in and for the County of Hall & had been some time before and afterwards to go with him and take the affidavits of some fellow soldiers in the old Revolutionary War with him in order to send own to Congress in order to get a pension from the United States being reduced from misfortune to very indigent circumstances which I did and took the affidavits myself of Daniel Chitwood who swore that he was a soldier with him and was with him in an engagement particularly the battle of the Eutaw Springs he done some feats of bravery which done him credit he also procured the affidavits of John Bruster and Sheriff Bruster to the same effect whose affidavits I also saw and got the papers properly assigned and tested by the proper authority and sent them on and the Secretary of war wrote me back word which I now hold that as he was a State Troop and not a Continental soldier the United States had nothing to do with it that he must apply to the State where he enlisted or done the service.

Georgia Hall County: Personally appeared before me an acting justice of the peace in and for the County William Robins who being duly sworn deposeth and saith that the above stated facts is just and true as stands stated. Sworn to and subscribed before made this 6th day of September 1828.

S/ John Miller, JP
S/ Wm Robins

[fn p. 82]

Georgia Hall County: Before me Jonathan Martin an acting justice of the peace in and for said County personally came William Robins and after being duly sworn deposeth and saith that some 12 or 15 years ago he acted as a justice of the peace for the said County and was called on by Charles Smith to go with him to one of his brother soldiers who was with him in the old Revolutionary war who was with him at the Battle of the Eutaw Springs in order to get his affidavit as the old gentleman intended to try to get his pension and I took several other persons affidavits as to his soldiership besides this old soldier who was with him in that battle which was Daniel Chitwood and on his oath he stated that Charles Smith did and [an] action in the Battle which he deserved great credit for which I stated in his Affidavit as well as I now recollect but I did not state then I think that the deed he done was [the best] I recollect Chitwood stated when Colonel Washington was taken prisoner by the British Charles Smith and fourteen others made a charge to try to rescue the Colonel and ten of them lost their lives – and Smith narrowly escaped and I see [saw] other affidavits he got from 2 other old soldiers who was with him and they also stated he acted brave as a Soldier the other affidavits I took myself only went to testify as to their knowing of his going into the Army as far as my memory now serves me.

Sworn to and subscribed before made this 18th of October 1837

S/ Wm Robins

[fn p. 16]

State of Georgia Cherokee County: SS
Be it remembered that on this 10th day of April 1847, before the Inferior Court of said

3 Sheriff Brewster (Bruster) S31570
County, in open Court, personally appeared, Elizabeth Smith of said County, and made the
following Declaration, in order to obtain the benefit of the provisions of the act of Congress
passed on the 4th day of July 1836, and all other acts for the benefit of the widows and heirs of
Revolutionary Soldiers heretofore made and provided. That she is the widow of Charles Smith
deceased late of said County. That her husband the said Charles Smith enlisted in Fairfield or
Chester District South Carolina (Regiment not recollected) under Colonel Hampton and Captain
Samuel Barnett, about the year 1781, in the South Carolina State line, and served ten months.
That she believes he was engaged at the battle of Eutaw [Eutaw Springs September 8, 1781] and
was in many skirmishes with the British and Tories, That after the term of his enlistment had
expired, he married this deponent in Fairfield District South Carolina on the 12th day of August
1782. That they were married by Parson Williams a Baptist preacher, who published the bans of
said marriage according to the laws of said State. The family of said Williams and Michael and
Robert Wilkinson were present at the marriage. That a short time after the marriage the said
Charles volunteered or was drafted in the military service of said State and served several tours
(time not recollected) for all of which service as aforesaid he went to Orangeburg South Carolina
to receive pay but according to the recollection of this deponent did not then and has not since
that period received any pay whatever. That the maiden name of the said Elizabeth was
Gillaspay [Gillespie?]. That the said Charles and Elizabeth lived together as man and wife from
the time of their marriage as aforesaid until the death of the said Charles which occurred on the
28th day of January 1845. That they had ten children born in lawful wedlock, of whom eight are
now living he is Jemima Smith now Hyde who was born on the 11th day of December 1785,
James Smith who was born on the 17th day of February 1788, Anna Smith now Cox [could be
"Con"] who was born on the 26 day of June 1790, Elizabeth Smith now Bowlin who was born on
the 21st day of March 1793, Edward Smith who was born on the 29th day of April 1798, Charles
Smith who was born on the 26th day of May 1800. John Smith who was born on the first day of
February 1803 and Noah Smith who was born on the 5th day of June 1805. That the said
Elizabeth knows of no living person by whom she can prove her marriage to the said Smith, nor
has she any record in evidence of the fact, since the laws of South Carolina in which they were
married did not require a record of marriages, nor has she any proof by record or living witnesses
of the services of her deceased husband the said Charles, unless they are of record in the State of
South Carolina, whether he went some 15 or 20 years since proved his services and thereby
became entitled to and drew a pension from said state in accordance with the loss thereof. This
deponent further declares that she has seen the certificates of the discharge of her husband the
said Charles, and that they were consumed in Hall County Georgia when her house was burned
some 20 years ago. That this deponent and her husband the said Charles after their marriage
removed to Chester District South Carolina where they remained until the close of the
Revolution, thence to Edisto, thence to Laurens District South Carolina, thence to the Four mile
purchase Georgia about 30 years since, thence to Cherokee County Georgia about nine years
since, where they resided together as man and wife until the death of the said Charles as
aforesaid, and where this deponent still resides. This deponent further declares that she has not
married since the death of her husband the said Charles, but has remained a widow ever since
that period, Sworn to and subscribed the day and year aforesaid.
Test S/ William A Williams, Clerk S/ Elizabeth Smith, X her Mark
State of Georgia Cherokee County: On this the 12th day of June 1849 personally appeared before me Samuel Hymer a justice of the peace in Lumpkin County & State of Georgia Mrs. Elizabeth Smith and after being duly sworn according to law states that she knows of nothing to relate in addition to her former statements set forth in her Declaration by which any objections might be removed raised against her claim for a Pension, unless the depositions of her children and neighbors will remove them or her husband's depositions that may be on file in the Pension Office at Washington city in the case is of Daniel Chitwood of Habersham County or Franklin County, Robert Watson of Habersham County Ward Levi Wallace4 of Hall County who were with her husband in the Army of the Revolution and who obtained his proof to establish their claims for a Pension she further states that she has frequently heard her husband speak of being in the Revolutionary War with John Stonecypher5 who if alive is a pensioner of the United States in Franklin County Georgia. She further states that her husband Charles Smith was drafted to serve a term under Captain Anderson Thomas of Chester District against the Tories a few months or a short time after her marriage to him this she states she well recollects.

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

S/ Elizabeth Smith, X her Mark

State of Georgia Lumpkin County
On this the 30th day of November 1849 personally appeared before the subscriber a justice of the peace in and for said County & State Elizabeth Smith a resident of said County who being duly sworn according to law doth on her oath make the following Declaration in order to obtain the benefit of the act of Congress passed 7th of June 1832. That she is the widow of Charles Smith who was a private in the war of the Revolution in Colonel Hampton's Regiment of horsemen under Captain Barnett that her husband the said Charles Smith served in said war for the space of 12 months or more. She further declares that she was married to the said Charles Smith on the 12th day of August 1782 that her husband the aforesaid Charles Smith died on the 28th day of January 1845 and that she has remained a widow ever since that period.

S/ Elizabeth Smith, X her Mark

Sworn to and subscribed on the day and year above written before me
S/ W. M. Varnum, JP

[facts in file: the following all the children of Edward G Smith [son of the veteran and his widow] and his wife, Elizabeth [born March 7, no to]:
William G born January 29, 1820
Cynthia Rose Anna born March 29th, 1822
I. or J. Rena born October 17, 1824
John Francis Cali-- born February 19, 1827
James Madderson [Madison?] born September 8, 1829
Henry O'Neill born January 3, 1831
Elizabeth Jain born July 24th, 1834
Edward Jasper born September 8, 18 37
Martha Sarah Ann born October 18, 1841

4 Levi Wallace W4528
5 John Stonecypher S16539
Edward Gillespie, brother of the widow, Elizabeth Smith, was 75 years of age in 1848; the widow survived the American Civil War and filed for the reinstatement of her pension benefit.

[Veteran's widow was pensioned at the rate of $41.66 per annum commencing March 4th, 1831, and ending January 28, 1845 when he died. She was pensioned for his 10 months service as a private in the cavalry of the South Carolina militia.]