

(D-1776)

SERVICE

NUMBER

Continental

Smith - John Kilby

D 18231

Mass.

B.L.W. 1900-300 Bapt
Issued April 24, 1794
No papers.

CONTENTS

1. A history of the world and Britain

P. to Dr. Agt. see letter
W. H. Fife, May 20/58

Maine 32128

John K. Smith, deceased.

of Portland in the State of Maine

who was a Brigade Major in the

Captain of the 6th Regt, comm.
in the Mass.

line for 2 years

Inscribed on the Roll of Maine

at the rate of 600 Dollars — Cents per ann.
to commence on the 4th day of March, 1831, to the 7
August 1842 when he died.

Certificate of Pension issued the 13th day of April
1844 and sent to J. Brady
Present

Arrears to the 4th of

Semi-annual allowance ending

Amount under act 1838 at 480 per ann.
from 4. March 1831 to 7. August 1842
to be deducted.

{ Revolutionary Claim,
Act June 7, 1832.

Recorded by D. Brown Cle

Book E. Vol. I. — Page 56
Payable to Sally Walker, Eliza Walker, Hor
Smith, Nancy Cushman & William W. Smith
Children of John K. Smith, decd?

United States of America
Maine District S.S.

At a ~~Probate~~ Court of the United States begun
and held at Portland within and for said District
on the 22 day of August A.D. eighteen hundred and
forty three before the Honourable Asahel Ware Judge
of the United States for said District.

On this 22nd day of August aforesaid personally -
appeared in open Court before said District Judge Sally
Walker, Eliza Walker, Henry Smith Nancy Bushman
& William W. Smith heirs and the only children of
John Kilby Smith late of Portland deceased, and late
a Revolutionary Pensioner of the United States who
being first duly sworn according to Law do on their
oaths make the following declaration in order to ob-
tain the benefit of the provision of the Act of Congress
passed the 7th of June A.D. 1832.

That they are the only children and heirs at law of the
late John Kilby Smith, who served as a Captain and
Brigade Major in the 6th Massachusetts Regiment
Commanded by Col. Tupper during the war of
the Revolution and that their late father said
John Kilby Smith was a pensioner under the Act
of May 15th 1828 receiving the pay and pension
of Captain. That their father the said Smith died
on the 7th of August A.D. 1842 leaving no widow and
no administration has been taken on his estate and
that he died intestate. The above said heirs and

children make this declaration in order to obtain
the benefit of the Act of Congress of the 7th of June
aforesaid and claim an increase of Pension of ten
dollars per month commencing the 1st of March
A.D. 1831 in right of services performed by said John
Kilby Smith as a Staff Officer in the Revolutionary
War.

Eiza Walker

Sally Walker

Henry Smith

Nancy Cushman

Wm. W. Smith

Maine District S.S. Then appeared on the day & year aforesaid
abovewritten Sally Walker, Eliza Walker, Henry
Cushman & William W. Smith and made a copy of
the foregoing declaration by them subscribed to
the court do hereby declare their opinion
evidence here adduced that the above named
applicants are the children & heirs of the said
John K. Smith and that said Smith died on
the 7th of August 1842 intestate & that no
administration has been granted upon his estate.

Ashur Ware

(U. S. Judge

for the Dist of Mass

Attest.

The aforesaid administration to Nancy Cushman on
the 20th of August 1843. — Ashur Ware

Maine District & Circuit Court

I John Murray Clerk of the Circuit Court of
the United States for Maine District do hereby certify
that the foregoing contains the original proceedings
of the said Court in the matter of the application
of Sally Walker alias Walker Harry Smith
Nancy Cushman & William W. Smith for an
increase of Pension due their late father John
Kilby Smith

No testimony whereof and that
Freeman T. Bradford is a magistrate
duly qualified to administer oaths
and that the signatures to the annexed
depositions of Joseph G. Fernald
and Daniel Walker are genuine I
have hereunto set my hand and affixed
the seal of the said Court on this
thirtieth day of August in the year
of our Lord Eighteen hundred & forty three

John Murray
Clerk of the U. S. Circuit Court for
Maine District

Portland 22^d August 1843

To J. L. Edwards Esq.
Commissioner of Pension

We the undersigned
being the only heirs of the late John Kilby
Smith as by the declaration upon oath hereunto

anney & Son's being advised that the said
John K. Smith was entitled to an in-
crease of Pension amounting to ten dollars
per month commencing on the 1st of
March 1831 in right of service performed
by him as staff officer in the Revolutionary
Army do hereby claim the same and re-
quest that you will recognize Richard
Randolph Esq of Washington D.C. as our
agent and have him ^{certified for} the amount which
had accrued to our father at the time of
his death.

Witness
F. Bradford

Sally Walker
Henry Griffith
Nancy Cushman
Wm K Smith

1885 Feb 15
The word pay crossed and the word "hand written"
before signing - and the interlineation "certificate
for" also inserted before signing

Affec F. Bradford

I Joseph G. Farnold of Portland in the
County of Cumberland aged 73 years on
oath depose & say that I was well acquainted
with John H. Smith late of Portland and
a pensioner of the United States and have
well known the several children of said
Smith. His children and heirs are Sally
Walker Eliza Walker Henry Smith Nancy
Cushman & William W. Smith and the fore
going are the only children of said Smith
deceased. Sally Walker Nancy Cushman &
William W. Smith reside in Portland. Henry
Smith resides in Lewiston State of Maine, and
Eliza Walker resides in Casco. I have been acquaint-
ed with all of said children of said Smith during
a period of forty years & upwards. I have seen them
all within two years past and I believe them
all now to be living J. G. Farnold

Cumberland 53 August 21. 1843 Then personally
appeared before me the subscriber Joseph G. Farnold
a man known to me as a person of truth
& veracity I made oath to the truth of the
above affidavit by him subscribed.

Before me Freeman Bradford
Justice of the Peace

UNITED STATES OF AMERICA.

DISTRICT OF MAINE, ss.

At a District Court of the United States begun and holden at
Portland within and for the District of Maine, on the
first Tuesday, being the sixth — day of June
and by adjournment from day to day, on the
day of in the year of our Lord one thousand
eight hundred and twenty, before the Honorable ALBION K. PARRIS,

Judge of said Court.

ON this sixth — day of June — in the year above written, personally
appeared in open Court, the same having "the power of fine, and imprisonment," and being a
Court of Record for said Maine District; John Sh. Smith — — aged
sixty seven — years, resident in Portland — in said District,
who being first duly sworn according to law, doth on his oath declare that he served in the Revo-
lutionary War as follows, viz. as a Captain in the company commanded by Capt.
in the Regiment commanded by Colonel Wigglesworth, Col Comr
Smith in the line of the State of Massachusetts on the Continental Establishment, as is
more particularly mentioned and described in his original declaration, made on the twenty seventh
day of April — A. D. 1818, and on which said declaration his Certificate of Pen-
sion, numbered 4990 — was granted. And I do solemnly swear that I was a resident,
citizen of the United States on the 18th day of March 1818; and that I have not since that time
by gift, sale, or in any manner disposed of my property, or any part thereof, with intent thereby
so to diminish it as to bring myself within the provisions of an Act of Congress, entitled "An Act
to provide for certain persons engaged in the land and naval service of the United States, in the
Revolutionary War," passed on the 18th day of March, 1818: and that I have not, nor has any
person in trust for me, any property or securities, contracts, or debts due to me; nor have I any
income other than what is contained in the schedule hereto annexed, and by me subscribed; that
my occupation and ability to pursue the same, together with the number and other particulars of my
family, are in fact and in truth as is particularly described on the back hereof, also subscribed by me.

John Sh. Smith

Sworn to and declared, on the sixth —
day of June A. D. 1820.

BEFORE

Albion K. Parris

{ U. S. District Judge for the
District of Maine.

SCHEDULE of the real and personal estate, (necessary clothing and bedding excepted) belonging
to me the subscriber, viz:

Real estate, I have none except a right in equity to redeem a piece
of land situated in Thompson Pond Plantation in the said District,
which has been under mortgage to the Union Bank in Boston for more
than twenty years and which I never have been able to redeem —
Said piece of land contains about one hundred & twenty acres
For seven years last I have not received from it enough to pay
taxes after deducting hay for carrying it on — and have been
obliged to give it up on that account — I own three head
of cattle now on said land — A few articles of necessary
household furniture constitutes all the rest of my property —
I have been Inspector of Pot and Pearl Ashes, which office ceases
unless the new Government shall re appoint me — the
income of which has been about two hundred and fifty
dollars per year — I have no other estate or income

Previous to my receiving my pension, I had some
assistance from the Malone and Cincinnati So-
cieties

John H. Smith

SCHEDULE of the family residing with me John H. Smith — who,
by occupation am a Farmer — which I am not able to pursue by reason of
age & bodily infirmity — occasioned and brought on in
a great measure, by eight years hard service in the revolutionary
War —

NAMEs: *John H. Smith* AGES: Capacity of each to contribute to their support.

NAMEs:	AGES:	Capacity of each to contribute to their support.
My Wife	years	infirm — unable to support herself
Sally Smith	62	able to support himself
William Smith	10	unable to work for a living —
Nancy Smith	23	having a delicate constitution and frequently sick

John H. Smith

District of Maine Roll.

4,998.

John K. Smith

Captain

Massachusetts Line, 8th Regt
over 8 years, War

In the army of the United States during the Revolutionary War.

Inscribed on the Roll of the Dist. of Maine
at the rate of 20 Dollars per month, to commence on
the 27. of April 1818.

Certificate of Pension issued the 27. of Dec. 1818,
and delivered to the Hon. E. Whit-
man.

Arrears to 4th of Sept. 1818 ... \$ 85.33
Semi-annual all'ee ending 4. Mar. 1819 ... 120. "

Am't 4m: 8/30. \$ 205.33

{ Revolutionary claim,
Act 18th March, 1818. }

from Dec 1775 to

Close of War

Continues

To the Honorable WILLIAM WIDGERY, one of the Associate Judges of the Circuit Court of Common Pleas for the first Eastern Circuit of the Commonwealth of Massachusetts.

RESPECTFULLY SHOWS....

in the Maine District,
that he served as a ~~Cook~~ ^{Corporal} in the Continental Army
in the war of the revolution ~~for the cause of his country~~
on the Continental Establishment, that he yet is a resident citizen of the United States at ~~the same place~~
aforesaid, and that by reason of your applicants reduced circumstances in life, he is in need of assistance
from his country for support. ~~being now a sick person and unable to work~~

AND your applicant further represents, that in the service aforesaid, he belonged in his said capacity of a
Private in the ~~Company~~ Company of the ~~John Brown's~~ Regiment,
of the Massachusetts Line, that he entered said service on or about the ~~first~~ day of
one thousand seven hundred and ~~sixty five~~ and that he left said
service on or about the ~~last~~ day of ~~September~~ one thousand seven hundred and

WHEREFORE, inasmuch as your applicant, as he verily believes, comes under the provisions of the Act, entitled "An Act to provide for certain persons engaged in the land and naval service of the United States in the revolutionary war," he prays your honor to institute an enquiry into the circumstances of his case, and that such further proceedings may be had touching the premises as are prescribed by law, in order that your applicant may be placed on the Pension List of the United States.

Dated at PORTLAND, this ~~thirtieth~~ day of ~~September~~ 1818.

UNITED STATES OF AMERICA

MAINE DISTRICT.

BE IT KNOWN, that on the second day of April,
one thousand eight hundred and eighteen, personally came before me,
WILLIAM WIDGERY, one of the Associate Judges of the Circuit
Court of Common Pleas for the first Eastern Circuit of the Commonwealth of Massachusetts, resident at Portland, within the County of Cumberland, in said Maine District—the said Court being a Court of record of said State, John B. Dinsmore, the above named applicant, and made oath that the several statements by him made in the foregoing application by him signed are true. And the said
J. B. Dinsmore
farther offered in evidence.

WHEREUPON it does appear to the satisfaction of me the said Judge, that the said ~~John~~ served in the revolutionary war as alleged in his application, against the common enemy. ~~I know him to be in sound circumstances & ready to~~

IN TESTIMONY WHEREOF, I the said Judge, have hereunto set my hand and caused the seal of the said Circuit Court of Common Pleas for the County of Cumberland, to be hereunto affixed, this day of 18 in the year of our Lord one thousand eight hundred and eighteen, and of the Independence of the United States the forty-second.

*Associate Judge of the Circuit Court
of Common Pleas for the first Eastern
Circuit of the Commonwealth of Mas-
sachusetts.*

CUMBERLAND, ss. I the subscriber, Clerk of the Court in said county, certify that Hon. WILLIAM WOODWARD, is an Associate Justice of the Circuit Court of Common Pleas, as stated in the annexed Certificate; and that his signature to the same is his own proper signature.

IN TESTIMONY WHEREOF, I do hereby subscribe my name,
and affix the Seal of said Court, this 24 day of June,
A. D. 1818.

MAINE DISTRICT. ss.

BE IT KNOWN that on the first day of April,
one thousand eight hundred and eighteen, personally came before me,
WILLIAM WIDGERY, one of the Associate Judges of the Circuit
Court of Common Pleas for the first Eastern Circuit of the Commonwealth
of Massachusetts, resident at Portland, within the County of Cumberland,
in said Maine District—the said Court being a Court of record
of said State, and the above named ap-
licant, and made oath that the several statements by him made in the
foregoing application by him signed are true. And the said
further offered in evidence

WHEREUPON it does appear to the satisfaction of me the said Judge,
that the said Widgery served in the
revolutionary war as alleged in his application, against the common
enemy. Geo. Bradbury
IN TESTIMONY WHEREOF, I the said Judge, have hereunto
set my hand and caused the seal of the said Circuit Court of Common
Pleas for the County of Cumberland, to be hereunto affixed, this
day of April, in the year of our Lord one thousand eight
hundred and eighteen, and of the Independence of the United States the
forty-second.

Associate Judge of the Circuit Court
of Common Pleas for the first Eastern
Circuit of the Commonwealth of Massa-
chusetts.

COMMONWEALTH OF MASSACHUSETTS.

CUMBERLAND, ss. I the subscriber, Clerk of the Courts in
said county, certify that Hon. WILLIAM WIDGERY, is an Associate
Justice of the Circuit Court of Common Pleas, as stated in the
annexed Certificate, and that his signature to the same is his
own proper signature.

IN TESTIMONY WHEREOF, I do hereto subscribe my name,
and affix the Seal of said Court, this 27 day of June
A. D. 1818.

Geo. Bradbury