

Pension Application for Johan Jost Scholl

W.16396 (Widow: Anna Eva)

Johan Jost Scholl applied first and received a pension of \$154.66 per annum.

Declaration in order to obtain this benefit of the act of Congress passed June 7, 1832.

State of New York

Herkimer County SS.

On this Eleventh day of October in the year of our Lord one thousand Eight hundred and thirty two personally appeared before the Judges of the Court of Common Pleas of the County of Herkimer Johan Jost Scholl a resident of the town of Danube in the county of Herkimer and State of New York aged eighty one years on the sixth day of October instant, who being first duly sworn according to law, doth on his oath make the following declaration in order to obtain the benefit of the provision made by the act of Congress passed June 7, 1832.

That a short time previous to the Declaration of Independence at Palatine in the then county of Tryon now County of Montgomery in the State of New York, a company of Infantry was formed under the direction and by the authority as this Deponent was then informed of said state, that it was in the month of April or May in the year 1775, that this Deponent was at that time appointed a corporal in same company, that Nicholas Richter (1) was appointed Captain, that Deponents brother John Scholl was Ensign but the Lieutenant's name this Deponent does not recollect in Col. Jacob Klock's Regiment of Infantry of the Militia of the State of New York—that this Deponent served as a corporal about six months & was appointed a sergeant, & acted in that capacity but how long this deponent does not recollect. When he received an Ensign's commission in said Company still under the command of the said Capt. Nicholas Richter, that this Deponent was ensign about one year & some months until 1778, when he received a commission as Second Lieut., (2) in said company and Regiment—that this Deponent has lost his commission as such Ensign but still has his Lieutenant's commission in his possession dated on the twenty fifth day of June 1778, under the seal of the State of New York & signed by his Excellency George Clinton then Governor of said State – and is in the words and figures following to wit;

SS. "The People of the State of New York by the Grace of God Free and Independent,
To Joost Scholl Gent'n, Greeting"

"We reposing especial trust and confidence as well in your Patriotism, conduct and loyalty as in your Valour and Readiness to do as good and faithful service; Have appointed and constituted and by these Presents do appoint and constitute you the said Joost Scholl Second Lieutenant of Captain Nicholas Ritcher's Company of Militia in the County of Tryon in the Regiment whereof Jacob Klock Esquire is Colonel—"

"You are therefore to take the said Company into your charge and care as Second Lieutenant thereof and duly to exercise the officers and soldiers of that company in Arms, who are hereby commanded to obey you as their Second Lieutenant, and you are also to observe and follow such orders and directions as you shall from time to time receive from our General and Commander in Chief of the Militia of our said State or any other your superior officer, according to the rules and discipline of war is paramount of the trust reposed in you, but for so doing this shall be your commission, for and during our good pleasure to be signified by our counsel of appointment.—"

"In testimony whereof, we have caused our seal for Military Commissions to be hereunto affixed, Witness our truly and well beloved George Clinton Esquire our Governor of our State of New York, General and Commander in chief of all the militia, and Admiral of the Navy of the same, by and with the advise and consent of our said council of appointment at

Poughkeepsie the twenty fifth day of June in the second year of our Independence, and in the year of our Lord one thousand seven hundred and seventy eight.—“

“Passed the Secretary’s Office Augt 21st 1778. Geo. Clinton”

“By His Excellencies Command”

“Abr’m B. Bancker Dy. Secretary.”

And this deponent further says, that he is the identical person described and called in said commission, as Joost Scholl, that his baptismal name is Johan Jost Scholl and that he signed his name in that way—and he produces the commission hereto annexed marked A—

And this Deponent further says, that he served in said Company as such Lieutenant until the End of the war, that the company was then disbanded, not regularly discharged at Palatine in the then county of Tryon aforesaid—That while this Deponent was Ensign as aforesaid the company was directed by General Herkimer (3) to escort and protect the baggage wagons attached to the army under his command on their march up the Mohawk River to Oriskany(4)—that this Deponent was not Engaged in the battle that took place there only so far as in the rout or defeat that Ensued.

That Deponent and the company to which he belonged was called out at the time that the Indians and Butler burned the Village of Cherry Valley (5) in the State of New York, but did not arrive there until after the enemy had departed—that he was also out on several other occasions but never actually engaged with the enemy—That this deponent was a Volunteer at the formation of the company and always attended and performed duty in the same capacity – that he was personally acquainted with Col. Peter Gansvoort, (6) who commanded at Fort Stanwix, with Marinus Willet his Lieut Colonel with Capt. Christopher Yates, Capt. Andrew Fink (7) & several other officers whose names & titles he can not now recollect, officers in the regular service—that this Deponent has no documentary evidence except his commission as aforesaid, that he believes he can prove said services or a part thereof by persons now existing as he is informed and believes in the County of Montgomery in the State of New York and whose testimony he thinks he will be able to procure—

And to the following questions put by the Court, this deponent says.

That he was born in Nassau Tilenburgh in the Principality of the Staeholder or Prince of Orange in Germany, in the year 1751, October Sixth—That the record of his age is in his father’s book he has a copy thereof. Came with his father’s family to New York in 1767—

That he resided at Palatine in the County of Montgomery when he entered into the service—that he has lived part of the time since in Palatine, & for the last twenty two years in this county, altho.

That this Deponent was a volunteer in the militia of the State of New York. (8)

That this Deponent was acquainted with Gen’l Herkimer, Gen’l Van Renssealer, Col. Marinus Willett, Col. Peter Gansevoort, Col. Jacob Klock, Lieut. Col. Peter Waggoner, (9) and Gen. George Clinton. (10)

That he never received a written discharge. That this Deponent expects to prove a part of the above services, and his character for veracity by Denis Flanders & Henry Flanders.

That this Deponent hereby relinquishes every claim whatever to a pension or annuity except the present and he declares that his name is not on the pension roll of the agency in any state. (Signed) Johan Jost Scholl

Sworn to & Subscribed the day and year aforesaid.

State of New York

Herkimer County SS.

On this twelfth day of October one thousand Eight hundred and thirty two, before the Judges of the Court of Common Pleas of the county of Herkimer now sitting, personally

appeared Denis Flanders a resident of the town of Palatine—in the County of Montgomery, aged seventy five years who being first duly sworn according to law, doth on his oath declare and swear that he is personally acquainted with above named Johan Jost School, who has signed the declaration thereto annexed, who resides at present in the town of Danube in the County of Herkimer aforesaid, that he has been acquainted with him since they were boys, more than sixty years ago, that they lived then in the town of Palatine then in the County of Tryon County, now Montgomery County in the State aforesaid, that they lived there at the commencement of the Revolution and were both in the same company that Nicholas Richter was Capt. & Jacob Klock was Colonel, that they first done duty when called out by Gen^l Schuyler (11) to Johnstown Hall near Caughnawaga for the purpose of taking Sir John Johnson, that the worry was that Sir John was preparing to take a battle with the Militia & they went down to see him—Col. Cox (12) was there, & Deponent heard Sir John & Col. Cox talk about the business that they came upon—that Col. Cox was a high spirited man and spoke out his mind at once and told Sir John if he wanted to fight they came ready for him—Sir John was very mad & troubled as he stood & asked Col. Cox if he thought that he, Sir John would do duty or serve under his Father's Mill tonight—That Sir John did not eat Breakfast with the officers, that Col. Cox was a millwright, and Deponent has seen him working at Mills—They were at that place two or three days, deponent recollects that they were paraded on the ice on the Mohawk River, that it was in the month of January 1776. That deponent recollects that John Jost School was there, that he was then a non-commissioned officer in the company.—

And this Deponent further says that he was out with the said Scholl several times in that year, that the company was often out in little excursions in driving back the Indians, guarding property & in the forts—but deponent can not particularize with sufficient certainty to services to the times they were out, or how long back then—That deponent recollects that the company was called out to go to Fort Stanwix on the Mohawk River, that the enemy was collecting there to take the Fort, that Genl Gansvoort then a col. was in the command of that Fort & Lt. Col. Willett was there—that they marched up to Herkimer when Genl Herk. was collecting his Brigade—that they formed at Herkimer a day or two then the company went first to the present town of Schuyler about eight miles when they lay one night & then proceeded to the Oriskany Flatts, that this was in harvest times, that the wheat was ripe & they did not harvest it until they returned—that the company was first by the wagons to protect them from the enemy that Johan Jost School was also there & was an officer, & he thinks an Ensign—that after the Americans were routed they returned as fast as they could to their horses—that soon after the action commenced the Indians got below the baggage wagons & the company retreated as they [could?] leaving the wagons, that deponent was fired upon by an Indian, I tried to find him, to return the fire, that the ground was over grown with thistles & he could not see the Indian—that one of his comrades told him to retreat, that the Indian was reloading his piece, and would shoot him down before he could find the Indian—that he then retreated and very soon the rout was general—each man took his own course & got home as fast as he could—that this battle was in the year 1777.

And this Deponent further says, that he left the company when said School was an Ensign that he had been with him from the commencement of the war until after the battle of Oriskany—that after this time School's family moved to another part of the town, but not out of the beat of the company—that about this time deponent removed also, and was then in the same town, but in another company that Capt. Hess (13) commanded—that most of the people in that neighborhood were obliged to move off or go in Forts or block houses and wherever they could get accommodations for themselves & their families.

That deponent was out when Sir John Johnson went through the county with the Indians & burned off a great many houses and barns, that deponent was then under Genl Van Rensselaer, but can not recollect distinctly the year thinks it was in the fall of 1780. That he does not recollect of seeing the said School there at that time—that he recollects of being there that day before the battle (14) & when Sir John Johnson was compelled to have [?] of his artillery, baggage & many of his men were taken prisoners—that if Van Rensselaer had been more active and not called off the men during this action they would have entirely destroyed Sir John's Army.

That Deponent can not recollect of seeing the said School out at any other time after this—and further this deponent says not. (Signed with his mark) Denis Flaners

Sworn and Subscribed in open court this 12th day of October 1832. Julius C. Nelson, Clerk.

State of New York
Herkimer County SS.

On this twelfth day of October one thousand Eight hundred and thirty two, before the Judges of the Court of Common Pleas of the County of Herkimer and State of New York, now sitting personally appeared Henry Flanders a resident of the town of Oppenheim in the County of Montgomery, aged seventy three years, who being first duly sworn according to law, doth on his oath declare and swear, that he is personally acquainted with Johan Jost School of the Town of Danube in the County & State aforesaid, that he was acquainted with him sixty years ago that they resided close by each other in the town of Palatine in the County of Montgomery, then Tryon County in the State aforesaid—that when the Revolutionary War broke out they both resided at Palatine aforesaid—and Deponent & said School were in the same company commanded by Capt. Nicholas Richter in Col. Jacob Klock's Regiment of Infantry of the Militia of the State of New York—that the said School was a Corporal in said company when the war commenced or soon after, that he was a Sergeant in the same company while & then got to be an Ensign and held that office deponent recollects at the time of the battle at Oriskany that deponent was sick & was not at that place having been left on their way up at Fort Herkimer where a short time then went back to the Little Falls where he then remained took[?] & he was very sick.

He thinks according to his best recollection that said Johan Jost School held said commission as ensign about a year & a half—when he was appointed Lieutenant of the company & held that office when Deponent left the company and enlisted in Christian Getman's (15) Company of Rangers, which was after the battle of Oriskany, but which years or month this Deponent can not state with certainty—That he knows up to that period that the said School was out frequently on Scouts and in different military operations during the time that Deponent belonged to his company, that deponent can not recollect any particular time in which they were out except at Oriskany—that he was present when the committee and Genl Herkimer had their conversation about going to fight the Indians at Fort Stanwix which was just beyond Oriskany—that the Genl wished to delay the movement of the forces from Herkimer until he should be reinforced, that the committee was anxious that he should go, that one Helmer who was one of the committee abused the Genl and accused him of being afraid, the gen'l said he could go better than others for he had no children, that he felt for his soldiers who had families and none to depend on if they were killed—that the army shortly after set out for Fort Stanwix and deponent did not go with them as above stated, but recollects when they came back that deponent had returned towards home as far as the Little Falls on the Mohawk River that he was very sick & unable to eat & almost died in trying to get home.--

And this Deponent further says that he was also out when Genl Van Rensselaer came up the Mohawk to protect the country & to drive off Sir Johnson & the Indians who were burning off the whole Country—that the militia were all out. Deponent thinks this was in the year 1780—that he does not recollect of seeing School, that they did not belong to the same company. That this deponent cannot recollect of being out with said School at any other time during the war except as above stated. And further this deponent says not.—(Signed with his mark) Henry Flander (16)

Sworn and subscribed this 12th day of October 1832 before me. Julius C. Nelson, Clerk.

(17) [In the deposition, Johan Jost Scholl's widow Anna Eva stated she was married to him the 8th day of July 1788 and that he died the 10th January 1837.] (18)

End Notes—W.16396—Johan Jost Scholl

1. Nicholas Richter (Righter or Rechter) was appointed Captain of the Sixth Company on August 26, 1775 in Colonel Jacob Klock's Second Regiment of Tryon County Militia. On the same date the following were appointed officers in Captain Richter's Company; John Williams as the first lieutenant, George Smith as the second lieutenant and John Scholl as the ensign.
2. John and Johan Jost were both commissioned on June 25, 1778 as the first and second lieutenants in Captain Richter's Company.
3. Nicholas Herkimer was appointed Brigadier General of the Tryon County Militia Brigade on September 5, 1776.
4. The Battle of Oriskany was fought on August 6, 1777.
5. Captains Walter Butler and Joseph Brant led a destructive raid on Cherry Valley on November 11, 1778.
6. Peter Gansevoort was the Colonel of the Third New York Continental Regiment Marinus Willett served as the Lieutenant Colonel of the Third New York.
7. Christopher P. Yates served as Major and Andrew Fink served as Captain in Colonel Goose VanSchaick's First New York Continental Regiment.
8. Robert VanRensselaer was appointed Brigadier General on June 16, 1780 of the Second Brigade of the Albany County Militia.
9. Peter Waggoner served as the Lieutenant Colonel of Colonel Klock's Regiment.
10. George Clinton was the Governor of New York State, and General and Commander in Chief of Militia and Admiral of the Navy.
11. Major General Philip Schuyler of the Continental Army.
12. In January of 1776, Ebenezer Cox was the Lieutenant Colonel of the First Regiment of Tryon County Militia under Colonel Nicholas Herkimer. After Herkimer was promoted to Brigadier General, Cox was promoted to Colonel.
13. John Hess was a Captain in Colonel Klock's Regiment.
14. The Battle of Klocksfield was fought in the afternoon of October 19, 1780.
15. Henry enlisted in Captain Christian Getman's Company of Tryon County Rangers on August 10, 1776 and the company was discharged on March 27, 1777. FROM: Revolutionary War Rolls 1775-1783, Series M-246, Roll 74, folder 103, National Archives, Washington, D.C.
16. Denis and Henry were brothers.
17. John D. Zielley, Clerk of the Dutch Reformed Church at Stone Arabia in 1839 provided proof of marriage from the book of marriages and it was translated by John A. Beck on March 31, 1839 as the following: "United in marriage Johan Jost Sholl widower from

Nassau Dillenburgh to Anna Eve Getman”, on July 8, 1788. In Dutch Anna’s name was given as Godman.

18. Anna made her application on October 1, 1838 while living in the Town of Danube, Herkimer County at the age of 71.

Additional Notes

Johan Jost Scholl made three additional applications for a pension with supplemental information or corrections on June 3, 1833, November 20, 1833 and January 29, 1834 and his pension application was finally approved on March 17, 1834. The entire pension application file is 99 pages.

On December 14, 1840 W.W. Tredway, Dep. Comptroller of New York State Comptroller’s Office provided information of Johan’s service from their records for pay receipts as follows:

1779 Dec 4 Certificate No 1279 as Lt in Captain John Hess’ Company for £3. . 3. . 6 ½

1779 Aug 18 Cert No. 1519 as Lt in Capt Richter’s Company for £11. . 18. . 4 and 1779 Decr 31 Cert no. 1544 as Lt Comdt [Commandant] of the Company for £8. . 14. . 10

On February 15, 1841 Dep Comptroller Tredway repeated the cited service with an addition. He extracted part of Captain Peter Wagner’s Payroll of October 26, 1782. It showed John Jost as Ensign with £ 16. . 16. . 10 due on Certificate no. 38344. Captain Wagner was the son of Lieutenant Colonel Waggoner or Wagner. Tredway Certified “the above to be a true Extract from Book no. 8 page 48” of certificate issued by the Treasurer of the State of New York for Levies & Militia services &c” now remaining in the office.”