

[Southern Campaign American Revolution Pension Statements and Rosters](#)

Virginia documents pertaining to Thomas Berry VAS2498
Transcribed and annotated by C. Leon Harris.

[The following are from [rejected claims in the Library of Virginia](#) in two separate files. One file also contains misfiled papers pertaining to William Berry.]

State of Virginia County of Culpper [sic: Culpeper] to wit [29 March 1832]
I Samuel Berry heir at law of Thomas Berry a Captain in the revolutionary War and of the Continental line
Do upon oath testify and declare to the best of my knowledge and belief that the said Captain Thomas
Berry entered the Service as an officer at the commencement of the war and continued in the service
aforesaid untill the close of the War when he was honorably discharged as Captain Commanding a
Company in the continental line
I further declare that I have never received a warrant For the bounty land promised to him on the part of
the united states nor do I beleve that he ever Received it or that he transfered his claim to it In any manner
whatsoever therefore [power of attorney follows]
Martin Slaughter/ Albert G Berry

Jan'y 24th 1833 Advised that there is no evidence but the claimant's own. Rejection advised.
Jan'y 26 '33 Rejected J. F. [Gov. John Floyd]

The affidavit of James Green of Lawfull age taken in the town of Paris on Friday the 30th day of August in
the year 1833
This deponent being first duly sworn deposeth and sath that he has understood from different old persons
relatives of Captain Thomas Berry that he the said Thomas Berry entered the regular service as Captain
and remained in the service during the whole of the revolutionary war and that at the end of three years
from his entering the service he came home on furlough and returned again to the service Further this
deponent syeth not
James Green

Culpeper County to wit
This day Samuel Berry of s'd County & state of Virginia personally appeared before me a justice of the
peace for the county & state aforesaid & on oath declared that he has often heard Thomas Berry relate that
he was in several battles during the war of the revolution & that he himself saw the s'd Thomas Berry after
the capture of Cornwallis [at Yorktown, 19 Oct 1781] then ranking as captain in company with other
officers & soldiers conducting the prisoners (taken at the siege of york) to some place at the north. Given
under my hand the 4th Day of September 1833
Martin Slaughter

Fauquier County to wit
This day Mary Kendal personally appeared before the subscriber a justice of the peace for the
County aforesaid and made oath in due form of Law.
that she lived in the family of Capt. Thomas Berrey of Fredrick [sic: Frederick] County Virginia in the
year 1801 and recolects of hering Capt. Thos Berrey and his wife talking about the Revolutionary war and
Thomas Berrey stated that he had served three years in the war before he came home to see his family, on
Furlough and then onely remained with his familey two weeks and returned to the war, and stayed two
years longer in service then Returned home on furlough and he then returned to the war again and
remained there until the end of it
Given under my hand and seal this 2th day of October 1833
Thos Shearman

State of Virginia County of Fauquier To wit

This day Hebron Smallwod aged Seventy Eight years personally appeared before the subscriber a Justice of the peace and made oath in due form of Law that in November and December 1775 he saw Captain Thomas Berry of Frederick County Virginia recruiting men to make up his Company and either in January or February in 1776 he marched his company and joined the regular army This affiant further states that in March 1777 he inlisted under the same Captain Berry in the eight Virginia Redjment on the Continental establishment for the term of three years In Aprile 1778 he went home on furlough when he returned to camp he was transfered to the Virginia State line. he further states that when he was discharged in May 1780 he left the same Captain Berry still in the service Ranking as Captain. This affiant further states that after the Surrender of Lord Conwallis in 1781 he saw the said Berry there marching and ranking as Captain in Company with other officers and soldiers conducting the British prisoners of war to the Winchester Barracks in Virginia where the said Captain Berry continued in command until 1783 – November). This affiant further states that he was Born and raised in the same Neighbourhood with Capt Thomas Berry and lived near him until his death. As given under my hand and seal this 11 day of October 1833 Jo B Armistead

State of Virginia County of Fauquier to wit

This day Mrs Jane Davis aged 78 years personally appeared before the subscriber a Justice of the peace for the above state and County aforesaid and on oath declared that she lived a near Neighbour to Capt Thomas Berry of Frederic County virginia at the Beginning of the Revolutionary war and that she Has a perfect recollection of [several illegible words] His company in November and December 1775 and in January or February 1776 he marched his company to join the Regular army. This affiant further states that in April 1777 the said Berry came home on Furlough and at a muster about that time her husband John Tomlin Hebrén Smallwood Barnet Micham and three of her uncles Saul Redman Jeremiah Redman and Richard Johnson all enlisted at the same time and place under the same Capt Berry for the time of three years – they all marched of to the war together to Join the said Berrys Company – they served out their Term of three years and all returned home in may 1780 and said they left the said Capt Berry still In command and he continued in command and Ranked as Capt til the end of the war – this affiant Further states that she lived a near Neighbour to the said Capt Berry from the beginning of the war to the end of it and from her husband an [undeciphered word] enlisting under him and her acquaintance with his wife it gave her every oppertunity to no how long the said Berry continued in command – which was the until end of the war November 1783

Given under my hand and seal this 3th day of February 1834 Thos Shearman

Rej 18 Feb 1834

Near Paris Fauquier Cty Va April 16th 1834

Dear Sir [John H. Smith Esq'r, Commissioner for state claims] I have inclosed to you the affidavit of Hebron Smallwood declareing on oath that he has seen Capt. Thos Berreys Commission sense the Revolutionary war. I have not had the Clerk's certificate and County Seal put to the inclosed affidavit, if you will compar this with sum that you have before you you will see the hand writing all the same Mrs Jane Davis and Mary Kendal's

Sir the affidavits of Richard Baker David Edmonds and Hebron Smalwood in favour of James Baker [VAS2350] an Ensign ar rong as relates to the Line he belong to the State Line and 2^d Regiment of Infantry under Col. [William] Brent [undeciphered word] he was a young officer had not long recived his Commission was permoted from a Sergeant to an Ensign and received a mortal wound in scaleing the wals at Stoney Point [sic: Stony Point NY, 16 Jul 1779].

Sir when this bisness is settleed you will pleas get Capt. W. Richardson Secretary to inform me by letter.

with much respect your obedient servant/ John Balthrope

NB. Sir if you will pleas exammon you will find Mr H. Salwood's Carrector amgst Capt Berreys papers

Near Paris Fauquier Cty Va the 2 of June 1834
to the Hon'ble Counsel on Military affairs

I have taken the liberty to present to you a few lines relative to Capt Thomas Berreys Military Clame, we put it in the hands of Capt John Balthrope December 1832 who promised present it to the Governour which he states he did, on the 8 of February 1833. the Clame was rejected for the want of proof as there was knowthng more than the clame and in June the said Balthrope was permitted to withdraw the palers [sic] to git better proof, which we have obtained, and inclosed the same to Major Charls Hunton a Senator from Fauquier Cty. in February 1834, which he stated in his ancer that he presented same to the Gov and he forthwith submitted the same to the Counsel for examination, and on the 27th of May we war informed that they had not been acted on.

Gentlemen of the Counsel we hope you will not think hard of us for prsenting thes lines to you as we ar about to leve this State for the wes and we feel anxious to here the result before we leve this State Gentlem your designtion on the clame will confer a favour on the Heirs that will not be forgotton.

with much respet./ your obediant sevants
Council of State Samuel Berrey/ Kitty Cols/ heirs at law of

Fauquier County to wit State of Virginia

This day Hebren Smallwood of Lawfull age personally appeared before the subscriber a Justice of the peace For the county aforesaid and made oath in due form of Law that he went to see Capt Thos. Bery of Frederic county virginia on Business and Capt Berry mentioned that we were in the revolution war to gether – got out his commition as Capt of a company in said War and read it to me and said here is the commition that I served through the revolutionary war under and you served three years in said war under me

Given under my hand and seal this 16 day of April 1834

The memoral of Thomas Berry of Floyd County Indiana a son of Joseph Berry deceased, who was a Son of Captain Thomas Berry deceased late of Frederick County State of Virginia and formerly a Captain of the virginia line on Continental establishment in the army of the Revolution, of Elizabeth K Porter a daughter of the said Joseph and a Grand daughter of said Captain Thomas Berry and of Julius R Porter husband of said Elizabeth and likewise resident of the said county of Floyd and State of Indiana

Your memorialists will respectfully represent that altho, they are two young to have personal knowledge of the Revolutionary Service of their Ancestor the aforesaid Captain Thomas Berry they are advised and verily believe that he entered the service of the United States in the Virginia Continental Line in the Revolutionary war, in the early part of that war, and continued in actual service as a Captain until the close thereof.

Your memorialist will further represent that they are advised and verily believe, that said Officer on account of his aforesaid service, became entitled by virtue of the laws of the Commonwealth of Virginia to Bounty in Land. That for a period of six years they are advised he became entitled to 4000 acres and for any period over six years, one sixth proportion of the original bounty. That said Officer, nor his representatives to this day as your memorialists very believe have ever applied for or received the land Bounty nor any portion thereof to which said officer [undeciphered word] intitled as aforesaid on account of his afs'd Revolutionary service.

Your memorialist now believing it to be their right as well as their duty to obtain that which so honorably earned by their Ancestor most respectfully ask the executive of the Commonwealth of Virginia or its proper authorities for adjusting the same for an allowance both of the original Bounty of 4000 acres and the additional Bounty of One Sixth for every years service over six years as aforesaid, and this they will every pray

Most respectfully/ your Ob't Servants
[18 Sep 1846] Thos Berry/ Elizabeth K Porter/ Julius R. Porter

Rejected Aug 19th 1847