

## Southern Campaigns American Revolution Pension Statements & Rosters

Pension application of John Hays R4793

Martha Hays

f50SC

Transcribed by Will Graves

12/31/10: rev'd 2/2/22 fo

[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. The word 'illegible' or 'indcipherable' or 'undeciphered' appearing in brackets indicates that at the time I made the transcription, I was unable to decipher the word or phrase in question. 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 skills fail 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 8<sup>th</sup> of June 1786." Please call material errors or omissions to my attention. Researchers should not rely solely on the transcripts but should review the originals for themselves. These transcripts are intended as an aid to research, not to be used in lieu thereof.]

State of Georgia Talbot County

On this 22nd day of October 1846 personally appeared in open Court Jacob Carreker a resident of said County and State aged fifty-six years past who being first duly sworn according to law doth on his oath make the following Statements. That in the year 1821, he became acquainted with John Hays and his family formerly residence of Darlington District State of South Carolina, that at that time were residents of Twiggs County State of Georgia; that on the seventh of November of said year 1822 he was married to his wife Nancy the reputed daughter of the aforesaid John and Martha Hays. That he was personally and intimately acquainted with the said John and Martha Hays from that time to the period of their death. That the said John Hays died in the month of August or near that time in the year 1822 in the County of Twiggs State of Georgia, leaving his said wife Martha Hays his widow, and that she remained a widow till the period of her death. That the said Martha Hays immediately after the death of her said husband John Hayes removed to deponent's House in Laurens district State of Georgia and from thence with him to Talbot County State of Georgia and lived with him until her death; that she died on the 20th day of July in the year 1846: leaving for surviving Children (viz.) Elias Hays who now resides in the County of Laurens State of Georgia, James Hays who now resides in the County of \_\_ State of Mississippi, Daniel Hays who now resides in the County of \_\_ State of Mississippi and John G Hayes who now resides in the County of Choctaw State of Mississippi. Deponent has always understood that the said John Hays was a Revolutionary Soldier, he rendered important and faithful services to his Country in the war of the Revolution and deponent has often heard the said John Hays speak of his Services, that he was an enlisted Soldier from the District of Darlington State of South Carolina and served as a private Soldier of the Cavalry and have often heard him speak of his Officers, the same he thinks named by the witness Mr. Clement Clements in his answers to the Interrogatories exhibited to him, in which had been preserved and hereto annexed, but deponent does not recollect the particulars of said service as narrated by the said John Hayes. That he has always understood that the said John and Martha Hayes were legally married about the year 1782, in Darlington District State of South Carolina: that deponent's wife Nancy was born in the year 1788, and was the fourth child of the said John and Martha Hays, and deponent thinks that the old and Original Family Registry of the said John Hayes which contains the ages of all his children is yet in existence, in the possession of his son John G Hays who now resides in the County of Choctaw State of Mississippi and of which will be obtained in a few weeks. That he can testify to the identity, widowhood and deaths of the said Martha Hays, that she was the identical Martha Hays who drew a Lot of Land in the

Lottery of the State of Georgia on account of the Revolutionary Services of her deceased husband John Hayes, which was afterwards returned to the Governor on information of William N. Dupree as being a fraudulent draw, but the said Martha Hays in due time proved satisfactorily that she was the widow of a Revolutionary Soldier in good faith, and retained her land: that deponent makes these statements in order to obtain the pension which was due the said Martha Hays at the time of her death under an act of Congress passed July seventh 1838, entitled an "Act granting half pay and Pensions to certain widows" and the several acts supplementary thereto; and which pension she died without ever making application for or receiving: that he has no documentary evidence in support of his statements, and knows of no person now living by whom he can make any proof that would aid in the investigation of the claim.

S/ Jacob Carreker, Jur.

State of Georgia Talbot County: On this the 26th day of June 1851 personally appeared in open Court Jacob Carreker Administrator of the Estate of Martha Hayes deceased of said County & a resident of said County & State aged sixty years who being duly sworn according to law doth on his oath make the following statements. That in the year 1821 he became acquainted with John Hayes and his family formerly residence of Darlington District State of South Carolina, but at that time were residents of Twiggs County State of Georgia that on the 7th day of November in that year 1821 he was married to his wife Nancy the reputed Daughter of the above said John and Martha Hays, that he was personally and intimately acquainted with the said John and Martha Hays from that time to the period of their death. That the said John Hays died in the month of August or near that time in the year 1822 in the County of Twiggs State of Georgia leaving his said wife Martha Hays his widow and that she remained his widow until the day of her death. That the said Martha Hays immediately after her husband's death removed to deponent's house in Laurens County State of Georgia and removed from thence with him to Talbot County Georgia and lived with him until her death which occurred on the 20th day of July 1846. Deponent had always or from his first acquaintance with the said John Hays that he was a Revolutionary Soldier and rendered important and faithful service to his Country in the War of the Revolution and deponent has often heard the said John Hays speak of his service in said war. That he was an enlisted soldier from Darlington District South Carolina and served as a private soldier of the Cavalry and has often heard him speak of his officers the said same he thinks named by the witness Clement Clements<sup>1</sup> in his answers to the Interrogatories exhibited to him and which have been preserved & hereto annexed, but deponent does not recollect the particulars of said service as narrated by him the said John Hays. That he always understood that the said John and Martha Hays were legally married about the year 1782 in Darlington District South Carolina that deponent's wife Nancy Hays was born in the year 1788 and was the fourth child of the said John & Martha Hays and deponent is of the opinion that the family record (Bible) of the said John Hays which contains the names & ages of the children is or was in possession of John G Hays who resided in Choctaw County State of Mississippi. That he can testify to the identity, widowhood – death of the said Martha Hays that she was the identical Martha Hays who drew a plot of land in the Lottery of 1827 in the State of Georgia on account of the Revolutionary Services of her deceased husband John Hays which was afterwards returned to the Governor on the affirmation of William N. Dupree as being a fraudulent draw, that the said Martha Hays in due time proved satisfactorily that she was the widow of a Revolutionary Soldier in good faith and retained the land. That deponent makes the statements in order to obtain the pension which

---

<sup>1</sup> [Clement Clements S8217](#)

was due her the said Martha Hays at the time of her death under an act of Congress passed July seventh 1838, entitled an act granting half pay & pensions to certain widows & the several supplementary acts thereto. That she never applied for said Pension that he has no documentary evidence in support of his statements – knows of no person now living by whom he could prove said services by.

Sworn to and subscribed the day and date before written.

S/ Jacob Carreker Ad

S/ Henry Jones, JIC

S/ J. N. Carter, JIC

S/ J. C. Lennard, JIC

[p 23: SC Comptroller's certificate showing payments made to a John Hays as follows:

“Book M, Indent 245: Issued the first October 1784 to Mr. John Hays late private in Burn's troop W. Hampton's Regt. Sumter's Brigade State Troops of Ninety four pounds sterling being amount pay and bounty due him for services in that troop together with Interest thereon from 1<sup>st</sup> April 1782 to date hereof agreeable to resolution of general Assembly Eleventh March Last”

“Book M Indent 601: Issued 1<sup>st</sup> October 1784 to Mr. John Hayes late private in N. Martin's troop Polk's Regt. Sumter's brigade state troops for Ninety four pounds Sterling amount pay & bounty due him for Services in that troop with Interest thereon form 1<sup>st</sup> April 1782 to date hereof, Agreeable to resolution of General Assembly Eleventh March last.”

“Book V, Indent 525: Issued the 19<sup>th</sup> August 1785 to—for the Estate of Mr. John Hay for Nine pounds 6 S 8 D Sterling for pay & subsistence due him in the 3<sup>rd</sup> Continental Regiment in 1779 & 1780 as pr. account audited.”]

[Note: I did not find the answers to interrogatories put to Clement Clements referred to in this file. I also looked in Clements' file and did not find them there either. Evidently, Clements testified that he served with John Hays, the husband of Martha Hays, in the Revolution.]