

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

Pension Application of Daniel McCarty R5988

Transcribed and annotated by C. Leon Harris

State of Virginia }

Rockbridge County } SS

On this 3rd day of October 1844 personally appeared before the Subscriber a Justice of the peace in and for the County aforesaid Jemima Kirk a resident of the County of Rockbridge and State of Virginia aged ninety two years, who being first duly sworn, according to law, doth, on her oath, make the following declaration, in order to obtain the benefit of the provision made by the acts of Congress, passed July 7, 1838, the 23 of August 1842 and March 3, 1843, granting pensions to widows of persons who served during the Revolutionary War. That she is the widow of Daniel McCarty, whom she has often heard state that he had enlisted as a soldier early in the Revolutionary War, and belonged to the 3rd Virginia Regiment, (she believes on Continental Service) under the Command of Gustavus Wallis [sic: Gustavus Brown Wallace] (at the last period of his service) She has heard him state that whilst in the army he was part of the line under the Command of Capt. Thomas Marshall, Capt. Edmonds [possibly Thomas Edmunds] and Capt. [John] Chilton, that he enlisted into the army in the County of Fauquier State of Virginia and marched from Fauquier Court House the general place of rendezvous; that whilst in the Service she has heard him say that he was in the battles of Brandywine [11 Sep 1777] and Germantown [4 Oct 1777]. That he was taken a prisoner when the British took Philadelphia [26 Sep 1777], that at the Battle of Brandywine Capt. Chilton was killed and that her husband and a brother of declarant brought him off from the field of Battle.

She also declares that she was married to the said Daniel McCarty on the [blank] day of March in the year of 1778 (to the best of her knowledge and belief) that she was married to him in the County of Fauquier State of Virginia that her maiden name was Jemima Ellsmore, that she has no recorded evidence of her marriage and does not know if any now can be found, that her husband the aforesaid Daniel McCarty died in the month of September 1781; that she was not married to him prior to his leaving the service, but the marriage took place previous to the first day of January, Seventeen hundred and ninety four, Viz at the time above stated. She further declares, that after the death of her husband aforesaid, she was married to William Kirk (to the best of her recollection and belief) in the month of October in the year of 1783; that he died on the 16th day of July 1834; and that she is still a widow

Jemima herXmark Kirk

NOTE: The file includes Jemima Kirk's petition made to the US House of Representatives appealing the rejection of her claim for a pension.