

## Southern Campaigns American Revolution Pension Statements & Rosters

Pension application of Charles Paine (Payne) S4643

f25NC/VA

Transcribed by Will Graves

7/31/09: rev'd 10/15/17

[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 'indecipherable' 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.]

[p 3]

State of Tennessee Warren County} On the 4th day of April 1833 personally appeared in Open Court before the Court of Pleas and Quarter Sessions for said County, now in Session Charles Payne a resident of said County and State aged about Seventy-five years who being first duly sworn according to law and on his oath make the following declaration in order to obtain the benefit of the Act of Congress passed the 7th of June 1832 States that in 1774 or 1775 as he thinks in the month of April he entered the service of the United States as a volunteer in Captain John Davidson's Company. The company was organized in Pittsylvania County Virginia. The object of the expedition was against the Cherokee Indians. We marched to Long Island on Holston River in East Tennessee then a part of North Carolina, our company there joined Captain Shelby's<sup>1</sup> & Captain Wilcher's Companies the whole commanded by Colonel Shelby [Isaac Shelby] who marched us to Cumberland Gap not finding the Indians Colonel Shelby marched us back to Long Island where we remained until our term of service expired which was three months we were then discharged and returned home. During the service Colonel Shelby made a treaty with the Indians. About the 25th of June 1780 Applicant again entered the service of the United States as a volunteer in Wilkes County North Carolina Captain's name not recollected under Major Joel Lewis. We organized in Wilkes County at a place called the Old Stone near the Fore Knobs [sic, Four Knobs?]. The object of this expedition was against a large body of Tories and British principally the former who had collected on Colson's plantation<sup>2</sup> near the conjunction of the Yadkin and Rocky Rivers, and who were committing great depredations and compelling many to take the oath of allegiance to the King. Volunteers were called for and as an inducement we were told that if we would go dislodge and destroy the enemy that service should be considered equal to a 3 months tour. This applicant volunteered in defense of his home and his Country and marched against the enemy. In our route we joined Colonel Davidson [William Lee Davidson] and General Rutherford [Griffith Rutherford] who took the Command. The Army marched down to the forks of the River where the Yadkin and Rocky Rivers make the Pedee [River]. The evening before the battle three horseman crossed Rocky River in the night and attacked the enemy early the next morning. As soon as the battle commenced Colonel Davidson without orders it was said marched across said Rivers with about 300 men to his assistance and they killed took and dispersed the enemy before the Main Army reached the battle ground. Applicant was not engaged in the battle as he was with the Main Army, and the battle was over

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<sup>1</sup> Captains with the surname of Shelby who served at various times in the VA/NC militia include Evan Shelby, Isaac Shelby, James Shelby, John Shelby, and Joshua Shelby.

<sup>2</sup> Colson's Mill, July 21, 1780 [http://www.carolana.com/NC/Revolution/revolution\\_colsons\\_mill.html](http://www.carolana.com/NC/Revolution/revolution_colsons_mill.html)

before they reached there. The troops were discharged and we returned home. This service continued four weeks. In August 1781 he again entered the service, was drafted for 3 months in Captain William Dick's Company. The company organized in Pittsylvania County Virginia and marched to Little York where Cornwallis Army then lay. Applicant was taken sick and was confined some weeks upon James River 12 miles from Little York. About the time of his recovery the term for which he had entered the service having expired he was discharged and returned home. Applicant was afterwards engaged in various expeditions against the Indians in East Tennessee and Georgia and scouting parties and some times as a spy. The services performed in this way would amount to 3 months or more. He received written discharges for the 3 first tours he performed but they are now lost or mislaid. He therefore has no documentary evidence of his Services nor does he know of any person by whom he can prove the same. He hereby relinquishes every claim whatever to a pension or annuity except the present, and declares his name is not on the pension roll of the Agency of any State. Answers to the interrogatories directed to be put by the war Department.<sup>3</sup>

Says he was born the 4th of April 1758 in Halifax County Virginia. His age is recorded in his family Bible. He lived in Halifax County until he was 5 or 6 years old, moved to Pittsylvania County lived there about 17 years moved to Wilkes County North Carolina lived there near one year, returned back to Pittsylvania County & remained there near 2 years, Thence to East Tennessee what is now Hawkins County lived there 14 years thence to Georgia where he lived 19 years. Thence to Warren County Tennessee where he has lived ever since with the exception of one year which he lived in Marion County Tennessee. Volunteered twice and was drafted once, served with no regular troops as he was sick at the time of the siege with Cornwallis. He refers to the body of his declaration for the general circumstances of his service. Received 3 Written discharges but they are lost or mislaid or destroyed. No Clergyman residing in his immediate neighborhood by whom he can prove his services. Sworn and subscribed in open Court this 4th day of April 1833  
S/ Jos. Colville, Clerk

S/ Charles Paine, X his mark

B S/ L. Colville, DC

[Uriah York and Elijah Drake gave the standard supporting affidavit.]

[Note: A note in the file indicates the veteran died September 7, 1838.]

[Veteran was pensioned at the rate of \$23.33 per annum commencing March 4, 1831, for service as a private for 7 months in the North Carolina and Virginia militia.]

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<sup>3</sup> [The War Department promulgated regulations governing pension application format and requiring the following 7 interrogatories to be put to each applicant for a pension:

1<sup>st</sup> Where and in what year were you born?

2<sup>nd</sup> Have you any record of your age and if so where is it?

3<sup>rd</sup> Where were you living when called into service: where have you lived since the Revolutionary War and where do you now live?

4<sup>th</sup> How were you called into service; were you drafted; did you volunteer or were you a substitute, and if a substitute, for whom?

5<sup>th</sup> State the names of some of the regular officers who were with the troops where you served, such Continental and militia regiments as you can recollect and the general circumstances of your service.

6<sup>th</sup> Did you ever receive a discharge from the service, and if so, by whom was it given and what has become of it?

7<sup>th</sup> State the names of persons to whom you are known in your present neighborhood and who can testify as to your character for veracity and their belief in your services as a soldier in the revolution.]