

Southern Campaign American Revolution Pension Statements & Rosters

Pension Application of James Durham S8367 and S35902  
Transcribed and annotated by C. Leon Harris.

VA

State of Kentucky, Sct.

I Thomas Montgomery, one of the Judges of the circuit courts in & for the state aforesaid, do hereby certify, that James Durham this day personally appeared before me in the county of Lincoln in the state aforesaid, being the county within which he resides & being sworn stated that he is upwards of sixty years old; that he enlisted in the regular service of the United states in the continental army in the war of the revolution against Great Britain; that the term of his enlistment was three years, which term he faithfully served out & was discharged in Richmond in Virginia. That he was enlisted into the company commanded by Captain William Minnis [sic: Holman Minnis]; that the Regiment was commanded by Colonel [Burgess] Ball; and the Brigade by General [Peter] Muhlenberg. that he was wounded severely in the shoulder near Pawles Hook [sic: Paulus Hook NJ, 19 Aug 1779]. That he is able to labour very little, is really poor & stands in great need of the aid proposed in the act of Congress, passed in March, A.D. 1818. I certify further, that George Caldwell & John Batiste, stated before me upon oath, that they are & have been long acquainted with the said James Durham; that he is a man of good moral character; that they believe his statements to be true; and that they know he is poor & in need of the pension proposed &c. I certify further that I have good reason to believe the statements above to be true and that the said James Durham is desirous to be place upon the Pension list. In testimony of the foregoing statements, I do hereby set my hand this 13<sup>th</sup> day of May, A.D. 1819. Thomas Montgomery

State of Kentucky, 12<sup>th</sup> Judicial District and Circuit Court for Lincoln County Sct.

On this 15<sup>th</sup> day of August A.D. 1820 in open Court, before the court abovementioned it being a Court of Record by act of Assembly proceeding according to the course of the common Law James Durham aged about and over 61 years old personally appeared in Court and being first duly sworn according to law declared that he served in the Revolutionary War as follows Viz. three years, that he enlisted in the year 1778, as well as he remembers for three years in the service of the United States in the revolutionary War, in the company commanded by Captain Holman Minnis, in the Regiment commanded by Col. Ball, and the Brigade by Gen'l. Muhlenburg, it being as he believes part of the virginia line upon the continental establishment, that he served on faithfully untill he was captured near Pawlis Hook and remained in captivity about 15 months during which time his term expired as will more fully appear by the affidavit under which he obtained his certificate for a pension No 16.645 dated the 5<sup>th</sup> day of April 1820. And I the said James Durham I do solemnly swear that I was a resident Citizen of the United States on the 18<sup>th</sup> day of March 1818 and that I have not since that time by gift sale or in any manner disposed of my property or any part thereof with intent thereby so to diminish it as to bring myself within the provisions of an act of Congress entitled "an act to provide for certain persons engaged in the land and naval service of the United States in the Revolutionary War" passed on the 18<sup>th</sup> day of March 1818 and that I have not nor has any person in trust for me any property or securities contracts or debts due to me nor have I any income other than what is contained in the Schedule hereto annexed and by me subscribed Viz:

3 Horses in the whole of the value of \$100 and not more	\$100.00
9 Head of cattle in the whole of the value of \$50 and not more	50.00
15 Sheep, in the whole of the value of \$20 and not more	20.00
25 Hogs in the whole of the value of \$25 and not more	25.00
Household furniture in the whole of the value of \$15 and not more	15.00
Farming Utensils in the whole of the value of \$10 and not more	10.00
Towls of the value of \$2	<u>2.00</u>
	\$222.00

Sworn to & subscribed the day & year aforesaid James Durham

And the said James Durham further stated upon his oath, that he is a tiller of the ground by occupation, but is able to perform very little labour being afflicted with a Palsy: that his Wife Delphi is about 57 years old, very infirm of body: that he has six children living, namely Polly about thirty six years old, single, but not living with her parents; Jacob about 34 years old, married long since; James about 32 years old, married long since; Rebecca about 28 years old, married and living in the State of Indiana and Patsey about 15 years old, single living with her parents and able to maintain herself by labour, sworn to, declared and subscribed before me John L. Bridges, presiding Judge of the court aforesaid, the day and year first mentioned

We John D Scott & William Craig practicing physicians of Lincoln County & state of Kentucky certify that we this day examined James Durham of said County to ascertain the degree of disability produced by a wound which he says was received in the revolutionary war. We found a large scar on his left breast & a corresponding one behind his left shoulder Blade, which seems to have disabled his left shoulder & arm. We think the disability should be rated at one half Witness our hands this 13<sup>th</sup> day of February 1823  
[signed] John D. Scott William Craig

[Durham's pension was suspended because he was considered at the War Department to own too much property. In the following he successfully reapplied under the Pension Act of 1823.]

Mercer Circuit Sct October Term 1824

James Durham this day [12 Oct 1824] appeared in open Court it being a Court of record having power to fine & imprison & produced & swore to the following schedule which is ordered to be recorded Viz. State of Kentucky Mercer County & Circuit viz I James Durham of the state of Kentucky and County of Mercer do hereby state on Oath in order to obtain the provisions made by the late acts of Congress passed on the 18<sup>th</sup> day of March 1818 The 1<sup>st</sup> day of May 1820 and the 1<sup>st</sup> day of March 1823 To provide for certain persons engaged in the land and Naval service of the United States in the Revolutionary War that he enlisted for the Term of three Years at my Fathers Farm in the County of Hanover Virginia on the 12<sup>th</sup> day of August 1778 in the 1<sup>st</sup> Virginia Regiment upon Continental Establishment or line commanded by Col Burgess Ball in Capt. Holeman Minnis Company of s'd. Regiment and I was in the skirmish at Shrewsbury [sic: Shrewsbury NJ] and also at the taking of Stony Point with Gen'l. Wayne [Anthony Wayne, 16 Jul 1779] where we had hot work and I was also in the attack at Paulis Hook where I was wounded on the 12<sup>th</sup> day of August 1780 [sic] and continued as prisoner in close confinement at a Guard house in the City of New York until I was exchanged which was fifteen months after, In which time I suffered every insult and indignity which was usually heaped upon the American Prisoners, after I was exchanged I was honorably discharged at Richmond in the state of Virginia, I have since sent my discharge to the state of Virginia in which I was formerly a Pensioner [see below] but not now on account of my wound and I am now a Pensioner of the United States on account of my wound being exchanged to the U. States which prevents me at this time from labour, so as to support myself But I hereby relinquish all claim to s'd. Pension from the United States so soon as I am place on the roll of Revolutionary Pensioners I am now sixty nine years of age and so reduced in my circumstances that I stand in great need of assistance from my country for support and I tender to the Honorable Secretary of War my Present Pension Certificate as evidence of my being entitled to a Pension on account of my services and I do further solemnly swear that [oath similar to that in the 1820 declaration follows]

I have no trade or occupation besides being farming tenant & no wife I have two sons & three Daughters in this state who labour for themselves except one of the Daughters about 18 years old The others being over age and acting for themselves James hisXmark Durham

Schedule of the whole Estate of James Durham

One Sorrel Horse 19 years old \$10.00

One Gray Mare 9 years old	30.00
One dark Roan Mare	40.00
Eight Head of Cattle	24.00
Eight Head of Sheep	6.00
Twenty Head of Hogs including Pigs	15.00
One bed & furniture	8.00
One Cupboard & furniture	5.00
Chest & Table & Chairs	4.00
Kitchen Furniture	4.00
Farming Utentials	<u>5.00</u>
	\$151.00

[The following are among [pension records in the Library of Virginia](#):]

At a Court held for Hanover County on Thursday the 4<sup>th</sup> day of September 1783 Pursuant to a late act of assembly concerning Pensioners the Court do now inquire into the bodily state and ability of James Durham and do Certifie that it appears to them that the said James was wounded in the sholder while a Soldier in the Continental Service, by which wound the said James Lost a part of his blade bone, and is disabled from geting his living A Copy Ben Pollard for William Pollard CHC

The Gov't. requests the Favor of Doctor Foushee to view & report upon the wound of James Durham  
[Patrick Henry as Governor]

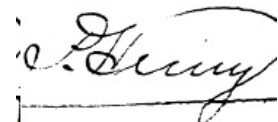


On Examination, find a Ball has passed thro' the left Scapula & Pectoral muscle, which has produced a Contraction of the arm in part but no withering of the Limb. a Considerable Injury has no doubt been done to those parts, but is in some measure removed[?] from the present appearance; he complains of great weakness in that arm, & pain & swelling on attempting to Labour; this may be the case, as the contraction evinces an existing Injury: Some allowance may I think be made him.

[signed] W. Foushee

I DO, with the advice of the Council, hereby certify that James Durham of Hanover about [blank] late a Private in the first Virginia Regiment appears to have been disabled in such a manner while in the service of The United States as to entitle him to the sum of Eight Pounds yearly; which allowance is accordingly made him, to commence from the first day of January 1786.

GIVEN under my hand at Richmond, this 25<sup>th</sup> day of October 1786



[The following is among the [bounty-warrant records in the Library of Virginia](#):]

I do Certify that James Durham enlisted as a Soldier in the first Virg'a. Continental Reg't. 2<sup>d</sup> of May[?] 1777 for three years & that he was made prisoner by the Enemy the 17<sup>th</sup> of Aug't 1779 & remained in captivity [one or two illegible words] the time of his inlistment expired.

Copy

Markes Vandervall

J. Pendleton Jr

[illegible abbreviation] 1<sup>st</sup> Virg'a Cont'l. Reg't.

NOTE: The file contains no explanations for the two numbers assigned to it.