

Southern Campaigns American Revolution Pension Statements and Rosters

Pension Application of Joseph Scott S9474

VA

Transcribed and annotated by C. Leon Harris. Revised 24 Feb 2016.

[Punctuation and capitalization partly corrected.]

State of Virginia, County of Washington

Be It Known, that on this day [16 May 1853] personally appeared before me a Justice of the peace for the County aforesaid, Obediah Scott, for himself, and the Heirs of Joseph Scott, and made Oath, in due form of Law, that his Father, Joseph Scott, Enlisted into the Continental Army of the united states in the War of the Revolution, that he did so Enlist in the State of Virginia under Capt Gross Scrugs, (or Scruggs) [Gross Scruggs, whose company of the 5<sup>th</sup> Virginia Regiment was raised in Bedford County VA] that he the said Joseph Scott served in the Continental line for the term of three years under Gen'l. George Washington to the End of the War, and that proof of said service is manifest on the Rolls in the department, and to sustain this declaration, the evidence of the said Joseph Scott, proved the service of John McCauly [John McCauley, pension application S7207], a pensioner of the United States in the County of Washington, and at that day, the service of the said Joseph Scott was proven by the said John McCauly, which, by neglect of the said Joseph Scott, was never forwarded to the pension office, and, at this time cannot be found. the said Joseph Scott resided in the County of Washington, and departed this life in said County on the 15th day of October 1833, that his widow Mary Scott, survived the said Joseph Scott her Husband, untill the 10th day of May 1840 – that the said Joseph and Mary Scott were married in the year 1783. And by Act of Congress the said Joseph, if living on the 7th day of June 1832 would be entitled to pension from the 4th of March 1831 up to the time of his death, 15th day of October 1833 [see endnote], making two years, seven months, and eleven days, at full pension would be \$251 Dollars, and if his widow was married to him subsequent to service, which was in 1783, she would be entitled to the same amount of pension from the 4th day of March 1836, during her natural life, which terminated in the County of Washington on the 10th day of May 1840, which would entitle her to pension for four years, two months and six days, at full pension would be \$402 Dollars, added to the Amt due the said Joseph Scott will make the sum of \$653 Dollars, the Heirs are legally entitled to, which said Heirs are the children and personal representatives of the said Joseph Scott, (to wit) William Scott, Elias Scott, Alexander Scott, Thomas Scott, and Obediah Scott, who makes this Declaration for the joint bennifit of the above mention Heirs. And by Act of Congress, where pension is due and not obtained by the Soldier or his Widow, under the provissions of the aforesaid Acts of Congress as to dates and specification, it is competent for the Heirs to claim and obtain the amount of pension due the parties. the said Heirs of Joseph Scott now respectfully ask that said am't. of pension due to Joseph Scott, and to his widow Mary Scott, be paid the said Heirs, who are the children of the said Joseph and Mary Scott

[signed] Obadiah Scott

State of Virginia

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County of Washington

} SS.

BE It Known, that on this day personally appeared before me a Justice of the peace for the County aforesaid Thomas McCauly aged sixty nine years of sound body and mind, a resident of Washington County, and made oath in due form of Law, that he was born and raised in said County of Washington, and that he was well acquainted with Joseph Scott a soldier of the revolution, and that his Father John McCauly told him, that he and Joseph Scott were in the same Company, and under the command of Genl George Washington in the War of the Revolution, and that they both belonged to the Virginia line and he remembers distinctly, that Mr. Joseph Scott stayed all night at his Fathers John McCauly's and both of them conversed on the subject of the pension due them from the Government of the United States and that each proved the others services in said War, and the reason why Joseph Scott did not apply for his pension was, his circumstances at that day enabled him to live without it, and that Joseph Scott after that never applied for his pension, he has heard his Father John McCauly say, that he

and Joseph Scott enlisted for three years, and were mess mates, and I Certify that the witness Thomas R. McCauly above named is credible, highly respectable, and disinterested and can most surely be relied on.

Given under my hand this 17th day of May 1854

[The following is from [rejected claims in the Library of Virginia.](#)]

Virginia towit:

At a Court held for Washington County the 16 day of July 1816.

John McCauley between fifty and sixty years of age being duly sworn deposed that he well knew Joseph Scott now in this County when he was a soldier in the Revolutionary Army, the said Scott and himself having served during the whole period for which they enlisted in the same Regiment and part of the time in the same Company; that the said Joseph Scott was enlisted in the year 1776 for the period of two years in the 5<sup>th</sup> Virginia Regiment on the Continental establishment, that he served the said two years a private and was honorably discharged from the company of Capt Scruggs.

A Copy/ Teste. D. Campbell D.C.W.C.

#### NOTES:

The heirs of Joseph Scott were initially awarded a pension, but the agent who drew up the application subsequently discovered that Joseph Scott died in 1830, and the heirs were consequently not eligible for a pension under the 1832 act. In addition, they could not produce proof of their parents' marriage, and therefore their mother was not eligible. Although the agent was the one who reported the error, the Pension Office alleged fraud and ordered him to immediately return all the pension payments already made to the heirs.

A letter dated 30 June 1855 states that Joseph Scott and Mary Talbot were married in Stafford County VA, and their first child was a little girl three or four years old when her father returned from the service. This daughter, who married a Cayward in 1800, had died 22 years before at age 54. A statement dated 28 Feb 1854 states that Joseph and Mary Scott had the following 12 children: George, who died leaving no child; William; Elias; Obadiah; Alexander; Thomas; Joseph; Sally, who married Thomas Cawood and died leaving no child; Elizabeth, the wife of Charles C. Dunn; Harriet, the wife of Joseph Allsup; Lucretia, who married Robert Allison and died leaving children; and Julia Ann, who married William Talbert. A letter in the file refers to Robert Scott as administrator of the heirs.