

Southern Campaign American Revolution Pension Statements & Rosters

Pension application of Francis Weeks W25934

Nancy fn139GA

Transcribed by Will Graves

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[Methodology: Spelling, punctuation and/or grammar have been corrected in some instances for ease of reading and to facilitate searches of the database. Also, the handwriting of the original scribes often lends itself to varying interpretations. Users of this database are urged to view the original and to make their own decision as to how to decipher what the original scribe actually wrote. Blanks appearing in the transcripts reflect blanks in the original. Folks are free to make non-commercial use this transcript in any manner they may see fit, but please extend the courtesy of acknowledging the transcriber—besides, if it turns out the transcript contains mistakes, the resulting embarrassment will fall on the transcriber. I use speech recognition software to make all my transcriptions. Such software misinterprets my southern accent with unfortunate regularity and my poor proofreading fails to catch all misinterpretations. I welcome and encourage folks to call those errors to my attention.]

[fn p. 16]

State of Georgia Gilmer County

On this Twenty Second day of September A.D. 1853, Personally appeared in Open Court before the Inferior Court of the County aforesaid, Francis Weeks, aged ninety-six years a resident of the County of Gilmer and State of Georgia, who being duly sworn saith on oath that he was an Ensign in the company commanded by Captain McNeil and the Regiment commanded by Colonel William Bird. That he volunteered into the service of the United States, at the Shoals of Ogeechee River, in the County of Washington and State of Georgia on or about the first day of May A.D. 1778. That he continued in actual Service in the War of the Revolution, for the term of 4 years and that he was at the battle of Brier Creek¹ and also at the battle of the Eutaw Springs² and that he was honorably discharged at Augusta in the State of Georgia on or about the first day of May A.D. 1782. And that his commission and discharged are both mislaid or lost. He makes this declaration for the purpose of obtaining the benefit of the Act of Congress passed June the 7th 1832.

He hereby relinquishes every claim to a pension or annuity whatever except the present and declares that he is actually not on the pension Roll of the Agency of any State. And the declarant deposes and saith that by reason of old age, and consequent loss of memory, he cannot swear positively to the precise length of his service but according to the best of his recollection he served not less than the period of time above mentioned and was not employed in any civil pursuit during the time of said service.

Interrogatories answered by the declarant to the Court. To the first Interrogatory he answers that he was born in the County of Lincoln in the State of North Carolina on the 19th day of August A.D. 1757. 2nd. He answers that he has a record of his age at his own house in his family Bible. 3rd. He answers that he was living in the County of Washington and State of Georgia, That since the Revolutionary War he has lived in Washington, Hancock, Habersham, Cass, Paulding, Counties, in said State, and that he now resides in Gilmer County and State of Georgia. 4th. He answers that he volunteered. 5th. He answers that he knew Major Howard and Colonel William Washington, Colonel De Malmedy, and General Nathaniel Greene, and that he

¹ March 3, 1779. <http://gaz.jrshelby.com/briercreek.htm>

² September 8, 1781. <http://gaz.jrshelby.com/eutaw.htm>

recollects the Regiment first commanded by Colonel Locke, and subsequently at the battle of the Eutaw Springs, commanded by Colonel De Malmedy. 6th. He answers that he received a written Certificate of discharge from the service, but does not recollect the name of the officers by whom it was signed and states that it was for is lost or mislaid. And that he received a commission as Ensign through the influence of Colonel William Bird, but does not recollect who signed it, which is also lost or mislaid. 7th. He answers that James Fendley, Esquire, Reuben Ayers, William Fowler, John Osbourn, Benjamin Cantrell, Robert Mealer, Joseph Picket and Davis Scism are all acquainted with him.

S/ Francis Weeks, X his mark

Sworn, answered and subscribed before us the day and year first mentioned

S/ Benjamin Johnston, JIC

S/ Samuel Jones, JIC

S/ Peter Patterson, JIC

[fn p. 109]

State of Georgia Union County: Be it known that before me Mason McLeod a Justice of the Peace in and for the County of Union and State aforesaid personally appeared William McLeod³ a pensioner of the United States and a resident of the County and State aforesaid, who being duly sworn according to law saith on oath that he believes that Francis Weeks of the County of Gilmer was a Revolutionary Soldier. That he was at the battle of Brier Creek and also at the battle at Eutaw Springs and that said Francis Weeks served as stated in his declaration. In testimony whereof he has on this 22nd day of October A.D. 1853 hereunto signed his name.

S/ William McLeod, X his mark

[fn p. 112]

State of Georgia County of Gilmer: This 15th day of December A.D. 1853 personally appeared before us Justices of the Inferior Court of the County of Gilmer and State of Georgia William W. Webb of a resident of the County aforesaid who being duly sworn according to law, deposeth and saith on oath That in the early part of the present year in a conversation with said Francis Weeks, he asked him if he was a brother of a Mr. Penley⁴ who killed himself and who was a Revolutionary Soldier and he said Weeks, then stated his name was Weeks and that he too was a Soldier of the Revolution. Witness rather disputed his statement when said Francis Weeks took out two Papers, which the witness took in his own hands and read, one of them was his Discharge and the other was a commission and that the witness then believed that said Commission and discharge were genuine and that said Francis Weeks was a Revolutionary Soldier.

S/ Wm W. Webb

[fn p. 96]

State of Georgia and County of Union: On this 9th Day of February A.D. 1854, Personally appeared before me Jason C. Chastain a Justice of the Peace in and for the County and State aforesaid William McLeod a Pensioner of the State of Georgia, who being Duly Sworn According to Law, Deposeth and Saith he conversed with Francis Weeks from Gilmer County, and that said Francis Weeks stated to him that he was in the battle at Brier Creek and also in the

³ [William McLeod S33082](#)

⁴ This MAY be [John Penly \(Penby\) S7302](#)

battle at the Eutaw Springs. That said Francis Weeks related incidents that took place in those battles that no person but those who were in actual service in said battles could have known anything about, and that he mentioned many of the officers of the Army that deponent was acquainted with in the War of the Revolution deponent further states that from the various answers that said Francis Weeks made to the many interrogatories made to him by deponent, that he certainly convinced deponent that he had served as he stated without doubt.

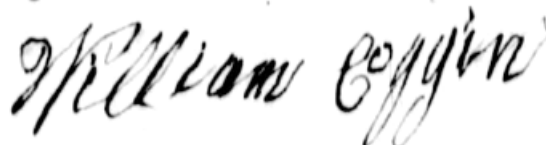
S/ William McLeod, X his mark

S/ J. C. Chastain

[fn p. 100]

State of Georgia Gordon County: On this first day of June A.D. 1854, personally appeared Lieutenant William Coggin⁵ a resident of the County of Gordon and State of Georgia, who being duly sworn according to law, before me the undersigned Ordinary of the County of Gordon and State aforesaid who states on oath that Francis Weeks was or is the identical person who was in the service at Ninety Six and was bearing colors at that place also at Eutaw Springs and that the last time he saw him was at the Choy Old fields serving against the Indians.

S/ William Coggin

A handwritten signature in black ink that reads "William Coggin". The signature is written in a cursive style with a large, prominent initial "W".

[fn p. 103]

State of Georgia County of Murray: On this 29th day of July 1854, personally appeared before me Allen Dover a Justice of the Peace within and for the County of Murray and State aforesaid John Hames⁶ a pensioner of the United States and a resident of Murray County in the State of Georgia, who being duly sworn according to law deposeth and saith that he was well acquainted with Francis Weeks while in the service of the United States in the Revolutionary War. That Francis Weeks of Georgia was at the battle of Brier Creek and at the battle of Ninety Six also at the battle of Eutaw Springs. And he further states that he knew Francis Weeks in the service of the United States in said war for the term of three years and upwards, and he further states that said Francis Weeks was an officer of some kind but he does not recollect his particular grade, and he deponent states that he is disinterested in the application of Francis Weeks above named to pension.

S/ John Hames, 0 his mark

[fn p. 107]

State of Georgia County of Murray: On this second day of October A.D. 1854, personally appeared before me the undersigned a Justice of the Peace in and for the County and State aforesaid, John Hames aged one hundred seventeen years a resident of the County of Murray in the State of Georgia (and who is a pensioner of the United States), who being by me cautioned and then sworn in due form of law, deposeth and saith, on oath that the grounds, he knows, the statements he made in his former Affidavit in relation to the Services of Francis Weeks in the Revolutionary War, from there in the month acquaintance, during their many hard services, long and hard marches, suffering sometimes both hunger and cold, and being engaged in the periods

⁵ FPA S8238

⁶ [John Hames S16409](#)

battles already mentioned in his former Affidavit for the term of 3 years and upwards, he thinks not quiet for. And that he is disinterested in the application of Francis Weeks for a pension.

S/ John Hames, 0 his mark

[fn p. 92]

State of Georgia County of Murray: On this 22nd day of January A.D. 1855 Before me Thomas Cleary a Justice of the Peace within and for the County and State aforesaid personally appeared John Hames aged one hundred seventeen years, a pensioner of the United States and a resident of the County of Murray in the State of Georgia, who being duly sworn according to law, deposeth and saith on oath that, Francis Weeks, and himself, were often sent out on scouting expeditions with little squads of men against the Tories, Francis Weeks acting as an officer and that himself and the said Francis Weeks were present at the taking and hanging of seven Tories on one poll [pole]. That himself and Francis Weeks were together at the Siege of Ninety Six and that they came very near famishing for want of water and had to take bullets into their mouths to keep a moisture in them, and that if the British had not been reinforced the American Army would have taken the fort in less than one week from the time the British reinforcement arrived. That they were at the battle at Brier Creek, where Colonel Elbert fell with a wound and was about to be bayoneted by some of the British soldiers when he made a Freemason's sign which caused an officer of the British Army to rush in and grow the soldier's bayonet up and thereby saved the life of Colonel Elbert, who was taken prisoner and soon after exchanged -- as he believes. That there was another event at the siege of Ninety Six that he recollects of, he was sent with a flag twice to the Fort bearing letters from the Army, that himself and Francis Weeks were often sent out to procure provisions for the Army.

S/ John Hames, 0 his mark

[fn p. 6]

State of Georgia County of Gilmer: On this 11th day of April A.D. 1855 personally appeared before me Coke A. Ellington a Justice of the Peace within and for the County and State of, Nancy Weeks aged seventy years, a Resident of Gilmer County in the State of Georgia, to me Week [sic] well known, who being duly sworn according to law declares that she is the widow of the identical Francis Weeks deceased who was a Revolutionary Soldier from the State of Georgia, and an Ensign [in] the company commanded by Captain McNeil in the Regiment commanded by Colonel Bird. That her said husband volunteered at the Shoals of Ogeechee [River] in the State of Georgia on or about the first day of May A.D. 1778, and continued in actual Service of the United States in said for the term of four years as she verily believes and was honorably discharged at Augusta in the State of Georgia on or about the first day of May A.D. 1782, as will more fully appear by reference to the proof on file in the Pension Office of the United States in support of Francis Weeks claim. And that she was married to the identical Francis weeks above named in Columbia County in the State of Georgia on or about the 3rd day of March A.D. 1800 by one Henry Hand a minister of the Gospel. That her name before her said marriage was Nancy Harris, and that her said Husband died in Gilmer County in the State of Georgia on the 24th day of October 1854. And that she is still a widow at this date and that she has never received Bounty Land under any act of Congress, nor made previous application therefore, and that the record of her said marriage to and the death of the said Francis Weeks as above named, which is now surrendered to the Court in her Family Bible is just and true being made during the lifetime of her said husband and kept and preserved in Deponent's own care

without any erasure or alterations.

And she further more by these presence of points and fully empowers William R. Query and Henry H. Walker of Stock Hill Georgia irrevocably he true and lawful attorneys for her and in her name place and stayed to examine into prosecute and received from the Government Officers of the United States, all her rights to Bounty Land or Pension that she is or may be entitled under any act of Congress as widow of Francis Weeks Deceased hereby confirming all my said attorney's legal acts in and about the premises above named.

Signed sealed and acknowledged in presence of

S. Nancy Weeks, X her mark

[fn p. 20]

State of Georgia County of Fannin: On this 26th day of March A.D. 1856, Personally appeared before me one of the Justices of the Inferior Court at said County, William Coggin aged 101 years a resident of the County of Fannin and State of Georgia, who being duly sworn according to law, deposeth and saith that he was well acquainted with Francis Weeks who claims a Pension for his services in the war of the Revolution, and that Francis Weeks belonged to the Army that was regularly organized, and served at the battles of Brier Creek, Siege of Ninety Six and at the battle of Eutaw Springs, and further that the said Francis Weeks was at different times detached from the Army for short periods and sent out on scouting parties, one of which times he was along with said Francis Weeks himself, when they caught and hung seven Tories. He cannot state definitely the period of Francis Weeks' service, as he was in the service when he first became acquainted with him, and the last time he saw him while in the service was directly after the battle with the Indians at the Choy old fields

S/ William Coggin

[fn p. 116]

State of Georgia County of Gilmer: On this 11th day of July A.D. 1856 before me Henry Pettit an acting Justice of the Inferior Court within and for the County and State aforesaid, personally appeared Mrs. Nancy Weeks a resident of Gilmer County in the State of Georgia, to me well-known who being duly sworn according to law Declares that she is the widow of Francis Weeks deceased who was a Revolutionary Soldier that She was married to the said Francis Weeks as noted in her former Declaration on her application to pension. That the family Bible⁷ which is herewith surrendered to the pension office is the identical Bible which was in her care at the time of her said husband's death that the same was family Bible of her son of Philip Weeks deceased during his lifetime, and came into the care & possession of her said husband Francis Weeks deceased in or about the year of 1846. She further states that no entries have been made in said Bible since her said husband's death only that of her husband's death on the 24th day of October A.D. 1854 and that of July Coley's Birth on the 11th January 1856. And that the Bible which her said husband first head after they were married was destroyed by fire the year not recollected but that at the time they had 2 children only, and that they afterwards had another Bible in which there were entries which was also destroyed by their house washing away in the time of the high water in or about the year of 1840. Whilst they were residents of 2 below River in Habersham County State of Georgia. And that the entries as made in the said Bible here with surrendered of her children & grandchildren whose names -- as follows to wit Mary Shirly = who was married to John L. Shirly on the 4th of April 1825 was the daughter of herself and husband. Francis

⁷ I did not see any Bible record in this file.

Weeks deceased and that Edward Weeks who died on the 21st April 1827 was there oldest son and that Philip Weeks who died on the 7th of June 1846 and John Weeks who died on the 2nd of August 1846 were both their sons also, and that all, the other entries of births deaths and marriages were those of their grandchildren except that of the Deponent and her deceased husband's and that James Shirly made the entry of the death of her said husband Francis Weeks the next day after he was buried.

S/ Nancy Weeks, X her mark

[Veteran's widow was pensioned at the rate of \$40 per annum commencing March 4th, 1831 for her husband's one year of service as a private in the revolution. The payment ended October 24, 1854.]