

Southern Campaign American Revolution Pension Statements

Pension Application of Cudbeth Stone W3050

Transcribed and annotated by C. Leon Harris

Commonwealth of Kentucky Sct.

Before me the subscriber one of the judges of the General Court and one of the judges of the Circuit Court for the State aforesaid personally appeared Cudberth Stone aged sixty years, who being by me first duly sworn according to law doth on his oath make the following statement and declaration in order to obtain the provisions made by the 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", to wit, that he is a citizen of the State of Kentucky and a resident of the County of Floyd, and that he was enlisted as a soldier in the continental arm [sic] during the Revolution in St. Mary's [Saint Marys] County & State of Maryland, by a sergeant named Enoch McClure about the 29th of March 1780 for the term of three years, and was attached to the company of Captain [John Courts] Jones of the seventh Maryland Regiment commanded by Colo [John] Gunby — that he continued to serve in said corps against the common enemy for about eleven months when he was wounded at the battle of Cowpens [17 Jan 1781] so severely that he never recovered so as to be able to join the army again till the close of the war and remained under furlough till then for which reason he never received a discharge, that he has been all his life disabled since in such manner that he has been unable to labor to any extent, by which means he has remained poor, and now has a wife & two children to support and is so unable to labor & is in such indigent circumstances as to require the aid of his country, & that he has not any other evidence of his services in his power than what is here produced - & that he never received one cent for his services except his bounty.

Also Spencer Adams esqr being sworn a the same time and place did depose and say that he is at present acquainted with the aforesaid Cudbeth Stone and also with his estate that he is a poor man and has the effects of his wound upon him that he acts as shoemaker and by that means has acquired his living, & that yet in the opinion of the witness he might make out to shift along for his subsistence by his labor, and so soon as that ceases he must come to want - & now requires the aid of his country.

State of Kentucky Floyd Circuit Sct

At a court continued and held for Floyd Circuit at the Courthouse in Prestonsburg
Tuesday the 29th day of April 1823

Cutberth Stone an old revolutionary soldier produced in open court and made oath to a schedule of his property which is in the following words & figures to wit

State of Kentucky Floyd County Sct

On this day April the 29th 1823 personally appeared in open court this being made a court of record by the laws of the state being solemnly adjudged to be such by the other tribunals of the state with power to fine and imprison, always keeping a record of its proceedings Cuttberth Stone aged about 68 years a resident citizen of the County aforesaid who being first duly Sworn according to Law doth on his oath declare that he served in the revolutionary war as follows viz he enlisted in the service of the united against the common enemy in the month of March in the year previous to gates's defeat [defeat of Gen. Horatio Gates at the Battle of Camden SC on 16 Aug 1780] for the term of three years or enduring [sic: during] the war in Capt Jones Company in the 7th Maryland regiment commanded by Col Gunby in Maryland and that he was in the following battels to wit. the battle of Gates's defeat and the battle of the Cowpens in South Carolina and was there wounded in the thigh by a ball of a musket passing through it - and was there left upon the battle ground and in consequence of said wound he never was able to the army again untill peace was made which was the fall following. that it was about eleven months or upwards that the applicant served in the army after his enlistment before he was wounded at the cowpens. and I Cutberth Stone do solemnly swear that I was a resident citizen of the United States on the 18th 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 18th day of March, 1818 and that I have not nor has any person in trust for me any property or securities debts or contracts due to me; nor have I any income other than what is contained in the Schedule hereto annexed and by me subscribed

Viz	five head of horses worth.....	\$60.
	three cows and calves.....	30.
	Three calves.....	10.
	11 pigs.....	4.
	7 other hogs worth.....	10.50
	3 lambs.....	1.50
	4 sheep.....	6.00
Total amount		
	house hold and kitchen furniture.....	5.25
		\$127.25

Cutberth hisXmark Stone

This applicant further states that his occupation is that of a farmer but he is two old and infirm to persue it his family consists of his wife only named Sally Stone aged about 64 years who from her age and infirmities is unable to contribute any thing to the support of this applicant. This applicant made an original application and declaration for a pension on the 21st day of October 1818 and did obtain a pension certificate from the Secretary of War on which he drew five payments which certificate is herewith filed and respectfully transmitted to the Secretary of War.

County of Floyd State of Kentucky SS

On this 24 day of August 1841 before me the subscriber a Justice of the peace for the said county of Floyd personally appeared Cutberth Stone who on his oath declares that he is the same person who formerly belonged to the company commanded by Captain Jones in the regiment commanded by Colonel Gunby also I served under Capt Richard Anderson & Col [John Eager] Howard & other officers in the service of the United States that his name was placed on the pension roll of the State of Kentucky that he received a certificate of that fact under the signature and Seal of the Secretary of War which certificate on or about the 1st May 1841 was lost or stolen from the house of J P Martin & Co in the Town of Prestonsburg Floyd Co Ky he having employed Martin as his agent to [illegible word] up his papers & attend to the receiving his money

Cutberth hisXmark Stone

NOTES:

Stone filed a schedule on 16 Oct 1820 that included the following property:
"20 acres of land which I have a deed of Conveyance worth \$120
I have a claim to 28 acres binder and have not a [several illegible words]
Three horses, nine head of Cattle 10 head of hogs[?] valued 161
Sixty eight dollars due me and I am owing Two hundred & seventy five dollars
60 acres of land which I claim I have [two illegible words] Other instruments of writing to
Compel Conveyance and of litle value in this back Country"

The file includes a copy of the will of Cudbeth Stone, Sr. dated 28 May 1844. Among the bequests were "the farm on which Jesse Spradlin my son in law now lives lying on the Left hand fork of Abbot Creek in Floyd County being the same I purchased of William Stone and deed to me by Jno Stone" and "fifteen acres which was deeded to me by Abram Spradlin" to the children of Jesse Spradlin by his wife Sally Stone Spradlin. The will also refers to a daughter named Ruth Spradlin.

On 6 Sep 1844 Sally Stone, 89, applied for a pension stating that she married Cudbeth Stone on 17 Mar 1784, and he died 24 Jun 1844. According to another document, the marriage took place "on the packlett [sic: Pacolet] River... between the troft and tumbling holes," but that no record could be found at "punknavell South Carolina."