

Southern Campaigns American Revolution Pension Statements & Rosters

Pension application of David Montgomery W4039

Margaret Montgomery f36NC

Transcribed by Will Graves

5/12/09: rev'd 4/29/17

[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 8th of June 1786." Please call material errors or omissions to my attention.]

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State of North Carolina Burke County: Court of Pleas and Quarter Sessions October Court 1832

On this 26th day of October 1832 personally appeared in open Court before the Justices holding said court David Montgomery a resident Citizen of the County of Burke State of North Carolina aged about 77 years, who being first duly sworn according to law doth on his oath make the following declaration, in order to obtain the benefit of the act of Congress passed 7th of June 1832.

That he entered the Service of the United States under the following named officers and served as follows --

1st he went as a Volunteer under Capt. James Alexander of Mecklenburg North Carolina Militia commanded by Col. Thomas Polk against the Tories across Broad River in what is now Rutherford County known to be the upper part of South Carolina, defeated the Tories [Great Cane Brake, December 22, 1775]¹ & drove them off the prisoners we took were sent to Salisbury -- we were out for six weeks about the year 1776. --

2nd he went under the same officers in the same Service to a place called Cross Creek against the Scotch Tories got there after they were defeated went as far as Cambleton [sic, Campbell town] & the enemy being defeated & scattered we returned home, he thinks this was in the spring of 1776 or perhaps 1777, we were out or in other words called on to serve a three months tour & when we got home and we were disbanded as having served the three months tour.

3rd the next expedition was up into Lincoln [County] that now he is under Capt. William Alexander Col. he cannot recollect only out a few weeks. --

5th [sic] the next the regular Tour was for three months to Charleston under Capt. James Osborne [James Osborn] in Regiment of Col. Livingston [sic, John Alexander Lillington?] in the year 1780 or 1781 but knows with certainty that it was at the time Charleston was besieged by the British Army under General Clinton [Henry Clinton], we were in the town when it was taken [Charleston South Carolina fell to the British on May 12, 1780]² & made prisoners of war & I was paroled and never served a regular tour again although I often went out as a volunteer against the Tories for a short time. I was drafted this three months tour for the Charleston the expedition. I have no documentary evidence of my Services, and I hereby relinquish every Claim whatever to a claim for a pension or annuity except the present and declare that my name is not on the pension list roll of the agency of any State.

¹ http://www.carolana.com/SC/Revolution/revolution_cane_brake.html

² <http://www.myrevolutionarywar.com/battles/800401-charleston/>

Questions by the Court.

1st Where and in what year were you born?

Answer I was born in Pennsylvania Lancaster County in the year 1754 or 1755.

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

Answer I have not.

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

Answer I lived in the County of Mecklenburg North Carolina. I lived in Mecklenburg NC from the time of the Revolutionary War until 1800 then moved to this County & lived here ever since.

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

Answer I was a Volunteer all the Service except the Tour to Charleston & then I was drafted.

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

Answer In my first & Second & third Tours of duty I do not recollect any Continental officers or regiments with us except General Rutherford [Griffith Rutherford] & I think that he even was a Militia officer but cannot say with certainty. He was in the expedition to Cross Creek. When we reached Charleston it was besieged on the Land by the British & we got into the City by water down Cooper River. General Lincoln [Benjamin Lincoln] was the Continental officer in command of Charleston but I cannot say what regular or militia forces were there for I have forgotten all of their names but our own Commanders as before stated, when the city was Surrendered to the British I was paroled & then I took the best way I could home, after that I several times served against the Tories but it was only for a short time & never again was out on a three months Tour.

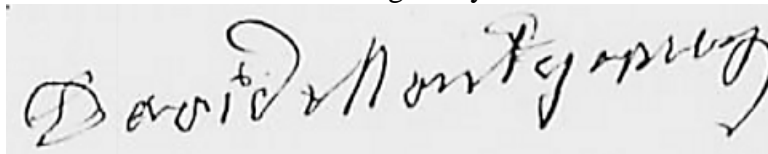
[6th Did you ever receive a discharge from the service, and if so, by whom was it given and what has become of it?]

6. I do not recollect I ever received a written discharge from the Service for when our Tour was out the officer in command regularly disbanded us & left us to get home the best way we could.

7th 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.

Answer In answer to this question I can only say that my neighbors are not here except James Kincaid³ whose affidavit is appended & that I have no direct other testimony of my services but the affidavit of Conrad Crump⁴ hereto appended marked (A)
Sworn to in open Court 26th of October 1832

S/ David Montgomery

A handwritten signature in cursive script that reads "David Montgomery". The signature is written in dark ink on a light-colored background.

Test: S/ J. Erwin, Clk

³ [James Kincaid S7109](#)

⁴ [Conrad Krump S6599](#)

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(A)

State of North Carolina Burke County: Court of Pleas and Quarter Sessions October Court 1832
Conrad Crump swears that at the time the British besieged Charleston in the year 1780 he was in the Company of Gabriel Enox Capt. under Lillington [John Alexander Lillington] Col. of the Militia who served under General Lincoln in the defense of Charleston that at that time he knew David Montgomery a private in said Regiment well and that Montgomery then served in the Militia under Col. Lillington in the defense of Charleston and knows well that said Montgomery was taken a prisoner by the British he Montgomery being in the American Service.

S/ Conrad Crump, X his mark

Sworn to in open Court this 23rd October 1832

test: S/ J. Erwin, Clk

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James Kincaid swears that he was well acquainted with David Montgomery in the war of the revolution -- that he never served with him but that he knows of his being off in the Service & returning & that it was generally reputed & believed then as well as now that he was a Soldier of the revolution.

Sworn to in open Court

this 26 October 1832

Test: S/ J. Erwin, Clk

S/ James Kincaid, X his mark

[Facts in file: Veteran died in Burke County, NC April 1834; veteran married in Mecklenburg County, NC in 1783 or 1784, Margaret Allen. She was born December 30, 1754, & died in Cherokee County, NC July 15, 1845. She is said to have had 7 children, only 5 of whom are named in the file. They are:

Jane Montgomery date of birth not given

Ann Montgomery date of birth not given, married William Bradshaw, who, in 1852, was aged 60 and resided in Burke County, NC

Martha England born December 30, 1789

Allen Montgomery born February 28, 1794

Polly Westmoreland (the youngest child) born January 21, 1797.]

[Veteran was pensioned at the rate of \$24.36 per annum commencing March 4, 1831, for service as a private for 7 months and 12 days in the North Carolina militia.]