

Southern Campaign American Revolution Pension Statements & Rosters

Pension application of Nathan Byars W6223

Delphy

fn142NC

Transcribed by Will Graves

10/20/10

[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 and any other errors to my attention.]

State of South Carolina Spartanburg District: SS

On this 31st day of December 1844 personally appeared before the Subscriber, a judge of the Court of Ordinary for Spartanburg District Nathan Byars a resident of the District of Spartanburg & State of South Carolina aged about ninety-five 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 June 7th 1832.

That he entered the service of the United States under the following named officers, and served as herein stated. From extreme old age and loss of memory he cannot recollect the date that he entered the service or the times when he left it but that his field officers were Colonel Ramsy & Major Moore, his company officers were Captain Cunningham & Captain Forker (or Falker). That he was drafted three times and served three months each tour. That he volunteered a tour of three months & went out against the Indians that when drafted he lived in Caswell County North Carolina & was stationed principally at Hillsboro NC & was in the Counties adjacent thereto & the Western part of North Carolina. That he recollects that he was in the service at the time the battle was fought at the Eutaw Springs and at Kings Mountain and at the time of Gates defeat though he was not in these battles. That he had a regular discharge from his officers but that they are now lost or mislaid so that they cannot be found. That he does not now know of any person living that was in the service with him by whom he can prove the same.

He hereby relinquishes every claim whatever to a pension or annuity except the present & declares that his name is not on the pension roll or agency of any State.

Sworn to and subscribed the day and year first before written.

S/ R. Bowden, Judge

S/ Nathan Byars, X his mark

[Drury Scruggs, a clergyman, and Jasper Scruggs gave the standard supporting affidavit.]

[Richard Scruggs also gave a standard supporting affidavit.]

Interrogatories put to the applicant

1st Where and in what year were you born?

Answer. I was born in Granville County NC but cannot recollect the date of the year, but my Father told me I was a small boy at Braddock's Defeat.

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

Answer. No more than what I have told you –

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 Caswell County NC, I then lived several years in Rutherford County NC & since that time I have & and now do) lived in Spartanburg District South Carolina –

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 drafted in the Militia of NC three different times and served three months each tour, & volunteered one tour of three months against the Indians –

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. Colonel Ramsy & Major Moore, Captain Cunningham & Captain Forker

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

Answer. I had a regular discharge & believe it was given by Captain Cunningham, which is now lost or mislaid –

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. Richard Scruggs – Drury Scruggs – Jasper Scruggs – & H. Hicks
Sworn to and subscribed the day and year before written.

S/ Nathan Byars, X his mark

[fn p. 26]

State of South Carolina Spartanburg District: SS

Personally appeared before the undersigned an acting Magistrate for the District aforesaid Nathan Byars who being duly sworn deposed and saith that by reason of old age and consequent loss of memory he cannot swear positively to the length of his Services or the precise time that he entered the same but according to the best of his Recollection he was drafted in the militia of North Carolina about the year 1780 or 1781 for a term of six months that he served out the bloody full time for which he was drafted, that he served under Captain John Cunningham and his field officers were Major Moore his Christian name not recollected and Colonel Ramsey – that they were stationed principally at Hillsboro and see and was in the country adjacent thereto. That he afterwards but can't recollect how long was drafted for three months – which time he served fully out in this Tour his Captain was a Mr. Forker, his Christian name not recollected. That he afterwards volunteered and served a tour of three months in the Western part of North Carolina in this trip he was engaged in guarding the frontiers against the Indians and for such services I claim a Pension.

Sworn to and subscribed before me September 10th, 1845.

S/ Nathan Byars, X her his mark

S/ H. Hicks, Mag.

[fn p. 27: Mrs. Patsey Childers gave a supporting affidavit in which she states she was born in Caswell County North Carolina and lived there until after the Revolution; that she was acquainted with Nathan Byars who she knows served a six months tour of duty during the revolution.]

[fn p. 104: affidavit dated July 15, 1846 given by Samuel Trollinger, a resident of Spartanburg District South Carolina in which he states that he was born and raised in Rockingham County North Carolina and was living there during the revolutionary war; that he has personal knowledge that Nathan Byars was drafted for six months and served such term in Hillsboro where the affiant saw him. The affiant cannot state how long he the affiant was in Hillsboro at the time he saw Byars.]

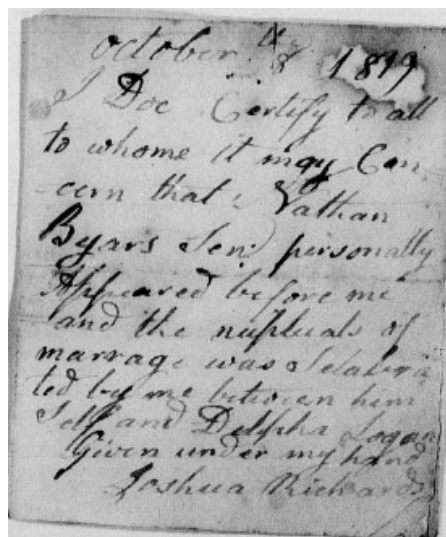
[fn p. 9: on December 29, 1852, in Spartanburg district South Carolina, Delphy Byars, aged 74, made application for a widow's pension under the 1853 act stating that she is the widow of Nathan Byars; that she is "the identical person who received her pension under the wall of Congress upon the Declaration of her husband the said Nathan Byars, filed in his lifetime and admitted after his death, which pension paid to her up to July 1846"; that her husband died August 18, 1846; that the record of her marriage is on file at the war Department.]

[fn p. 13: on June 20, 1855 in Spartanburg district South Carolina, Delphy Byars, 76, widow of Nathan Byars, filed for her bounty land entitlement stating that her name was Delphy Logain [sic, Delphy Logan?] prior to her marriage to Nathan Byars and that she was her husband's second wife.]

[fn p. 17: on August 10, 1852 in Greenville district South Carolina Jackson Byers, made oath that he is the son of Nathan Byars, a pensioner of the United States; that his father died August 18, 1846 leaving a widow Delphy Byars; that the record of her marriage to his father is in his possession and has been for many years and is in the handwriting of Joshua Richards who is now deceased; that Richards was but a clergyman and a resident of Spartanburg district in his lifetime.]

[fn p. 19]
October 8th 1819

I Doe Certify to all to whome it may Concern that Nathan Byars Sen. personally Appeared before me and the nuptuals of marrage was Selabrated by me between him Self and Delpha Logan

A handwritten document on aged paper, dated "October 8 1819". The text is written in cursive and reads: "I Doe Certify to all to whome it may Concern that Nathan Byars Sen. personally Appeared before me and the nuptuals of marrage was Selabrated by me between him Self and Delpha Logan Given under my hand Joshua Richards". The signature "Joshua Richards" is at the bottom.

Given under my hand

S/ Joshua Richards