

Southern Campaigns American Revolution Pension Statements & Rosters

Pension application of Simeon Justice ¹ W7946 Delpha Justice f48SC
Transcribed and annotated by Will Graves 11/13/08: rev'd 3/22/16 & 3/16/23

[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' or 'undeciphered' 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. Researchers should not rely solely on the transcripts but should review the originals for themselves. These transcripts are intended as an aid to research, not to be used in lieu thereof.]

[p 24]

Floyd County State of Kentucky

Simeon Justice, an old revolutionary Soldier fifty-three years of age States that he is a citizen of Kentucky that he enlisted in the Service of the United States against the common Enemy in the year 1777 for the term of three years under the command of Captain Benjamin Tutt who was a Captain of a in Independent Company under the command of General Andrew Williamson who commanded the District of Ninety Six in South Carolina Regiment States that he was appointed Drummer for the Company to which he belonged and served out the full Term of his Enlistment which expired in June 1780 then continued in the service some time when he was taken prisoner at Fort Rutledge continued a prisoner of war some time and paroled on the 2nd of July 1780 by Jos. Smith Captain of the King's Rangers and on the same Day received a Discharge from Captain Benjamin Tutt who was also a prisoner and paroled at the same time which Discharge I lived with my father's papers and from age and the want of my Eyesight and from my reduced circumstances and property I need the assistance of my Country for support agreeably to the act of Congress passed 18th March 1818.

S/ Simeon Justice, X his mark

[Alexander Lackey of Floyd County Kentucky gave a supporting affidavit as to the reduced circumstances of Simeon Justice.]

[p 32]

State of South Carolina, Pendleton district

Personally appeared before me one of the Justices Assigned to keep the peace in said District, Richard Jinkins and made oath that John Justice who is now before me and Simeon Justice Brother to the said John, served with me for nine months and upwards the said John Justice as a fifer, and the said Simeon Justice as drummer in the same Regiment under Benjamin Tutt which was our commander as Captain Richard Tutt and Thomas Farrow Lieutenants in the same Regiment and that the said John and Simeon Justice did Enlist for the term of three years as regular soldiers and served out the full time of Enlistment

Sworn to and subscribed before me this 27th of October 1819

Test: S/ James Ferguson, JPPD

S/ Richard Jinkins, X his mark

¹ BLWt36722-160-55

[p 38]

Simeon Justis a Drummer in an Independent Company is hear By discharged 2 July 1780.

S/ Benj. Tutt

Capt. [indecipherable letters]



Simeon Justis a Drummer in an Independent Company
is hear By discharged 2 July 1780
Benj Tutt
Capt. M
Simeon Justis (S.C.)

[p 39]

Simeon Justice of the Province of South Carolina

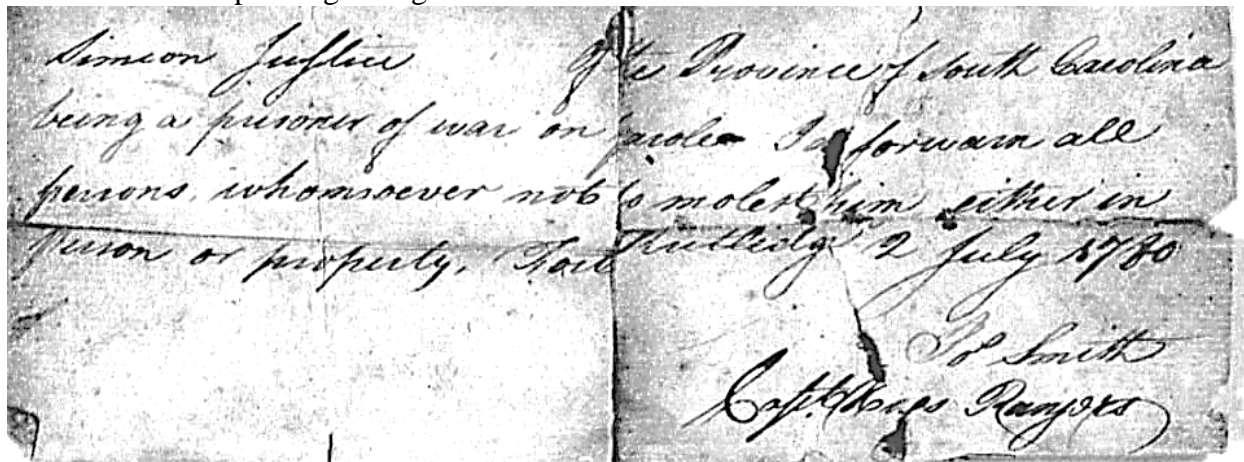
Being a prisoner of war on parole I do forwarn all

Persons whomsoever not to molest him either in

Person or property. Fort Rutledge 2 July 1780

S/ Jos. Smith

Capt. Kings Rangers



Simeon Justice of the Province of South Carolina
being a prisoner of war on parole I do forwarn all
persons, whomsoever not to molest him either in
person or property. Fort Rutledge 2 July 1780
Jos Smith
Capt. Kings Rangers

[p 22]

Floyd County Kentucky (To Wit)

On this 18th day of September 1820 personally appeared in open Court (being a court of record for the County aforesaid ^{made so by the act of assembly creating it}) Simeon Justice now aged about 55 years

resident Citizen of Floyd County and State of Kentucky who being first duly sworn according to law, doth on his oath declare that he served in the revolutionary war in Continental Establishment as follows, that he was Enlisted for three years at Fort Rutledge in the State of South Carolina by Captain Benjamin Tutt about the first of June 1777, that he was commanded by General

Williamson who commanded the district of Ninety Six in South Carolina Regiment that he was appointed Drummer in the company to which he belonged, that he served out his full term of Enlistment which expired about the first of June 1780 then continued in the service some short time and was taken prisoner at Fort Rutledge and paroled by Captain Smith a Captain of the King's Rangers, and on the same day Discharged by Captain Benjamin Tutt at Fort Rutledge in the State of South Carolina (see parole and discharge) herewith Transmitted, and I 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 other wise disposed of my property or any part thereof with intent thereby so to diminish it as to bring myself within the provision 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, contracts or debts due to me nor have I any income other than what is contained in the schedule hereto annexed and by me subscribed

Schedule

Two head of horses	\$60.00
Three head of Cattle	12.00
For [indecipherable word] household furniture see list enclosed	<u>6.50</u>
	\$82.50
No debts owing to me	
I owe to the amount of	5.75

My occupation is Farming but very incapable to pursue it by reason of loss of my Eyesight as I cannot see to cut with an ax without danger of cutting myself, nor to plow, or even to hoe without first feeling for the corn.

My family is my wife Susannah Justice aged between 65 and 70 years – signed

S/ Simeon Justice, X his mark

Sworn to and declared in open Court on the 18th day of September 1820

S/ An Wm J. Mayo [?], CFCC

[p 10]

State of Kentucky, County of Floyd: Sct.

On this 25th day of October 1832, personally appeared in open Court, before the Judge of the Floyd Circuit Court, Simeon Justice of the said County and State aged 67 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. He states that he was born in Pittsylvania County Virginia on the 4th day of June 1765, his age was recorded in the family Bible, which his father left at his death & which he supposes his mother has also left as she is likewise dead and died in South Carolina a few years ago. From Virginia he went with his father to Rutherford County North Carolina & and a short time removed to Ninety Six district in South Carolina in which district at Fort Rutledge, this petitioner, his father John Justice and his brother John Justice, on the first day of June 1777 enlisted or volunteered under Captain Benjamin Tutt -- who paid each of us \$30 in Cash as bounty money -- our enlistment was for three years, which he (this petitioner) served out, the greater part of the time at Fort Rutledge, but about four months, to wit from February to May 1780, he with a few others were sent from Fort Rutledge to Augusta in Georgia. It was early in June 1780 before he returned to Fort Rutledge & his time had expired but as times were very

squally it was thought imprudent to discharge the men at the Fort.

That in a few weeks after he returned to Fort Rutledge, that place was taken by the British and he with all of Captain Tutt's Company who were then in the Fort were taken prisoners and on the 2nd day of July he was suffered to go at large on parole -- his parole is here shown -- And on the said 2nd of July, on the back of his parole, Captain Benjamin Tutt gave him his discharge. He served about one year of his time as a private and the remainder as the drummer to the Company. General Williamson [Andrew Williamson] was the Commander of the district, but there was no other Company at Fort Rutledge that Captain Tutt's. He states that he was discharged at Fort Rutledge. He lived in South Carolina until 1795 or thereabouts when he moved to what is now the State of Tennessee where he resided four years and then removed to the County of Buncombe and State of North Carolina -- After a residence in the latter place for about eight years he removed in 1807 to Sandy River in the State of Kentucky where he has resided ever since. He states that he is well acquainted with William Salsberry, a clergyman and General Alexander Lackey and many others. He knows of no person by whom he can prove his service at present. He has proven it before but the witnesses are now dead.

He hereby relinquishes every claim whatever to a pension or annuity except the present; and declares that his name is not on the pension roll of the Agency of any State. Sworn to and subscribed the day & year aforesaid.

S/ Simeon Justice, X his mark

[William Salsberry, a clergyman and Alexander Lackey gave the standard supporting affidavit.]

[p 6: On October 5, 1853 in Letcher County, Ky, Delpha Justice, 66, filed for a widow's pension under the 1853 act stating that she is the widow of Simeon Justice, a pensioner at the rate of \$88/year; that she married him in Sept. 1834; and that he died Jan. 15, 1845]

[p 18, marriage bond dated October 6, 1834, for the marriage of Simeon Justice to Delpha Johnson in Perry County, Kentucky]

[p 18: affidavit of the clerk of Perry County, Ky., that he solemnized the marriage of Simeon Justice to Delpha Johnson on October 6, 1834.]

[p 7: Affidavit given by Ezekiel Brashear that he was present at and witnessed the marriage of Simeon Justice to Delphia Justice in 1834.]

[p 14: On October 20, 1855 in Perry County Kentucky, Delpha Justice a resident of said County, the widow of Simeon Justice, made application for her bounty land entitlement as the widow of a revolutionary war soldier. She signed this document with her mark.]

[Veteran was pensioned at the rate of \$88 per annum commencing March 4th, 1831, for service as a private (drummer) in the South Carolina Continental line. His widow was pensioned in a like amount.]

² The South Carolina Audited Accounts (AAs) are now available online at <http://www.archivesindex.sc.gov/>. To find the AA for a specific person, click on the [Just take me to the search page](#) link, then enter the person's surname first in the "Full name"

Audited Account No. 4152

Transcribed and annotated by Will Graves

3/16/23

[p 2: Printed form of Indent No. 557 Book V dated August 22nd, 1785 “delivered to Mr. Simeon Justice, this our INDENTED CERTIFICATE, for the Sum of Twenty seven Pounds, eight Shillings, & nine Pence, Sterling for Duty as Drummer in 1779 & 1780, as per Account audited.”]

[pp 3-4: images of the reverse of the above Indent bearing the following endorsements:

Received 26 September 1786, Three Year’s Interest on the within Indent

£1.18.4

1.18.4

1.18.4

S/ John Justis



Received 6 October 1786 from the Commissioners of the Treasury full Satisfaction for the within by discount on Leanden Fearchild’s [?]³ Bond

S/ E. Levym JP

S/ Simeon Justice



box followed by a comma and the person’s Christian name. The “SC” file number shown on this transcript has been assigned by the administrator of this website for indexing purposes only and is not an officially recognized file number. The number behind the ‘pp’ indicates the number of pages in the file and the ‘Audited Account No.’ is the actual Account Number assigned by the South Carolina Archives.

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[sic, Landon Fairchild?]