

JOHN KESTERSON

(3-178)

SERVICE

NUMBER

Va.

Kesterson, John

S 4467

CONTENTS

Carded

Paid at the Treasury under
the Act of the 6th of Apr. 1838
for the 1st of Apr. to the 4th of Apr. 1837
Agent, Kesterson 3 Nov 1838

Paid as above from 4th of Apr. 1838
to 4th of Apr. 1839 Agent, Kesterson 4 Apr. 1839

as above from 4th of Apr. 1839
to 4th of Apr. 1840 Agent, Kesterson 13 Apr. 1840

Order to pay to April 1842.

Jonesborough agency
Tennessee 13753

John Kesterson

of Green Co. in the State of Tennessee
who was appointed in the company commanded
by Captain [unclear] of the [unclear] commanded
by Col. [unclear] in the [unclear] a
term for 14 months

Inserted on the Roll of Jonesborough
at the rate of 76 Dollars 66 Cents per annum,
to commence on the 1st day of March, 1831.

Certificate of Discharge issued the 13 day of
1833 and sent to Hon
S Blair

Amount to the 1st of March 93 32
Government allowances ending 4 Sept 73 33

\$116.65

{ Revolutionary Claim, }
{ Act June 7, 1832. }

Recorded by [unclear] Clerk
Book 6 Vol. 76 Page 125

State of Tennessee
Greene County

On the 17th day of
October 1832, personally appeared before me
Wm H D Hale one of acting Justices of the
peace for said County aforesaid John
Stanton aged seventy three years and
resident in the County who being first duly
sworn according to law doth on his Oath
make the following declaration in Order
to obtain the benefits of the act of Congress
passed the 7th June 1832. that he entered
the service of the United States under the fol-
lowing named Officers and served as here
in stated to wit being a resident citizen
of the County of Fauquier in the State of
Virginia on and previous to the year 1781
he entered into the Army of the Revolution at
Stafford old Court House on the 20th March
1781. under Lieutenant Starte and marched
to Fredericksburgh and was mustered into
service under Capt. Toller and Major
John Willis that he served under Toller for a

spent time and was transferred under the com-
mand of Lt. Jenkins & was commanded by
General Stueben - we were sometimes at front
of York and Stueben marched us from there
when the British were in sight of that place
then we marched to Staunton River and
by Express was marched back to Richmond
and down James River to Old James Town
at Richmond. I was placed under the command
of Genl Wayne and we had a fight with
the British at James Town - when we got
Whip? from there we marched to Little York
and remained there until Cornwallis's surren-
dered. I then procured a furlow from the Genl
and attended our Regiment in consequence
of the agues which I then had. I went home
and staid at home 3 or 4 months I then re-
joined the army at Cross beyond Court
house under General Mifflin and
remained at that place until I was
discharged on the 21st September 1782
that he has no documentary evidence nor
does not know of any Officer by which he
can establish his service but can estab-
lish the same by the testimony of several

Other persons now residing in this North
Carolina, he hereby certifies every claim
whatsoever 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
nor is there any resident Minister of the Gos-
pel in his vicinity by whom he can establish
the facts required by the Secretary of War or his
Instructions nor is he able to attend court.

Given to and subscribed John Resterson Senior
before me this 17th October 1832.

Hugh D. Hale Clerk
Justice peace Green County

We ^{James Bowling} John Bowling and ^{William Resterson} William Resterson residing in
the County of Greene do certify that we are well ac-
quainted with John Resterson who has subscribed and
sworn to the foregoing declaration that we believe
him to be seventy three years of age that he is repu-
ted and believed in the neighborhood where he re-
sides to have been a soldier of the revolution
and that we are of that opinion.

Given to this 17th October ^{James Bowling} Joshua Bowling
1832 ^{locally} James Bowling
Hugh D. Hale William Resterson
Justice peace Green County

Hugh Drake one of the acting Justices of the peace
for said County do hereby declare my opinion
after the investigation of the matter and after
putting the interrogatories prescribed by the Secretary
of War that the above named applicant was
a revolutionary Soldier and served as stated
I do further certify that it appears to me
that Joshua Rowling James Coatsway
and William Blackwood who have signed
the preceding certificate are credible per-
sons and their statement entitled to be
believed I further certify that the applicant
is unable to attend the Court from
bodily infirmity

Wm
Coatsway

In Testimony Whereof I have hereunto
set my hand and affixed my
seal this 14th October 1832.

Hugh Drake
Justice Peace for Greene County

I Andrew Patterson clerk of the Court of Pleas & of the
County do hereby certify that Hugh Drake whose sig-
nature and attestation appears to the foregoing
proceeding is and then was an acting Justice of the
peace and in commission for said County

In Testimony Whereof I have hereunto set
my hand and affixed my seal of office this 22nd day
of October 1832. J. Patterson
By W. C. Driver Secy

BRIEF in the case of *John Rosteron,*
Co of Grease in the State of *Tennessee*
 (Act 7th June, 1832.)

1. Was the declaration made before a Court or a Judge? *Justice of the Peace*
2. If before a Judge, does it appear that the applicant is disabled by bodily infirmity? *No*
3. How old is he? *73 years*
4. State his service, as directed in the form annexed.

| Period. | Duration of Service. | | | Rank. | Names of General and Field Officers under whom he served. |
|------------------------------|---|---------|-------|----------------|---|
| | Years. | Months. | Days. | As a | Gen. |
| <i>21 March in 17 87</i> | <i>Vol 21 September 1782 -</i> | | | <i>Private</i> | <i>Col. Miles - Major Wells - Col. Gaston</i> |
| | <i>"Sick - on Surgeons for 5 or 6 months"</i> | | | | |

5. In what battles was he engaged? *Naues Town, Va.*
6. Where did he reside when he entered the service? *Franklin Co. Va.*
7. Is his statement supported by living witnesses, by documentary proof, by traditionary evidence, by incidental evidence, or by the rolls? *Truly*
8. Are the papers defective as to form or authentication? and if so, in what respect?

I Certify that the foregoing statement and the answers agree with the evidence in the case above mentioned.

W. M. Smith
 Examining Clerk.

It is important in all cases to determine with precision the period for which the applicant served, and the particular rank he held, as the law directs the pension to be paid according to the grade of the pensioner and the length of his service. The use of the phrase *about three or four months* is too indefinite, and all such qualifying expressions are objectionable.

QUERE XIV. *Proof of Service.*

In a case where the name of the applicant is not found on the records of the Department, he must prove his service by two credible witnesses, who are required to set forth in their affidavits the time of the claimants entering the service, and the time and manner of his leaving the same, as well as the regiment, company, and line to which he belonged. The magistrate who may administer the oaths must certify to the credibility of the witnesses, and the official character and signature of the magistrate must be certified by the proper officer, under his seal of office.

QUERE XVI. *Mode of authenticating papers.*

In every instance where the certificate of the certifying officer who authenticated the papers is not written on the same sheet of paper which contains the affidavit, or other paper authenticated, the certificate must be attached thereto by a piece of tape or narrow ribbon, the end of which must pass under the seal of office of the certifying officer, so as to prevent any paper from being improperly attached to the certificate.

State of Tennessee Green County
 on this 1st day of March 1833 personally
 appeared before the subscriber an acting
 Justice of the Peace in & for said County
 John Kesterson and in explanation &
 amendment of his declaration in the partic-
 alars specified in the foregoing brief, made
 oath that he was born in the County of
 Hampshire, State of Virginia as stated in
 his declaration, that he has no record evidence
 of his age.

He further states that he served in
 the war of the Revolution & in the Seven
 Year war in his declaration the term

of eighteen months, for which term of time he
claims a pension. The 18th of eighteen months he served
as a private -

Sworn to & subscribed

before me this day &

sole witness written

John Kesterson Senior

Test Hugh A. Hall

Justice of the Peace

TREASURY DEPARTMENT,

Second Comptroller's Office,

June 13th, 1840,

Sir

Under the act of the 6th of April, 1838, entitled "An
act directing the transfer of money remaining unclaimed by certain
Pensioners, and authorizing the payment of the same at the Treasury
of the United States," John Kesterson, -
a Pensioner on the Roll of the Jonesborough, Tenn. Agency, at
the rate of Forty Six - Dollars and Sixty Six Cents
per annum, under the law of the 7th June 1832, has
been paid at this Department, from the 1st of March,
to the 1st Sept., 1839.

Respectfully yours,

William B. Carrig
Comptroller.

This is the final record of payment in the Pension File. It would be expected John Kesterson, a Revolutionary War Soldier, died intestate shortly after this record. John was the son of William Kesterson:

WILL OF WILLIAM KESTERSON SENIOR
Roll #387 Probate Records 1780-1828
Tennessee State Archives

Will of William Kesterson Sr

KESTERSON, William Sr.

12 February 1735 - April 1821

Written 05 April 1819 - Proved April 1821

In the Name of God Amen. I William Kesterson Senr of the County of Greene & state of Tennessee being weak in body but of sound and perfect memory blessed be God for the same calling to remembrance the uncertainty of this life and the certainty of death and being desirous so to order and dispose of what Estate God and his mercy has been pleased to bless me with do make, constitute and ordain this my last will and Testament in manner and form as follows (that is to say)

Imprimis I give and bequeath my precious and immortal Soul to God who gave it and as to what worldly Estate God has been pleased to bless me with my will and meaning is that it be so ordered and disposed of as by this my will and Testament is hereafter mentioned all my just debts and funeral expenses being first paid.

Item - I give and bequeath unto my Grand Son Henry Kesterson all my land & improvements whereon I Now live containing Eighty Acres it being the Same more or less so long as he may live thereon but in case he leaves the land and does not live thereon my will and desire is that my son Wm Kesterson shall have it to dispose of as he may think proper.

Item - I give and bequeath unto my Grand daughter Nancy Kesterson the daughter of William Kesterson fifteen dollars to be paid out of Moveable property the balance of my Estate not already mentioned, my will and desire is that it be sold and equally divided between my Sons John Kesterson, Wm. Kesterson, and my daughter Nancy Bowlin finely I do constitute, appoint and ordain my son Wm. Kesterson my Whole Sole Executor of this my last will and Testament and it is my will and desire that he be not compelled to give Security for the faithful administration of the Same in Witness where unto I have set my hand and seal this 5th day of April, 1819. William Kesterson (Seal) Witnessed: Edward Conway Thomas L Hale

Roll # 387: Probate Records 1780-1828: Tennessee State Archives