

SERVICE

NUMBER

Penn.

Rudecilly, Henry

S. 4174

carded

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Ohio - 7.798.

Henry Rudevilly

of Clarke Co. in the State of Ohio.
who was a ~~the~~ ^{the} ~~sergeant~~ ^{sergeant} in the ~~company~~ ^{company} commanded
by Captain Miller of the Regt. commanded
by Lt. Sewall. in the ~~Rev.~~ ^{Rev.}
war for ten months.

from 6. 26. 66.

August. 10. 50

\$ 36. 75

Inserted on the Roll of Ohio. —
at the rate of 30. Dollars 66. Cents per annum,
to commence on the 1st day of March, 1831.

Certificate of Pension issued the 6. day of April.

1833 and sent to
L. Caviler Springfield Ohio.

Assess to the 1st of Nov. 1833. 73. 32

Semi-ann. allowance ending 4. 1833. 18. 33.

1833.

\$ 91. 65

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

Recorded by *J. M. Fisher*, Clerk,
Book 6. Vol. 8, Page twenty-two

13545 - 7.798.

Henry Rudevilly

Admitted for 10 months
from 1776

~~126.66~~
8 month Pay 126.66

2 mo long 10.00
\$ 36.66

L. Caviler

Springfield

Clark Co

Ohio

BRIEF in the case of *Henry Rudaily*
County of Clark *in the State of Ohio*
(Act 7th June, 1832.)

1. Was the declaration made before a Court or a Judge? *Court*
2. If before a Judge, does it appear that the applicant is disabled by bodily infirmity?
3. How old is he? *76*
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>Volunteered to the Army in 1776</i>	—	<i>3</i>	—	<i>Private</i>		<i>Capt. Genl. Mifflin Penn. 1776</i>
<i>Immediately after expiration of the term substituted to the presence, except 12. Dec. & went home 1776</i>	—	<i>2</i>	—			<i>Col. Michael Swope</i>
<i>discharged 2. June 1777</i>	—	<i>3</i>	—			<i>Col. Michael Smiler</i>
<i>discharged 1778</i>	—	<i>2</i>	—	<i>Sergeant</i>		<i>Capt. Jacob Miller</i> <i>Sir James Cospatrick</i>

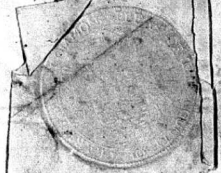
5. In what battles was he engaged?
Brandywine
6. Where did he reside when he entered the service?
Manchester township, Twp. Coy. Penna.
7. Is his statement supported by living witnesses, by documentary proof, by traditional evidence, by incidental evidence, or by the rolls?
Traditional
8. Are the papers defective as to form or authentication? and if so, in what respect?
No

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

Charles M. Meech Examining Clerk.

23^d Feb, 1833

13545



*The testimony which I have returned here
 hands and seal of office this third day of Feb.
 in the year of our Lord one thousand eight hun
 dred and thirty two
 Isaac H. Smith clerk*

H. W. Mifflin

The State of Ohio
Clark County

Personally appeared in open court before Joseph B. Hall Esquire, Justice of the Peace of the County of Clark, State of Ohio, the following named persons, to-wit:

President & Daniel McKeen Joseph Brown & William Lewis Esquires, of said County of the County of Hamilton, of the State of Ohio within & for the County of Clark in the same being a Court of Record now sitting Henry Kitchin Esquire, a resident of the County and State of said age & County in the year 17th December now last past who being first duly sworn according to Law

doth as his oath make the following Declaration in order to obtain the benefit of the act of Congress passed June 9th 1832 That he entered the service of the United States under the following named officers & received as herein stated that on about the 1st day of July A.D. 1776 he volunteered his services as a Private in a Company Commanded by Captain John Woodcock

of the name of Hancock's Company in the State of Pennsylvania where he then arrived that he marched in said Company from the town of Little York in the County & State of said State to the City of Philadelphia where he remained in said Company for several days when said Company with himself was placed on Board of a Schooner & carried up the Delaware River to Trenton where he remained for some time but the present time to come was

recalled when he was detached in said Company to Philadelphia in the State of New Jersey where they remained for some time when he was detached to Mill's Barracks in said State of New Jersey and from thence to Elizabeth in the same State from thence to English Lane Point when the detachment to watch the movements of the British who were then at Fort Mifflin where he continued for about a week from thence he was detached to New York in said State where the Company were detained for about three weeks from thence he was marched to the Madhouse near where he remained one day & was marched to Lancaster in the State of New Jersey at that place he was detained for some time for which he had in the first place engaged one year's term of service for the term of his enlistment in a Company Commanded by Captain Michael Smith

He then immediately returned for the term of his enlistment in a Company Commanded by Captain Michael Smith the name of the other officers he can not recollect the Regiment in which he was then placed was Commanded by Col. Mifflin Smith of - Hence then taken across the North River & detached to Fort Mifflin where himself the Regiment to which he belonged & Fort Mifflin was surrendered to the British about the 26th day of September

He was then with the Company & Regiment to which he belonged placed on Board a Prison Ship & taken to the City of New York where he was kept & remained on a Prisoner until about the 11th or 12th of December following when he escaped from the British Prison which had been used as a Church and by swimming the North River & went to his home in Lancaster Township in York County

and State of Pennsylvania - About the 2nd day of June A.D. 1777 he was again drafted for the term of three months in York County in Pennsylvania and placed in a Company Commanded by Captain Jacob Miller the Lieutenant name he cannot now remember he was immediately detached from the place of his being drafted to the City of Philadelphia & from thence he was immediately detached towards a place then called Clouds Fort in the State of New Jersey

where he marched said Fort Mifflin & the Company to which he belonged were attached to the Army which was then Commanded by General Washington on the Brandywine River. The then joined the said Army in in the day afterwards the Battle of Brandywine took place in which he fought to the best of his skill & ability for three days after the Battle of Brandywine the term of three months for which he had been drafted expired when he was discharged on the 10th of August about Trenton from the Battle-ground at Brandywine - In the Fall of the year 1778 he was again drafted for two months at York County in the State of Pennsylvania & placed in a Company Commanded by Simon Copenhawer name of the other officers of said Company he cannot now recollect. This Company was sent to guard the Prisoner sent up to the Fort of the City of New York by General Washington

from Philadelphia that he faithfully served said said term of two months in guarding the British Prisoner then in York County in Pennsylvania as first Sergeant of said Company which the last service he performed in the Army of the American Nation - He cannot now remember the name of the Major & other officers under which he served he well remembers that General Washington was present in Person at the Battle of Brandywine on that day

as well as Jonathan Hays that he had no Documentary Evidence & that he knows of no Person whose Testimony he can procure who can testify to his service -

1st He was born on the 11th day of December A.D. 1755 in Lancaster Township in York County & State of Pennsylvania -

2^d He has a Name of his age in Bible Books by his Father which he now has in his possession at his Residence in Clark County of said State -

3^d When he was called into service he arrived in York County in the State of Pennsylvania where he remained until he was thirty seven years of age when he remained to Lancaster County on the line between Lancaster & Berks Counties in the State of Pennsylvania where he arrived about four years when he remained to Coal Hill within about eight miles of Reading where he arrived about one year when he arrived about seven years when he remained to Thunhill County in the State of Ohio where he arrived for about four years when he remained to Lancaster in Clark County

in the State of Ohio where he has ever resided & yet resides

- 4th He was called into the service as already stated in the preceding part of this application
- 5th He cannot remember the names of the Regular officers who were with the Troop with whom he served nor the Colonels or other military superiors whom there could be any possibility of remembering the names of Col. William Boylston
- 6th He does not remember to have ever received a Boston or change from the Service at the Disposition of either of the Troops above mentioned the Company to which he belonged were discharged & that is all he now remembers about it
- 7th That he is ignorant to know whether said Henry Rudecilly was ever entitled to his Character for Bravery & that he is of his opinion as a Soldier of the Revolution. And he hereby relinquishes every claim whatsoever to a Pension as an ailing or as the parent and he declares that his name is not on the Pension Roll of any Agency in any State

Henry Rudecilly

Subscribed the day & year above said
in open Court Saul Henkle Clerk

We Saul Henkle a Clergyman in the Methodist Church residing in Springfield in the County of Clark & Moses Horton residing in the immediate neighborhood of said Henry Rudecilly & Charles B. Lawrence hereby certify that we are well acquainted with Henry Rudecilly who has 2 children and 1 daughter to the best of our Declaration that we believe him to be about seventy four years of age that he is reputed & believed in the neighborhood where he resides to have been a Soldier of the Revolution & that we concur in the opinion

Saul Henkle
Moses Horton
Charles B. Lawrence

Subscribed the day & year above said
in open Court Ben. Henkle Secy Clerk

And the said Court do hereby declare their opinion after the investigation of the matter and after putting the interrogatories prescribed by the war department, that the above named applicant was a revolutionary soldier, and served as he states, and the Court further certify that it appears to them

that Saul Henkle, who has signed the preceding certificate of a Clergyman, resident in the town of Springfield, County of Clark and State of Ohio. And that both said Horton and Moses B. Lawrence, who have also signed the same, the former resident in the immediate neighborhood where the said applicant now resides - the latter resident in the County of Champaign and State of Ohio and are credible & reliable persons and that their statement is entitled to credit,

Saul Henkle Clerk of the Court of Common Pleas in and for the County of Clark in the State of Ohio aforesaid do hereby certify that the foregoing contains the original proceedings of the said Court in the matter of the application of Henry Rudecilly for a Pension



In testimony whereof I have hereunto set my hand and seal of office this third day of October in the year of our Lord one thousand eight hundred and thirty two Saul Henkle cdo

13545

H. Rudecilly

47 1/4
INVALID.

File No. 411

Henry Rudecilly
Sgt. Co. Line

Act: June 7, 1832

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[Arrangement of 1870.]

BRIEF objections to the admission of Pension Claims, of which those answered in the negative, in red ink, will apply to the claim of Henry Rudecilly, which require further proof or explanation.

- I. Does the declaration show where the applicant resides? *Yes*
- II. Did the declarant make the declaration in the county where he resides? *Yes*
- III. If the applicant did not make the declaration in the county where he resides, is there any reason assigned for his not doing so?
- IV. Has the declarant mentioned the period or periods of the war when he served? *Yes*
- V. * Has he mentioned with precision the length of his service, and the different grades in which he served, in language so definite as to enable the department to determine to what amount of pension he is entitled? *No*
- VI. Has he given the names of the officers under whom he served, in conformity with the regulations? *No*
- VII. Has he made a relinquishment of every claim to any other pension than the one under the Act of June 7, 1832? *No*
- VIII. Has the Court given their opinion? *No*
- IX. Has the Clerk given his certificate? *No*
- X. Is the Clerk's seal affixed? And if so, has it a device or inscription by which it can be distinguished from any other seal? *No*

- XI. Has the applicant obtained the evidence of a clergyman and another respectable citizen as to their belief respecting his age and the general belief in his neighborhood relative to his revolutionary service? *Be*
- XII. If the clergyman's affidavit has not been produced, is there any reason assigned for not obtaining it?
- XIII. If the applicant has no documentary evidence, and has not obtained the testimony of at least one living witness, has he stated in his declaration that such proof cannot be had? *Be*
- XIV. †If the applicant's name is not found on the rolls of military service; has he produced a witness or witnesses as to his service?
If he has produced direct proof as to service, has the magistrate who administered the oath, certified to the credibility of the witness or witnesses?
Has the proper officer certified to the official character and signature of the magistrate as the regulations direct?
- XV. Does it appear from any of the papers that the witness was in such a situation, or of such an age, as to have a personal knowledge of the applicant's service?
- XVI. †Are the papers authenticated as the regulations direct? *Be*
- XVII. Are the seven interrogatories prescribed by the War Department answered satisfactorily? And, if not, which of them is not so answered? *Be*

EXPLANATORY NOTES.

* QUERE V. In a case where the applicant cannot, by reason of the loss of memory, state precisely how long he served, he should amend his declaration by making an affidavit in the following words:
"Personally appeared before me, the undersigned, a Justice of the Peace, &c. A. B. who, being duly sworn, deposes and saith, that, by reason of old age, and the consequent loss of memory, he cannot swear positively as to the precise length of his service, but according to the best of his recollection he served not less than the periods mentioned below, and in the following grades; For _____ year _____ months, and _____ days, I served as a _____ For _____ months and _____ days, I served as a _____; and for such service I claim a pension.

It is important in all cases to determine with precision the period for which each 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. Some persons who apply for pensions merely state they served two years in the militia, &c. without specifying the tours; the names of the officers, and other particulars respecting their service. This form of a declaration is highly objectionable. It must in every case be clearly shewn under what officers the applicant served; the duration of each term of engagement; the particular place or places where the service was performed; that the applicant served with an embolled corps called into service by competent authority; that he was either in the field or in garrison; and for the time during which the service was performed, he was not employed in any civil pursuit.

† 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 claimant's 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 authenticates 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 ends 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.

† In every case where the clerk of the court, or other certifying officer, has no public seal of office, the certificate of a member of congress, proving the official character and signature of the certifying officer, should accompany the papers.

Pm.

Pudiselly, Henry

S. #174

See

Pudeally

or

Pudecilly