

SERVICE

NUMBER

New York

Drake, Josiah

S. 10587

CONTENTS

boarded

20069  
New York

Josiah Drake

Militia Co. in the State of N. York  
he was a Private in the Camp commanded  
by Captain Hancock of the Regt. commanded  
by Col. Paulding in the N. York  
for 9 mo & 29 ds

Recorded on the Roll of N. York  
at the rate of 33 Dollars 20 Cents per annum  
commence on the 4th day of March, 1831.

Certificate of Pension issued the 7 day of Aug  
1835 and to the H. D. S. of  
Milton

Amount to the 4th of Mar. 33 \$66.40  
Pensions allowances ending Sept 33 16.60  
\$83.00

Recorded by P. C. Stiles  
Revolutionary Claims  
June 7, 1832. Cler  
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State of New York

Ulster County

Personally appeared before me Abraham D Lopez  
First Judge of Ulster County Courts, Josiah Drake of the Town  
of New Paltz in said County, to me personally known, who being  
first duly sworn according to law depose and saith that  
he entered the service of the United States under the following  
named Officers and served as therein stated:—

1<sup>st</sup> In the first week in the month of August 1776 at New Paltz  
aforesaid he volunteered to serve for the term of five months in a  
5 months Company, <sup>commanded</sup> by Captain Jacob Hasbrouck, and Abraham Beyo was first  
Lieutenant therein. Depoent marched to the Hudson River and  
went on board of a sloop lying near Poughkeepsie, on board of which said  
sloop he with the residue of said Company were transported to Fort  
Montgomery in the County of Orange, and from thence to Griston  
River in the County of Westchester, from whence they marched  
by land to Kingsbridge, where they were engaged in keeping guard  
and erecting Fort Independence. Near the latter part of said term said  
Company marched from Kingsbridge to Fort Constitution where they lay  
until the expiration of said term, which was the first of January  
1777 when they Depoent with said Company was honorably discharged  
having served the said term of five months. Col. Levi Paulding  
commanded the Regiment to which said Company belonged, and Genl  
Clinton the Brigade — Logan was Adjutant — at Kingsbridge  
depoent recollect of seeing General Washington, his army lay there, and  
at White Plains. He also, <sup>recollects</sup> seeing Captains Moses Cantone, Captain  
Kortright and Captain Swartwert — Depoent further says that  
John Eckert and Abraham Palmeter of said town of New Paltz  
served with him during said term of five months.

2<sup>d</sup> on or about the fifteenth day of May 1777 Depoent was drafted  
to serve one month in guarding the Indian frontiers in the  
1 month County of Ulster aforesaid, which said month he served under  
Captain John Schuonaker, in Col. Cantone's Regiment, and was  
stationed at John Woodheads, at Seven Kill in the said County  
of Ulster.

3<sup>d</sup> In the month of October 1777 when Fort Montgomery was taken  
by the British and they were ascending the Hudson River, he

deponent belonged to Captain Ransom's company of Militia at New Paltz, aforesaid, and was out in actual service guarding the shores of said River for eight days - at the expiration of said eight days, said company marched from Kingston to Albany and thence to Stillwater in the County of Saratoga, and continued there in actual service until after Fort Mifflin was <sup>charge</sup> surrendered - said company then took of four or five hundred British soldiers who were prisoners and brought them to Albany where they were delivered to the keeper of the Fort - from thence said company returned home, and deponent served therein at this <sup>place</sup> three weeks - Nathaniel Potter was Lieutenant in said company and Col. Bantine commanded the Regiment - deponent recollects Gen. Gates who commanded the American Army -

8 days  
3 weeks  
4<sup>th</sup>  
3 months  
In the months of June, August, and October in the year 1778, deponent was drafted from his Clap to serve one month at each of these several times, and actually done within said time in all three months - in guarding the Indian frontiers in the said County of Westco the first month he was stationed at Schoharie in said County and served under Captain Frederick Schoonmaker - the second month he lay at Hamarong in said County and served under Captain Abraham Deys - the third month he lay at Shandaken in said County and served under ~~Superintendent~~ Nathaniel Potter - Col. Bantine commanded the troops on said frontiers - deponent further says that in all of the above several services Abraham Palmater of said town of New Paltz was with them and does not know of any other person who can testify to his service excepting to the first above mentioned service of five months - he has no documentary evidence of any of said services -

In answer to the interrogatories required to be put to applicants for a Pension. Deponent says

1<sup>st</sup> He was born at Hook Hills in the County of Dutchess, State of



- New York, on the first day of July 1750 old stile -
- 2<sup>d</sup> He has a record of his age now in his possession -
  - 3<sup>d</sup> He lived at the said Town of New Paltz, when called into the above services - and has resided there ever since the Revolutionary War - and ~~has~~ resides in said Town of New Paltz
  - 4<sup>th</sup> He entered into the first above mentioned service as a volunteer - at the other times he entered into the above mentioned service as a drafted man -
  - 5<sup>th</sup> He cannot recollect at this time any other officers, nor circumstances, than as above set forth, except Col Ashes -
  - 6<sup>th</sup> He always received a verbal discharge at the expiration of the several terms of service above mentioned -
  - 7<sup>th</sup> He is known to Wells Lake Eng<sup>l</sup> recently one of the Deputies of this State and now one of the Judges of the said County of Ulster, residing near this deponent in said town of New Paltz also to Doctor Pharambas Wenton, who also resides near to this deponent, both of whom can testify to his character and their belief of his services -

And this deponent further says that by reason of old age and a lingering disorder upon him he is unable to attend any Court of Record in the said County of Ulster, neither has he been able to attend any such Court, within ten years last past, and never expects to be well enough to attend any such Court, not having been out to his nearest neighbors for two years past past - said Courts are held at Kingston in said County of Ulster about twenty miles from the place of this deponents residence -

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 any State

Subscribed and sworn to  
 the 19<sup>th</sup> day of April 1833  
 before me

*Ad. W. Hill* First Judge of  
 Ulster County Court

*Joseph D. Ashes*

## REGULATIONS UNDER THE ACT OF JUNE 7, 1832.

The following regulations have been adopted:

This law has been construed to extend, as well to the line, as to every branch of the Staff of the Army, and to include, under the terms "Continental Line," "State troops," "militia," and "volunteers," all persons enlisted, drafted, or who volunteered and who were bound to military service, but not those who were occasionally employed with the army upon civil contracts, such as Clerks to Commissaries and, to Store Keepers, &c., Teamsters, Boatmen, &c. Persons who served on board of private armed vessels are also excluded from the benefits of the law, as well as persons who turned out as patrols, or were engaged in guarding particular places at night, and were not recognized as being in actual military service.

Four general classes of cases are embraced in this law:

1. The Regular Troops.
2. The State Troops, Militia, and Volunteers.
3. Persons employed in the Naval Service.
4. Indian Spies.

As rolls of the regular troops in the Revolutionary War exist in this Department, all persons claiming the benefit of this law as officers, non-commissioned officers, musicians or privates, will, in the first instance, make application by transmitting the following declaration, which will be made before a Court of Record of the County where such applicant resides. And every Court having by law a seal and Clerk is considered a Court of Record.

## DECLARATION,

In order to obtain the benefit of the Act of Congress of the 7th of June, 1832.

State, Territory, or District of } ss.  
County of }

On this \_\_\_\_\_ day of \_\_\_\_\_ personally appeared (a) before \_\_\_\_\_  
of \_\_\_\_\_ A. B. a resident (b) of \_\_\_\_\_ in the county of \_\_\_\_\_ and State, Territory or District  
aged (c) \_\_\_\_\_ 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 provision made by the act of Congress, passed  
June 7th, 1832. That he enlisted in the Army of the United States in the year (d) \_\_\_\_\_, with \_\_\_\_\_ and  
served in the \_\_\_\_\_ (e) regiment of the \_\_\_\_\_ line, under the following named officers:

[Here set forth the names and rank of the Field and Company Officers; the time he left the service; (and if he served under more than one term of enlistment, he must specify the particular period, and rank and names of his officers); the town or county and State in which he resided when he entered the service; the battles, if any, in which he was engaged, and the country through which he marched. (This form is to be varied so as to apply to the cases of officers and persons who belonged to the militia, volunteers, navy, &c.)]

He hereby relinquishes every claim (f) whatever to a pension or an annuity, except the present, and he declares that his name is not on the Pension Roll of any Agency in any State, or (if any) only on that of the Agency in the State of \_\_\_\_\_.

Sworn to and subscribed the day and year aforesaid.

And the said Court do hereby declare their opinion (g) that the above named applicant was a revolutionary soldier, and served as he states.

I, \_\_\_\_\_ of the Court of \_\_\_\_\_ do hereby certify (h) that the foregoing contains the original proceedings of the said Court in the matter of the application of \_\_\_\_\_ for a pension.

In testimony whereof, I have hereunto set my hand and seal of office (i) this \_\_\_\_\_ day of \_\_\_\_\_ &c.

If, on examination of the proper record, the names of applicants, making such declaration, cannot be found, they will produce such proof as the rule given in note (j) points out.

Every applicant who claims a pension by virtue of service in the State Troops, Volunteers or Militia, except those who belonged to the New Hampshire Militia and State Troops of Virginia, will make and subscribe a declaration similar to the foregoing, with the following additions, viz:

(k) We, A. B., a Clergyman, residing in the \_\_\_\_\_ and C. D. residing in (the same) \_\_\_\_\_, hereby certify, that we are well acquainted with \_\_\_\_\_, who has subscribed and sworn to the above declaration; that we believe him to be \_\_\_\_\_ years of age; that he is reputed and believed, in the neighborhood where he resides, to have been a soldier of the Revolution, and that we concur in that opinion.

Sworn and subscribed the days and year aforesaid.

[And then will follow the certificate of the Court.]

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 certifies, that it appears to them that A. B. who has signed the preceding certificate is a clergyman, resident in the \_\_\_\_\_ and that C. D. who has also signed the same is a resident in the \_\_\_\_\_ and is a credible person, and that their statement is entitled to credit.

I, \_\_\_\_\_ Clerk of the Court of \_\_\_\_\_ do hereby certify that the foregoing contains the original proceedings of the said Court, in the matter of the application of \_\_\_\_\_ for a pension.

In testimony whereof, I have hereunto set my hand and seal of office, this \_\_\_\_\_ day of \_\_\_\_\_ &c.

Every applicant will produce the best proof in his power. This is the original discharge or commission; but if neither of these can be obtained, the party will so state under oath, and will then procure, if possible, the testimony of at least one credible witness, stating in detail his personal knowledge of the services of the applicant, and such circumstances connected therewith, as may have a tendency to throw light upon the transaction.

If such surviving witness cannot be found, the applicant will so state in his declaration, (l) and he will also, whether he produce such evidence or not, proceed to relate all the material facts, which can be useful in the investigation of his claim, and in the comparison of his narrative with the events of the period of his