

Petition on beh^{alf} of the 1st
troop of horse 3rd brigade Del
Mil. - W. Shankland

H. of Rep.
6. Jan. 1815. Read & referred
to the Committee of Claims.

Petition of
Wm Shankland
and others of the 1st
Troop of Horse 3rd Bde

1/6/15
To the Honourable the Senate and Representatives
of the State of Delaware in General Assembly met
The petition and representation of the Subscribers
respectfully sheweth. That in Obedience to the Command
of his Excellency G^o. Hartlett Esq^r late Govern^r of this State
through the written Order of Col^o. Sam^l. Baynter Command^g.
dated Garrison at Lewis the 19th day of May 1813 requiring
us to "march to the siege Garrison with all possible dispatch"

We accordingly assembled there on the 25th and continued
on duty as ^{per} roll untill the 5th day of June when we
receiv^d. our discharge through Gen^l. Green.

On that day we filed in the Office of M^r. Hencl^l Batson
a regular roll of Services with an account of Rations & forage
receiv^d and due a Copy of which with pay Annexed is
herewith mark A. The papers of this office as is understood
by us was sent by s^r Batson to General Green and by
him in part returned, by which it is presumed the a^{cc}
account was mislaid so as not to have been exhibited to
the Commis^s. Authorised to settle such acc^t. the omission
not having been discovered untill after their last setting.
It will be recollect^d by a number of your Hon^o. members that
this was the second time we had obeyed the Call of our
Country, at this time the Services of almost all the Volunteers
under the State had expired, and before the detached Mili-
tia had assembled so as to be organized, at a time when
the Commissary had closed or was about closing his acc^t.
with this State and was preparing to commence under
the united States in consequence of which he was not pre-
pared and actual could not furnish us with regular
supplies of Rations and forage nor quarters all which
we had at an advance price to provide for our selves
and receive them of him in such preparations and

through the written Orders of Col^l. Saml. Taylor's Command.
dated Garrison at Lewis the 19th day of May 1813 requiring
us to "March to the said Garrison with all possible dispatch"

We accordingly assembled there on the 21st and continued
on duty as ^{ps} toll untill the 5th day of June when we
receiv^d our discharge through Genl. Green.

On that day we filed in the Office of M^r. Genl^l Patton
a regular roll of Services with an account of Rations & forage
receiv^d and due a Copy of which with pay Annexed is
herewith mark A. The papers of this office as is understood
by us was sent by s^r Patton to General Green and by
him in part returned, by which it is presumed the a^{pp}
account was mislaid so as not to have been exhibited to
the Commis^s. Authorised to settle such a^{ct}. The omission
not having been discovered untill after their last setting—
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the united States in consequence of which he was not pre-
pared and actual could not furnish us with regular
supplies of Rations and forage nor quarters all which
we had at an advance price to provide for our selves
and receive them of him in such proportions and
times as his circumstances would admit, by which there
is a balance yet due to most of us as ^{pr}. Statement—
We also beg leave to represent to your Honours that
shortly after we was called in as a^{pp}. that Maj^r. Comery
of the detached Militia assumed the Command at
the said Garrison, where Authority we considered
our

Our selves bound to respect and Obey. In all things Lawfull and profuble in the Common Service a number of the men attached to his Command who had not agreable to general Orders had Absented them selves without permission while a still greater number had neglected or refused to attend. He considered it his duty and indispensibly necessary to prevent the Inactive from prevailing to have the former brought back and the latter urged to their duty for this purpose he gave written Orders dated the 24th May to Lieutenant Derickson who was then at the garrison with two privates to pursue (into Little Creek hundred[?]) and Cause to return four persons therein named of the former description

Also an order of the same date to Cornet Burton (who was called in for that purpose) with three privates to proceed to Kent County with dispatches to the Gov^r who was then at Dover and in pursuit of two persons of the former and to call on fourteen of the latter description in the said Order named

The Comisary was Call^d on in pursuance of the Maj^r to furnish the means necessary to execute S^d Orders who declared his inability to Comply. On the Representation of the Maj^r of the necessity in his judgement of having the Orders executed and under the impression of our duty to Obey in all things profuble where the Common Cause was the Object relying on a Tumburement when the Circumstances would permit the Officers of the Comp^y ~~and~~ cheerfully made the necessary advance

On the return of the detachments having executed their Orders the Bills of expences including those returned was presented to the Maj^r and by him duly exam^d & approved on the 27th and 30th day of May a^d. the former amounting to \$8.02¹/₂ the latter \$ 17.82

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back and the latter urged to their duty for this purpose
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to pursue (into Little Creek hundred) and cause to return
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was called in for that purpose) with three privates to
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who was then at Dover and in pursuit of two persons
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tion in the said Order named

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to furnish the means necessary to execute S^d Orders who
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approved on the 27th and 30th day of May a^d. the former
amounting to \$8.02¹/₂ the latter \$ 17.82 —

This acc^t. with the vouchers was inclosed and laid
before the Comm^y a^d at their last sitting and was
by them returned inclosed "The within Claims arise
from orders by an Officer in Service of the U^s States"

On representing this to Maj^r Comery, he advised
an application to Col^l. M. Leonard in Philad^a. the

The Accounting officer for this district and furnished us with Certificates for the Claim with a letter recommending the Justice of the demand and the necessity of the sum. Application was accordingly made to him by M^r. N. Oliver of Philad^a in our behalf who rec^d for answer as f^o Certificate Mark^d B

"The troop of horse not being in the service of the United States he was not authorized to pay the demand

Thus it appears that for a sum too trifling to justify the expense and trouble of repeated soliciting we have hitherto been placed in an uncomfortable situation

To you then who when convinced of the Justice of a Claim are not bound by the narrow limits of instructions and forms, we Confidentially look as the last resort, the amount tho' small is now principally due to the Widows and Orphans of those who plaud as we were, under a sense of duty to the Officer Commanding to our selves, and our Country, had not the leisure to inquire into the destination of Orders from an acknowledged ~~in~~ Command^r. whether he was in service of this or the United States, we had the impression that he was the proper person to Judge of the necessity of his Orders. Ours to execute his orders, in all possible cases, if we were wrong it was our mistake, not our Crime. To your decision we cheerfully submit as in duty bound

Wm Frankland
Mary Dixson
Mary Burton
William Russell
John Milby
Robert Russell

Late Comd^r Troop of Horse 3rd Reg^t D M
in behalf of Mitchell Derickson del^t Lieut.
in behalf of Benj. Burton del^t Cornet.
Joseph Hunter
John M'Hevin

who led for answer as of Certificate Mark B

"The troop of hour not being in the Service of the United States he was not authorised to pay the demand

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Wm Frankland

Mary Dineen

Mary Burton

William Russell

John Milby

Robert Russell

Bruce Morris Jun

late Comd. of Troop of Hour 3rd Reg. D.M.

in behalf of Mitchell Devickson dit^o Lieut.

in behalf of Benj. Burton dit^o Comd.

Joseph Hunter

John M'Hevin

In behalf of ourselves and others concerned,