

Intended place of Residence, Stoke Newington, Newcastle  
Northampton.

17-7-47 Mod. Pen.

HER  
MAJESTY'S



Thirtieth REGT.  
OF Foot

Whereof Lieut Genl The Marquis of Tweeddale H. T. is Colonel.

(Place and Date) Newcastle on Tyne 21<sup>st</sup> June 1847.

PROCEEDINGS OF A REGIMENTAL BOARD, held this day, in conformity to the Articles of War, for the purpose of verifying and recording the Services, Conduct, Character, and cause of Discharge of 322 John Herman Serjeant of the Regiment above-mentioned.

President.

Major Nicoll

Members.

Capt. C. Sillery

Capt. H. H. Heard

THE BOARD having examined and compared the Regimental Records, the Soldier's Book, and such other Documents as appeared to them to be necessary, report that 322 John Herman Serjeant by Trade a Labourer was BORN in the Parish of Kilmain in or near the Town of Kilmain in the County of Mayo and was ATTESTED for the 63<sup>rd</sup> Regiment of Foot at Castlebar in the County of Mayo on the 31<sup>st</sup> October 1825 at the Age of 18 Years that after making every Deduction required by Her Majesty's Regulations, the SERVICE up to this day, which he is entitled to reckon, amounts to 21 years, 201 days, as shewn by the detailed Statement on the 2d page; during which period, he served Abroad Five 1/2 years, viz:—

at Bermuda Five 1/2 years,  
in \_\_\_\_\_ years,

and further, that his DISCHARGE is proposed in consequence of request, receiving

(In cases of Disability, the Regimental Medical Officer will write his Report on the 3d page hereof.)

the Modified rate of Pension under the conditions prescribed in Articles 14 and 6 of the Royal Warrant of 14 Nov. 1829.

With regard to the CHARACTER AND CONDUCT of 322 John Herman Serjeant the Board have to report, that upon reference to the Defaulter's Book, and by the Parole testimony that has been given, it appears that his conduct

has been for the last five years  
Good - he has been five times  
twice by a Court Martial - viz  
10<sup>th</sup> October 1843 - irregular conduct on Post  
26<sup>th</sup> June 1844 - drunk on duty when Orderly Sergeant  
27. Jan'y 1849 - drunk in barracks when duty sergeant  
25. March 1848 - Habitual Drunkenness  
2. July 1840 - Habitual Drunkenness

(Give the particulars required by the Adjutant General's Circular Letter of 29th Sept., 1838.)



322 John Kirwan Sergeant being asked to what date he has been paid, answered that his Account is balanced up to the latest period required by the Regulations; and being further asked whether he has any claim on the Regiment for Arrears of PAY, ALLOWANCES, or CLOTHING, answered, that he has received all just demands, from his entry into the Service up to the 21<sup>st</sup> June 1847 and in confirmation therefore, affixes his signature hereto.

I acknowledge this to be true.

Witness

Commanding the Company to which he belongs.

THE Board have ascertained that 322 John Kirwan Sergeant Soldier's Book is correctly balanced, and signed by the Officer commanding his Company, and they declare, that they have impartially enquired into, and faithfully reported upon all the matters brought before them, in accordance with the Regulations and Instructions issued by Her Majesty's Orders.

President.

Members.

Detailed Statement of the Services of 322 John Kirwan

Regiment.	Promotions, Reductions, &c.	Rank.	Period of Service in each Rank.		Amount of Service.	
			From	To	Years	Days
13 <sup>th</sup> foot		Private	29 Oct. 1825	31 Dec. 1828	3	64
<i>Three Years sixty four days</i>						
<i>(Signed) R. C. Kirby. (Signed) Thos. Hoel</i>						
63 <sup>rd</sup> foot		Private	1 January 1829	24 Feb. 1829	"	55
30 <sup>th</sup> foot	Transferred	Private	25 Feb. 1829	31 July 1832	3	158
"	Promoted	Corporal	1 Aug. 1832	27 June 1834	1	331
"	Reduced	Private	28 June 1834	19 April 1839	4	296
"	Commenced	Additional Pay a 2 per diem	1 Jan 1838			
"	Promoted	Corporal	20 April 1839	23 Jan. 1840	"	279
"	Reduced	Private	24 Jan. 1840	22 March 1840	"	58
"	Died and	Imprisoned	23 March 1840	4 April 1840		Nil
"		Private	5 April 1840	30 June 1840	"	87
"	Died and	Imprisoned	1 July 1840	23 July 1840		Nil
"		Private	24 July 1840	10 Feb. 1844	3	202
"	Promoted	Corporal	11 Feb. 1844	5 Feb. 1847	2	360
"	Promoted	Sergeant	6 Feb. 1847	21 June 1847	"	156
<i>In possession of one distinguishing mark 4 Nov. 1842</i>						
<i>Deprived of one distinguishing mark 6<sup>th</sup> Nov. 1842</i>						
<i>Restored one distinguishing mark 7 Nov. 1843</i>						
<i>In possession of two distinguishing marks 18 Nov. 1845</i>						

For Soldiers Enlisted previous to the 15th March, 1818.

* Index	East.....	West.....	From		To		Years	Days	Half period
									Half period

\* Warranted ... ..

Total of the foregoing Statement ... .. 21 201  
 \* Further Service from the 22<sup>nd</sup> June to the 12<sup>th</sup> July 1847 when finally discharged ... .. 22  
 Total Service allowed to reckon to the day of final discharge ... .. 21 223

\* To be erased, when not required, by drawing the Pen through the Lines.

The foregoing Report is hereby confirmed by me *W. G. Giddies Lt Colonel*  
 Commanding 30<sup>th</sup> Regt. of Foot



**MEDICAL REPORT.**—[In cases of Men to be Discharged as unfit for Service, the Regimental Medical Officer is to state here the nature and origin of the Disability, and whether the same has been caused by the Man's Military Services, by Climate, by Constitutional Infirmary, or Predisposition, or is the result of indulgence in the use of Intoxicating Liquors, or other Vices. If from an Accident, under what circumstances the Accident occurred, and whether on or off Duty. In Ophthalmic Cases, or other Disorders of the Eyes, it must be stated how the Disease was contracted, and whether the same was, or was not, prevalent at the time in the Regiment, or at the Station.]



Signed \_\_\_\_\_

OPINION of the Principal Medical Officer, at \_\_\_\_\_

Horse Guards, 13<sup>th</sup> July 1847.

THE DISCHARGE of the Man above mentioned is approved by the General Commander-in-Chief.

*Richard Airey G.C.B.*

DECISION OF THE CHELSEA BOARD.



# FINAL DESCRIPTION

Of John Kewan  
of the 30<sup>th</sup> Regt. of Foot  
when discharged the Service at  
Sawcastle on Tyne  
this 21<sup>st</sup> day of June  
1847.

Age 39 1/2 Years  
Height 5 Feet 11 1/2 Inches,  
Hair Dark Brown  
Eyes Dark  
Complexion Fair  
Trade Labourer  
Marks, or Scars, whether on the Face  
or other parts of the Body

## DECLARATION TO BE MADE AND SIGNED WHEN THE SOLDIER RECEIVES HIS DISCHARGE AT HIS OWN REQUEST.

I, John Kewan Sergeant in the 30<sup>th</sup> Regiment of Foot  
hereby declare that I do, of my own free will, request to be discharged from Her Majesty's Service;  
and I further declare, that a period of not less than Thirty Days has elapsed since I first made  
application for my Discharge; and it has been fully explained to me, and I perfectly understand  
that in receiving my Discharge at my own request, ~~I entirely relinquish all Claim to Pension,~~  
~~and that, even~~ if I should re-enlist, my past Services prior to the Date of my present Discharge  
cannot be allowed to be reckoned for the purpose of obtaining any benefit from Chelsea  
Hospital.

(Signature of the Soldier.)

Signed in the presence of the Regimental Board, at Sawcastle on Tyne this 21<sup>st</sup>  
day of June 1847.

J. Nichol President.

29230  
70



## A.

UNLIMITED SERVICE.  
**ATTESTATION FOR REGIMENTS.**

QUESTIONS, To be separately asked by the Magistrate.	ANSWERS, To be sworn to by the Recruit.
1. What is your Name? .....	<i>John Kierwin</i>
2. In what Parish, and in, or near what Town, and in what County were you born? ...	In the Parish of <i>Kilmain</i> in or near the Town of <i>Kilmain</i> in the County of <i>May</i>
3. What is your Age? .....	<i>Twenty five</i> Years — Months.
4. What is your Trade or Calling? .....	<i>a Labourer</i>
5. Are you an Apprentice? .....	<i>I am not</i>
6. Are you married? .....	<i>I am not</i>
7. Are you Ruptured, or Lamé; have you ever been subject to Fits; or have you any Disability or Disorder which impedes the free use of your Limbs, or unfits you for ordinary Labour? .....	<i>No</i>
8. Are you willing to be attested to serve in the <i>30<sup>th</sup></i> Regiment of <i>Foot</i> until you shall be legally discharged? .....	<i>I am</i>
9. On what day, and by whom were you enlisted? *	On the <i>29<sup>th</sup> Oct 1832</i> by <i>Lieut Col Regell</i> of <i>Regiment</i> .
10. For what Bounty did you enlist? .....	<i>Three Pounds</i>
11. Do you now belong to the Militia? † .....	<i>I do not</i>
12. Do you belong to any other Regiment, or to the Marines, Ordnance, or Navy? .....	
13. Have you ever served in the Army, Marines, Ordnance, or Navy? ‡ .....	<i>Yes. In the 83<sup>rd</sup> foot from 29 Oct 1825 to 24 February 1829 &amp; in the foot from 25 February 1829 to 28 Oct 1832</i>

I *John Kierwin* do make Oath that the above Questions have been separately put to me; that the Answers thereto have been read over to me; and that they are the same that I gave, and are true.

I do also make Oath, that I will be faithful and bear true Allegiance to His Majesty, His Heirs, and Successors, and that I will, as in duty bound, honestly and faithfully defend His Majesty, His Heirs, and Successors, in Person, Crown, and Dignity, against all Enemies, and will observe and obey all orders of His Majesty, His Heirs, and Successors, and of the Generals and Officers set over me.

So help me God.

Witness my hand,

Sworn before me at <i>Londonderry</i> this <i>Eleventh</i> day of <i>November</i> One Thousand Eight Hundred and <i>Thirty two</i>	<div style="display: flex; justify-content: space-between;"> <div> <i>J. Kierwin</i>  <i>W. J. Kierwin</i> </div> <div>           Signature of the Recruit.            Witness present.         </div> </div> <div style="text-align: center; margin-top: 10px;"> <i>Edw. Pitt Rivers</i>            Signature of the Magistrate,         </div>
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\* The Recruit cannot be attested sooner than Twenty-four Hours, nor later than Four Days after his Enlistment.  
 33d Clause of Mutiny Act.

† The Magistrate is directed, in putting the 11th Question to the Recruit, and before he receives his Answer, distinctly to apprise the Recruit, that if he belongs to the Militia and denies the fact, he is liable to Six Months' Imprisonment.

‡ If so, the Recruit is to state the particulars of his former Service, and the cause of his Discharge, and is to produce the Certificate of his Discharge, if he has it with him.



## ARTICLES OF WAR.

### First and Second Articles of the Second Section.

1. 'Any Officer or Soldier, who shall begin, excite, cause, or join in any Mutiny or Sedition in any of Our Land or Marine Forces, or in any Party, Post, Detachment, or Guard, on any pretence whatever; or who, being present at any Mutiny or Sedition, shall not use his utmost endeavour to suppress the same; or who, coming to the knowledge of any Mutiny or intended Mutiny, shall not, without delay, give information to his Commanding Officer;—or,

2. 'Who shall desert from Our Service, (whether or not he shall re-enlist therein); Shall suffer Death, or such other Punishment as by a General Court Martial shall be awarded.'

### Description of *John Kirwin*

Age, apparently *Twenty five*  
Height *5* Feet *11* Inches.  
Complexion *Fresh*  
Eyes *Blue*  
Hair *Brown*  
Any distinctive Mark. *None*

{ To wit } I *Geo. Hill* one of His Majesty's Justices of the Peace of *South City*  
{ City of } do hereby certify that the above is the description of the Recruit *John Kirwin*  
{ County of } and in my presence all the foregoing Questions were put to the said *John Kirwin*  
that the Answers written opposite to them are those which he gave to me; and that the 1st and 2nd Articles of the 2nd Section of the Articles of War were read over to him, that he took the Oath of Allegiance and Fidelity, that he received the sum of *Two Shillings* being attested this day, and that I have given him a duplicate of this Certificate, signed with my name.

*Robert Hill* Signature of the  
Magistrate.

### SURGEON'S CERTIFICATE.

I have examined the above-named Recruit, and find that he has no Rupture nor mark of an old Wound or Ulcer adhering to the Bone: he is free from Varicose Veins of the Legs, and has the full power of motion of the Joints and Limbs. He is well formed, and has no Scrofulous Affection of the Glands, Scald Head, or other inveterate Cutaneous Eruptions; and he is free from any trace of Corporal Punishment. His respiration is easy, and his Lungs appear to be sound. He has the perfect use of his Eyes and Ears. His general Appearance is Healthy, and he possesses strength sufficient to enable him to undergo the fatigue to which Soldiers are liable. I consider him fit for His Majesty's Service. He has the following particular Marks or Scars.

Dated at *Londonderry* this *2<sup>nd</sup>* day of *November* 1832

Signature of }  
Surgeon. }

Confirmed, *Wm. L. O'Neill* Surgeon to *30<sup>th</sup>* Regiment.

having been finally approved, I have caused his Name, Age, Date of Attestation, and every prescribed Particular to be recorded in the Regimental Register, with the No. *322* affixed to his name; and I certify that I am satisfied with the correctness of this Attestation, and that the forms required by the Mutiny Act appear to have been complied with.

*Londonderry* Date  
*2<sup>nd</sup> November 1832*

*A. Campbell* Signature Officer  
Commanding.



# LIMITED SERVICE. ATTESTATIONS FOR REGIMENTS.

I John Kiwan do make Oath, that I am or have been a Laborer and to the best of my knowledge and Belief was born in the Parish of Millman in the County of Mayo and that I am of the Age of Eighteen Years; that I do not belong to the Militia, or to any other Regiment, or to His Majesty's Navy or Marines, and that I will serve His Majesty, his Heirs and Successors, for the Period of Seven Years, provided His Majesty should for so long require my Service; and also for such further Term, not exceeding Six months, as shall be directed by the Commanding Officer on any foreign Station, and not exceeding Three Years, as shall be directed by any Proclamation of His Majesty: Provided always, that in the latter Case the said additional Period shall determine whenever Six Months of continued Peace, to be reckoned from the Ratification of any Definitive Treaty, shall have elapsed subsequent to the Expiration of the said Seven Years.

Witness my Hand,

Sworn before me, at Castbar this thirtyfirst day of October One Thousand Eight Hundred and twentyfive

John Kiwan

{ Signed by the Recruit }

Signature of the Magistrate.

Henry Bailey

William Bohan

{ Witness Present }

\* Seven Years for Infantry, Ten Years for Cavalry, Twelve Years for Artillery, if the Person inlisting is of the Age of Eighteen Years or upwards, but if under Eighteen Years, then the difference between his Age and Eighteen to be added to Such Seven, Ten, or Twelve Years, as the Case may be.

County of Mayo

to wit.

I Henry Bailey

one of His Majesty's Jus

tices of the Peace of said County do certify, that John Kiwan appeared to be Eighteen years old Five feet 9 1/2 inches high, Fresh complexion, Hazel eyes, Auburn hair, came before me at Castbar on the thirtyfirst day of October one thousand eight hundred and twentyfive and stated himself to be of the Age of Eighteen Years, and that he had no Rupture, and was not troubled with Fits, and was no ways disabled by Lameness, Deafness, or otherwise, but had the perfect use of his Limbs and Hearing, and was not an Apprentice; and acknowledged that he had voluntarily inlisted himself for the Bounty of £3. 8. 6. to serve His Majesty King George the Third, his Heirs and Successors, in the 63rd Regiment of Foot Commanded by Lt. Genl. Knyott and did engage to serve for the period of Seven Years, provided his Majesty should for so long require his Service; and also for such further period as His Majesty shall please to direct, not to exceed in any case Three Years, and to determine whenever six months shall have elapsed of continued Peace subsequent to the Expiration of the Term of Seven Years. And I do hereby certify, that in my Presence the Third and Fourth Articles of the Second Section, and the First Article of the Sixth Section of the Articles of War against Mutiny and Desertion were read over to him, and that he took the Oath of Fidelity mentioned in the said Articles of War, and also the Oath above set forth; and that he received the Sum of Eight Shillings 6d. on being attested, and that I have given to the said a Duplicate of this Certificate, signed with my Name.

Henry Bailey

Signature of the Magistrate,

MEMORANDUM.—The above named Recruit stated that he inlisted himself on the twentysynth Day of October One Thousand Eight Hundred and twentyfive for the Bounty £3. 8. 6. and received in my Presence the Sum of Eight Shillings 6d. on being Attested.

Henry Bailey

Signature of the Magistrate,

I have examined the above named Recruit, and find him

Fit.

for His Majesty's Service.

William Bohan

Signature of the Surgeon.

N. B.—The Magistrate is requested to cause the Dates of the Month, in each instance, to be inserted in Words, and not in Figures; and to notice the Particulars contained in the Memorandum.



# ARTICLES OF WAR.

## Third and Fourth Articles of the Second Section.

3. "Any Officer, Non-Commissioned Officer, or Soldier, who shall *begin, excite, cause, or join in, any Mutiny, or Sedition*, in the Regiment, Troop, or Company, to which he belongs, or in any other Regiment, Troop or Company, in *HIS MAJESTY'S SERVICE*; or in any other Party, Post, Detachment, or Guard, on any Pretence whatsoever, shall suffer *Death*, or such other *Punishment* as by a General Court Martial shall be awarded."

4. "Any Officer, Non-Commissioned Officer, or Soldier, who being present at any *Mutiny or Sedition*, and shall not use his utmost endeavour to *suppress the same*; or coming to the *Knowledge* of any *Mutiny, or intended Mutiny*, shall not without Delay *give Information thereof* to his Commanding Officer, shall suffer *Death*, or such other *Punishment*, as by a General Court-Martial shall be awarded."

## First Article of the Sixth Section.

"All Officers, Non-Commissioned Officers, and Soldiers in *HIS MAJESTY'S SERVICE*, who shall be convicted of having *Deserted the same*, shall suffer *Death*, or such other *Punishment* as by a General Court-Martial shall be awarded."

## Oath of Fidelity.

I swear to be faithful and to bear true Allegiance to our Sovereign Lord KING GEORGE, and to serve Him honestly and faithfully, in defence of His PERSON, CROWN and DIGNITY, against all His *Enemies and Opposers whatsoever*; and, to observe and obey His MAJESTY'S Orders, and the Orders of the *Generals and Officers* set over me by His MAJESTY.

J. Findlay Printer,  
Barreth-st. Dublin.

*Approved*

*Another Allegation will be found between No 1121 & 112*

Date

*31<sup>st</sup> Oct<sup>r</sup> 1825*

Name,

*John Hinman*

Regiment

*63<sup>rd</sup> Foot*

*322*

*322*

## NOTICE.

See the Act of the 42d Geo. III. Cap. 90, Sec. 64. and 49th do. Cap. 120. Sec. 93.

ANY Man who is enrolled in the Militia, and, who upon offering to enlist into the Army, denies that he belongs to the Militia, is liable upon Conviction before a Magistrate to be committed to Prison for Six Months, over and above any other Penalty or Punishment which he may thereby incur for obtaining Money on false Pretences.

## DECLARATION OF THE RECRUIT.

I *John Hinman* do hereby acknowledge that the above Notice has been read over to me, and that I was strictly questioned by *Capt. J. A. Atkinson* whether I did, or did not belong to the Militia, and that I answered that I did not. I also hereby declare, that I did not then, and do not now, belong to the Militia.

Signed in my presence.

*James Pacey*

Signature of the Recruit.

*(Justice of the Peace)*



