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DATE: 8 February 2020 (updated 8 July 2020 and 20 December 2020)¹
REPORT TO: File
SUBJECT Mills & Associates, Giles County, Virginia: Principally Whites, with Selective Records for Byas, Brumfield, Chapman, Dingess, Napier, Sartain & Toney Families
TASK: Survey published and unpublished resources for Giles County held by the Family History Library (Salt Lake City) and the Library of Virginia (Richmond), with some auxiliary records from the *Virginia Memories* collection at the latter's website

BACKGROUND:

William Mills (b. c1783–88; d. c1863) married 1815, in Franklin Co., VA, **Drucilla Kemp**, daughter of Robert Kemp and Millie **Edmundson** (daughter of Richard) who had wed 1786 in Franklin. Drucilla's stepmother was Sarah **Mattox** (daughter of Nathan), who married Robert Kemp of Kemp/Camp's Ferry in 1802. Bondsman for William's marriage to Drucilla was Stephen **Standifer**.²

William's birth family is unknown. The 1850 census asserts "Franklin Co." for his birthplace, but prior research in Franklin reveals no association between him and the only Mills family in that county. That family, centered upon Maggodee (aka Maggoty) and Elliot Creeks, was headed by a James Mills who was first taxed in Bedford Co. then fell into Franklin when the Franklin was created in 1785. William's Y-line is not a Mills Y. Rather, it is that of descendants of the Virginia immigrant John Witt/Whitt. **For the purpose of identification in this ongoing project—one that involves several William Millses—I am calling him William Mills-Witt.**

This report explores Giles (cut from Montgomery) for the following reasons:

1. William and Drucilla, about 1849, left the Franklin County land they had inherited from her family and moved to adjacent **Floyd Co.**, which had been cut 1831 from Montgomery. The 1850 Floyd census enumerates William and his married son Thomas as farm laborers next door to Thomas's father-in-law, Allen **Jarrett**, who is identified as an "overseer." All appear to be living on the farm of the wealthy **Gordon Cloyd Jr.** Prior research in Montgomery reveals that the lands settled by Gordon Jr.'s father Gen. Gordon Cloyd Sr. and grandfather Col. Joseph Cloyd sprawled across the Montgomery-Giles county line. Some of the Cloyd land in the 1790s *adjoined* the land of one **John White** of Sugar Run of Walker's Creek—herein called John 'S' White, drawing from the mark he consistently made on four Montgomery County documents in 1793 and 1796. Meanwhile, one "John White Sr." married **Frankey Mills** in 1792, Montgomery County, with the officiant being Rev. Alexander Ross of Walker Creek Baptist Church. Frankey, at the time, had at least two small children: a daughter Rachel, born c1785–86, and a son Samuel born c1787–88. (See point 3, below).
2. By 1860 William and Drucilla had moved again to **Pulaski County**—cut from Montgomery and Wythe (Wythe had been cut from Montgomery 1790)—where they lived among the **Iddings** and **Lights** who

¹ This project was begun prior to the Covid-19 closing of the Family History Library; subsequent work was performed in (and limited to) the online records accessible through *FamilySearch.org*.

² For documentation of all details for William, Drucilla, and their children, see Elizabeth Shown Mills, "William Mills (b. c1783–88; d. c1863); Spouse Drucilla Kemp: Research Notes," a working file last updated 28 August 2018; archived at E. S. Mills, *Historic Pathways* (<https://www.historicpathways.com>), under the "Research" tab.

were also rooted in Montgomery. William Mills apparently died there in 1863 at the home of his son Thomas. His widow Drucilla then moved to Montgomery Co., to live with a daughter and son-in-law. Her death in 1867 was reported by the son-in-law, **George Bradberry**, who stated ***Drucilla had been born in Montgomery County***. That birthplace is provably wrong for Drucilla but *might* reflect the informant's confusion over the birthplace of his in-laws, projecting upon his mother-in-law the birthplace of his previously deceased father-in-law.

3. Prior research in Montgomery County reveals that two single Mills females were in Montgomery County from the mid-to-late 1780s—i.e., the period of William's birth. Both were single mothers at the time of their 1791 and 1792 marriages. Both had the same associates, including Witts/Whitts. *Both lived in the part of Montgomery County that was cut away to create Giles*. Those two females were named **Frances** and **Sarah**. **William Mills-Witt gave these two names to his two daughters.**³

CANDIDATE MOTHER 1

Frances "Franky" Mills, widow, for whom four events (five records) have been found thus far:

- 9 Nov. 1788. **John Abram Glymp** posted bond to marry "**Fawney [Farney?] Mills, a widow of this county**," with his surety being **Milliton Atkins**, a landowning neighbor and leading member of the Walker Creek Baptist Church. The marriage appears not to have taken place. No return has been found. Glymph, a Revolutionary War soldier, left Montgomery the next year. By the time of the 1800 census, he headed a household in Newberry County, SC, where numerous offspring remained through the 1800s.
- 7 September 1790. Montgomery County court ordered **John Preston** to bind out "a daughter of **Frankey Mills**." On 3 August 1803, "**Rachel Mills**, orphan of Francis Mills" came into court and chose William Preston (brother of John) as her guardian; that same day, **William Preston** served as bondsman for a marriage bond **John Bowen** took out to marry Rachel Mills. Frances "Franky Mills" was not yet dead. An "orphan," in the terminology of that era, was one whose father had died leaving some property (mother's death was not required) or one who did not have a male parent for support.
- 19 August 1792. "**John White Sr.**" took out a bond to marry "**Frances Mills**," with **Thomas Copley Jr.** as bondman. A marriage return for "John White and **Frankey Mills**" was filed, without a specific date of marriage, by Rev. Alexander Ross of Walkers' Creek Baptist Church. (*Note: The landowning John White of Sugar Run of Walker's Creek was a different John White—one who "signed" documents with his mark 'S.'*) After the 1806 creation of Giles, the Atkins, Copley, Glymph, and White lands—like the church—all fell into Giles. Some of the Cloyd land did also.
- 6 May 1807. **Samuel Mills** [b. c1788] is said to have taken out a Giles Co. bond to marry Rachel

³ The first daughter of William and Drucilla, born 1830, was named **Sarah** (which was also the name of Drucilla's stepmother). The second, born 1832, was named Millie **Frances** (Millie being the name of Drucilla's mother). The name "Frances" is not accounted for in Drucilla's family.

For documentation of the Montgomery Co. details summarized here, see the following reports archived at *Historic Pathways* under the "Research" tab:

- E. S. Mills, "Mills & Associates: Montgomery & Fincastle Counties, Virginia: Initial Survey," report to file dated 28 August 2018 (updated 10 September 2020).
- E. S. Mills, "Mills & Associates: Montgomery County, VA, Extended Research (Bias, Sartain, Toney, White, Whitt/Witt)," report to file dated 20 September 2020.
- E. S. Mills, "Mills-White-Witt: Montgomery County, Virginia, Tax Roll Data 1782–1807," report to file, 15 February 2020.
- E. S. Mills, "Robert Wilson vs. John Toney and Toney vs. Wilson, Staunton Chancery Court, combined Cause 1809-119," report to file, 8 July 2019.
- E. S. Mills, "Samuel Mills (c1788–7 April 1859); Spouses: 1. Rachel Prince & 2. Nancy Rinehart: Research Notes," a work in progress last updated 8 June 2020.

Prince; the published abstract of that record cites his parents as “**John & Franky White.**”⁴ Prior researchers report no evidence identifying Samuel’s father. A Y-DNA test by one descendant matches him to male-line descendants of **Booker Mullins** of Franklin County and the **Atkins/Adkins** males of Montgomery and Giles Counties.⁵ Booker Mullins is widely claimed, by online trees, to be the son of an Atkins of Montgomery. **William Mills-Witt, at his first appearance in Franklin County (the 1806 tax roll) is listed consecutively with “Booker Mullins.”**

Other associates of Frankey and John White, to be included in this Giles research, are:⁶

- John White (aka “John Jr.,” “John White H,” “John Hunter White,” and “Jack White”) m. Nancy Copley, daughter of **Thomas Copley Sr.**, on 8 January 1793.
- John ‘S’ White who married Susannah Marcum, 29 July 1796, daughter of **John Marcum**.
- Mary White, daughter of “John White,” married **Robert Whitt**, 22 Oct. 1792 (Robert is said, credibly but without sufficient proof, to be the nephew of Montgomery’s Rev. Richard Whitt).⁷

CANDIDATE MOTHER 2

Sarah “Sallie” Mills. On 7 April 1791, **Elijah Sartain** (*var. Certain, Sartin*), took out a marriage bond to marry Sarah, with Joel “Certain” as his surety. The marriage return, citing 26 April 1791 as the date of marriage, was filed by the same Rev. Alexander Ross of Walker Creek Baptist Church who would wed the widow Frankey Mills to “John White Sr.” in 1792. In 1806, Sarah and Elijah were cut away into Giles, as were John and Frankey White. In 1815, Elijah and “Sallie” sold the Montgomery > Giles land that Elijah inherited from his father Joel and moved to Gallia County, Ohio.

This Sarah Mills almost certainly bore a daughter about 1790, one Elizabeth Mills for whom Elijah Sartain acted as bondsman when she married Archibald Chapman of Giles in 1811.⁸

The oldest daughter born to Sarah and Elijah points to Sarah’s birth family: When that daughter married in Gallia in 1816, the justice of the peace identified her as “**Lucy Tilman Sartain**” in the recorded marriage return.⁹ Most descendants deduce from this, although direct evidence has not been found, that Lucy’s mother Sarah was the daughter of **Jesse Mills of Amherst County** whose well-documented wife was **Lucy Tilman**. This Jesse Mills had a sister Sarah “Sallie” who married Thomas Watts (my ancestors) and another sister Anne who married Lewis **Witt**, cousin of Rev. Richard Whitt of Montgomery.¹⁰

⁴ John Vogt and T. William Kethley Jr., *Giles County, Marriages, 1806–1850* (Athens, GA: Iberian Publishing Co., 1985), 53–54.

⁵ This descendant has not published his DNA; therefore, privacy requires that he not be identified. I am including this note as a clue for others to follow—and to encourage testing and verification by other Y-line descendants of Samuel Mills.

⁶ For these three marriages, see Montgomery Co., VA, Marriage Bonds, 1789–1796, unnumbered documents in chronological order; Montgomery Co. microfilm reel 38, Library of Virginia, Richmond. Also Untitled small register, unpaginated, chronological order; Montgomery Co. microfilm 52, item 2, labeled “Marriage Records, 1785–1803,” Library of Virginia.

⁷ David F. Whitt, *Ancestors and Descendants of William Whitt, 1775–1850* (Westminster, MD: Heritage Books, 2004), Tables 3 (Witt-Whitt Family of Old Virginia) and 4 (Descendants of Richard Witt/Whitt, Sr.).

⁸ John Vogt and T. William Kethley Jr., *Giles County, Marriages, 1806–1850* (Athens, GA: Iberian Publishing Co., 1985), 53–54.

⁹ For fuller details and documents on Sarah and her offspring, see E. S. Mills, “Jesse Mills Sr. (c1740–aft1811) of Albemarle & Amherst Counties, Virginia; Spouse: Lucy Tilman,” a work-in-progress last updated 20 August 2019; archived at *Historic Pathways* under the “Research” tab.

Autosomal tests have yielded fifteen matches between descendants of Archibald and Sarah (Mills) Chapman of Gallia County, Ohio, and descendants of William Mills-Witt through William’s son Samuel who moved from Franklin County, Virginia to Merithers-Upson Counties, Georgia, to Harrison County, Texas.

¹⁰ The immigrant John Witt and wife Anne Daux had sons John, William, Edward, and Richard Sr. The most significant matches to descendants of William Mills-Witt are through sons William and Edward, as follows:

- William > Benjamin > Lewis Witt of Bedford: Y-line descendant Warren Pratt (Kit 71330) is a **genetic distance of 2 on a 111-marker test**, when compared to Clay Mills (Kit 54047), a descendant of William Mills-Witt. For this Witt-Pratt line, see

NOTE:

As this report is read, its details should be analyzed year-by-year against the annual tax rolls that I have extracted and compiled as “Mills, Whites & Associates: Giles County, Virginia, Tax Roll Data, 1806–23 & (Partially) 1824–4; Including Selective Entries for Marcum, Preston & Toney,” report to file, 28 February 2020; archived at *HistoricPathways.com*. The tax data puts the deeds and court orders into context—and vice versa.

SUMMARY OF FINDINGS

Note:

All statements in this summary are documented in the research notes unless cited to another source.

Critical find:

On 15 May 1816 and again on 15 May 1817 (if the records are correctly dated) one **William Mills** was present in Giles County and witnessed two lease contracts for **John Toney**, a planter, miller, ferry operator, store owner, and tavern keeper at the juncture of New River, with East River as his northern bounds and Wolf Creek as his southern bounds. By the terms of those documents, Toney gave seven-year leases to **John Conner** and **Zachariah Crawford** (Crafford). I have now turned and visually skimmed most pages of most volumes of Giles County records prior to 1820—court minutes, deeds, probates, and tax rolls—and do not find this William Mills in any other record.

Evidence exists to suggest that this William Mills, temporarily in Giles County, may be William Mills-Witt of Franklin—enough evidence to warrant further study. In brief:

1. **The 1816 tax roll entry for William Mills** of Franklin’s Blackwater River taxes him for one horse, as in prior years. But this year, beside his name, it adds a notation “(G.C.)” Notations of this type were typically used for two purposes: (a) to distinguish one taxpayer from another same-name taxpayer; (b) to note place of residence when there were multiple same-name men; or (c) to note that a taxpayer was temporarily residing in a different county. As an example, the 1849 land tax roll of Franklin taxes William under the notation “William Mills (Floyd Co.).”¹¹

Considering the pattern, the “(G.C.)” notation after William Mills might mean one of two things:

- Gills Creek—a branch of the Blackwater River, for which no other evidence has been found to connect William Mills; or
 - Giles County—where he had associates in common with Samuel Mills and the John-Benjamin White family of East River (later Mercer County).
2. **In 1808, John Toney (the apparent employer of William Mills** in 1808 bought the Little Wolf Creek land of **Benjamin White** (aka Benjamin H. White, proposed son of “John White Sr.” who

Warren C. Pratt, “Finding the Father of Henry Pratt of Southeastern Kentucky,” *National Genealogical Society Quarterly* 100 (June 2012): 85–103.

- Edward > John > Pool Witt of Halifax: Y-line descendant John Bray (Kit 138388) is a **genetic distance of 1 on a 111-marker test**, when compared to Kit 54047. Bray’s proof argument for descent from Pool Witt has not yet been published, but he has consented for these brief details to be included in this report.

The most comprehensive Witt genealogy is that of David F. Whitt, cited above.

¹¹ For documentation of these and all other details for William, Drucilla, and their children, see my previously cited report, “William Mills (b. c1783–88; d. c1863); Spouse Drucilla Kemp: Research Notes.”

married Frankey), apparently in settlement of a suit Toney lodged against Benjamin. In 1816–17, Benjamin also bought land on Brush Creek of East River adjacent to Toney land. The Toneys and Whites interacted in numerous ways for decades, at least until the 1837 probate sale of John Toney's son Jonathan at which Samuel Mills, his "kith and kin" Cornelius White,¹² and other members of their family attended even though the Mills-White clan was by then living in Mercer County.

3. **John Toney** was the **son of Franklin County's William Toney** of Calas Mountain at the head of the Blackwater in Franklin.¹³ The family allegedly came to Southwest Virginia from **Fluvanna County**.¹⁴ Several members of Toney's family were among the Franklin and Giles families that joined the Dunker/German-Baptist migration to Four Mile Creek, present Union County, Indiana. (Fluvanna County, in the 1780s, was also the residence of Sarah [Mills] Sartain's grandfather Thomas Tillman Sr. and her uncles Daniel Tillman and Thomas Tillman Jr.¹⁵)

Mills Connections:

- **Samuel Mills**, John White Sr.'s stepson, bought land at East River Mountain amid "John White Senr.," James White, William White, and "John White Junr." (The latter also appears to be a son of Benjamin H. White and wife Ann Goodman of Amherst Co.) Their lands subsequently fell into Mercer County (later West Virginia). Mills Valley is still a landmark north of East River Mountain.
- **Samuel Mills** was widowed in the 1830s and remarried. Both he and a son married young women from the **Rinehart** family—another of the families that joined the Dunker migration to Indiana.
- Perhaps coincidentally, **Samuel Mills** named sons William, Robert, Benjamin, and James H.—while **William Mills-Witt** of Franklin named sons James H., Samuel, William B., and Robert.

Whites—Disambiguation:

- As established in my three prior reports on Montgomery County, three distinctive John Whites are associated with Walker's Creek in the 1792–96 period:
 - **"John White Sr."** (as identified in his marriage bond) married Frankey Mills in 1792 in a ceremony officiated by the pastor of the Walker Creek Baptist Church.
 - **"John White Jr."** (as identified in petitions of 1787, 1799–1801, 1803, and 1810;¹⁶ the 1791, 1806, and 1807 tax rolls, the 1811 legal suit by Philip Miller, and the 1806 deed proof recorded in Montgomery Co. Order Book 15: 100); he married Nancy Copley in June 1793 in a ceremony officiated by the pastor of the Walker Creek Baptist Church. Additionally, records call him "John White H.," "John White, hunter," "John H White," and "Jack" White. Land and tax records prove that all these names were used for the John who married Nancy Copley.
 - **"John 'S' White** (who used his mark of an 'S' in three 1793 deeds and his 1796 bond to marry Susannah Marcum) owned land on Sugar Run of Walker Creek.

¹² Existing evidence suggests that Cornelius White (b. 1793) was the son of Benjamin White and wife Ann Goodwin, in which case Cornelius would be the grandson of Samuel's stepfather. A proof argument supporting Cornelius as the son of Benjamin and Ann is presented subsequently in this paper.

¹³ Franklin Co., VA, Will Book 1: 245 ff.

¹⁴ "John Toney," *Geni* (<https://www.geni.com/people/John-Toney/60000000001900609467> : accessed 23 May 2020), managed by "Private User."

¹⁵ Fluvanna County personal tax rolls, 1782–90; imaged at *Binn's Genealogy* (<http://www.binnsgenealogy.com/MembersOnlyArea/index.htm>).

¹⁶ See E. S. Mills, "Mills & Associates: Virginia Legislative Petitions from Amherst, Augusta, Bedford, Botetourt, Cabell, Campbell, Carroll, Floyd, Franklin, Giles, Grayson, Kanawha, Logan, Louisa, Mercer, Monroe, Montgomery, Pulaski, Tazewell, and Wythe Counties; Arranged Chronologically; report to file, 26 February 2019, posted at *Historic Pathways* under the "Research" tab.

If we propose that these three John Whites were kin, then several considerations affect how the family might be assembled:

- The fact that Frankey's John called himself John White "Sr.," in a year that both he and John 'S' White were at Walker Creek, implies that he was the elder of the two.
- The numerous records closely associating John White "Sr." with John White "Jr." (husband of Nancy Copley) suggest that John "Jr." was the son of "Sr." and, therefore, John 'S' White should not also be the son of John Sr.
- As shown in my Montgomery County report on tax records, one Arthur White came onto the tax rolls in 1799, submitting his tax lists on the same day as (a) *landowning neighbors* of John 'S' White; and (b) an apparent younger John White.
- As shown in this report, Arthur White was also one of the two bondsmen for the marriage of Samuel Mills, son of Frankey, the wife of John White Sr. The other bondsman was the brother-in-law of Samuel's bride.
- **John White Sr.'s** last known appearance is the 1821 tax roll for Giles. In a subsequent 1821 deed, the John White of Bear Spring (husband of Nancy Copley), who had previously been called John White *Jr.*, was cited as "John White *Seigner*."
- **John 'S' White's** last proved document is his 1796 bond to marry Susannah Marcum. (See my Montgomery County reports.) The remainder of his land was taxed in Giles on its first roll of 1806; after 1807 it was dropped from taxation in Giles. A sale of the land has not been found. John 'S' and Susanna's family is said to be the John–Benjamin White family that appeared in adjacent Cabell County from the time of its creation (1809). I have not conducted systematic research in Cabell.

Whites—Implied Relationships:

- In addition to the associations found in this report, many additional couplings of **John White Sr., Benjamin White, John White Jr., Robert White, "James White H", and William White** [Sr. of 1803–4] on petitions and tax rolls present them in a context suggesting that John Sr. was the father of these five younger men.¹⁷

Whites—Land Ownership:

- **Robert White (c1795–1807), Salt Pond Mountain**, land adjacent to Randall Lucas, whose own land records place him adjacent to both John White Jr. and James White.
- **John White Jr., aka John H & "Jack" (c1795–1806), Salt Pond Mountain**, east of New River near mouth of Walker Cr.; (c1806–16) **Camping Hollow**, amid Copley inlaws; (1816–1847) waters of **Bear Spring** around **Gap Mountain**, west of New River and below Walker Creek.
- **John White Sr. (c1797–1818), Big Spring at East River Mountain**. Land surveyed 1797 and patented 1801 jointly to him and William Preston (the man who, in 1803, gave permission for the marriage of Franky's daughter Rachel Mills). **1818–21: Brush Creek of East River**. In September 1818, he joined Benjamin H. White is petitioning for a road alteration around their land at Brush Creek. In September 1819 as "John White Senr.," he, Samuel Mills, and William White, John White Junr., and James White were five of thirty-four men whose land titles around East River Mountain were cleared by Christian Peters. (The "John White Junr." of this document appears to be a newly adult son of Benjamin and Ann.)

¹⁷ For the other couplings, see the previously cited Montgomery County reports; and

● E. S. Mills, "Mills, Whites & Associates: Giles County, Virginia, Tax Roll Data, 1805–23 & (Partially) 1824–41; Including Selective Entries for Marcum, Preston & Toney," report to file, 28 February 2020; archived at *HistoricPathways.com* under the "Research" tab.

- **Benjamin H. White Sr. (1804–8), Wolf Creek** of the Bluestone SW of East River Mountain, land purchased from Alexander Stuart; sold 1808 to John Toney. **1816–19: Christian’s Fork of Brush Creek of East River**, purchased land adjacent to Toney; sold 1819. Moved to Cabell County by 1820 census.
- **James White, aka James White H (1808–1840s), Salt Pond Mountain**, just north of the Doe Creek land of Abram Glymph who took out an unexecuted license in 1788 to marry Frankey Mills. Land first taxed in 1808, although James was on personal roll in this area from 1799. The 1817 tax roll calls him “James White H.”
- **Cornelius White (1817–29), Harmon’s Branch and Six and Twelve-Mile Creek of East River in Rich Valley**, first tract purchased from Travis Stowers, adjacent to his new father-in-law William Garrison; second and third tracts purchased from his father-in-law and Richard Blankenship.
- **James White (1819–28), East River Mountain and Five-Mile Creek of East River**, title cleared by Christian Peters for “Samuel Mills ... John White Senr., William White, John White Junr., James White” and 29 others. Died 1828.
- **William White (1819—), East River Mountain**, part of the title clearance by Christian Peters, above. This William was a younger man than the William of the 1803–4 petitions. He appears to be a son of Benjamin White and son-in-law of John and Nancy (Copley) White of Bear Spring. See the proof argument for him, attached to the 1810 census data in this report.
- **John White Jr. (1819), East River Mountain**, part of the title clearance by Christian Peters; apparently a son of Benjamin H White and grandson of John Sr.
- **William White (1822), Bear Spring**, land deeded to him that year by his father John H White (husband of Nancy Copley); named as son in that deed.
- **Hannah White (1822), Bear Spring**, land deeded to her by John H and Nancy (Copley) White, but she was not allowed to keep it amid debt suits against John White; no relationship stated in the deeds.

Whites—Clues Suggesting Potential Origin and/or Earlier Records:

- **Patrick Napier Sr.** sold to John ‘S’ White two of the Walker’s Creek tracts that John ‘S’ sold in 1793. Both tracts adjoined **Napier**, a settler who had migrated from **Amherst County via its offshoot Fluvanna**, entering Walker Creek land before 3 August 1782. A third tract sold by White was said to have come to him also from Napier, although no deed has been found. [Jesse Mills, father of Sarah (Mills) Sartain, raised his family in Amherst.] Parts of this Napier family were also in **Fluvanna** by the early 1780s, where they were associates of **Thomas Tilman Sr.**, Thomas Jr. and Daniel Tilman, the maternal grandfather and uncles of Sarah (Mills) Sartain.¹⁸ The Amherst-Fluvanna Napiers also spread out into Franklin County.
- **Obediah Bias**, another migrant from **Amherst** took out land adjacent to John ‘S’ White’s Napier land.
- **Biases and Napiers**, in Giles, became in-laws through marriages with the Brumfield family who were themselves inlaws of Sarah (Mills) Sartain. Parts of all these families, including Obediah and his grown sons, migrated out to **Cabell Co.** shortly before it was created. In 1809, the newlywed **Samuel Mills** of Giles (son of Frankey Mills) makes his first appearance on Virginia tax rolls—in Cabell Co, where he was taxed one year only, before returning to Giles. No other connection has been found for him yet in Cabell.
- **William Preston** in 1797, had 95 acres surveyed at Big Spring on East River Mountain—jointly with “**John White Sr.**” and **wife Frankey Mills**. The land was patented to Preston and White, jointly in

¹⁸ Fluvanna County personal tax rolls, 1782–90; imaged at *Binn’s Genealogy* (<http://www.binnsgenealogy.com/MembersOnlyArea/index.htm>).

1801 and White was charged with tax on the land from 1806–7; thereafter the tax was charged to Preston although John White’s name remained coupled with his on the tax entry. In 1819—after the Brush Creek land title clearance that included “John White Sr.,” Preston assumed sole responsibility for the land tax. This is the same **William Preston** who, in 1803, had himself appointed guardian to approve the marriage of Frankey’s minor daughter Rachel Mills.

- **John Toney**, a close associate of the Whites during the decades spanned by this research, is said by online trees to have originated in **Fluvanna County**, from which his parents moved to **Franklin County**. Fluvanna’s tax records of the 1780s contain intermittent references to a John Toney. I have not yet done thorough research in Fluvanna to prove (or disprove) the assertion.

MAPS

Map 1	Virginia’s Southwestern Border c1770–78.....	8
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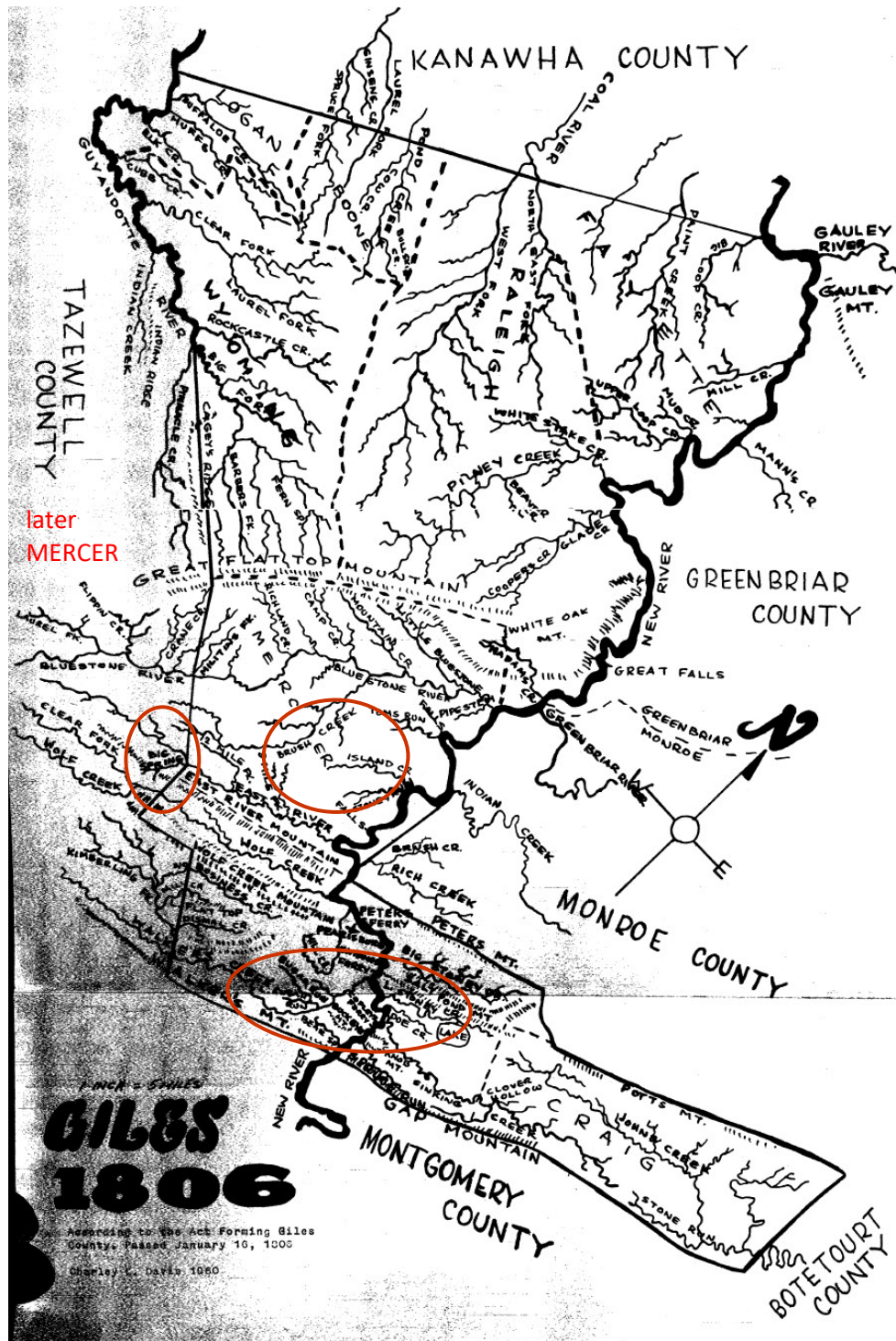
FORMATION OF CRITICAL COUNTIES

1770	Botetourt	cut from	Augusta	
1772	Fincastle		Boutetourt	[extinguished 1777]
1777	Kentucky		Fincastle	[extinguished 1780]
1777	Montgomery ¹⁹		Fincastle	
1777	Washington		Fincastle	
1778	Greenbrier		Montgomery, Botetourt, Augusta	
1778	Illinois		Augusta	
1786	Russell		Washington	
1789	Kanawha		Greenbrier, Montgomery	
1790	Wythe		Montgomery	
1791	Bath		Augusta, Botetourt, Greenbrier	
1793	Grayson		Wythe	
1799	Monroe		Greenbrier	
1800	Tazewell		Wythe, Russell	
1804	Mason		Kanawha	
1806	Giles		Montgomery, Monroe, Tazewell	
1809	Cabell		Kanawha	
1818	Nicholas		Greenbrier, Kanawha, Randolph	
1822	Alleghany		Bath, Botetourt, Monroe	
1824	Logan		Giles, Cabell, Tazewell, Kanawha	
1831	Floyd		Montgomery	
1837	Mercer		Giles & Tazewell	
1838	Roanoke		Botetourt	
1839	Pulaski		Montgomery, Wythe	
1861	Bland		Wythe, Tazewell, Giles ²⁰	

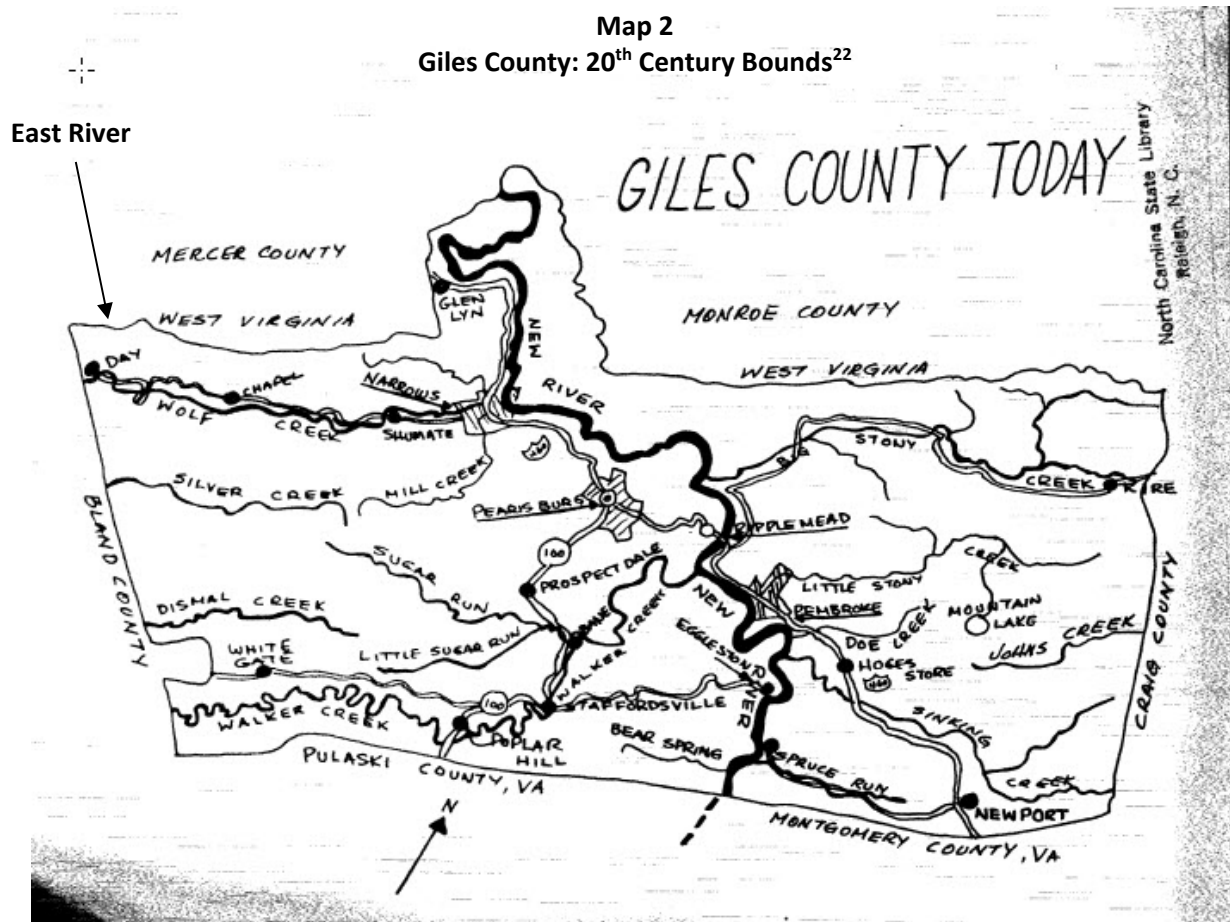
¹⁹ Franklin Co. documents of the early 1800s refer to Montgomery County as “Tennessee.” See Deed Book 4 particularly.

²⁰ Michael F. Doran, *Atlas of County Boundary Changes in Virginia, 1634–1895* (Athens, GA: Iberian Publishing Co., 1987).

Map 1
Giles County, VA, 1806²¹



²¹ Charley L. Davis, *Giles County, Virginia, Personal Property Tax List, 1806; and Giles County Land Tax List, 1806; Order Book Minutes and Selected Marriages* (Oakton, VA: Privately Printed, 1980), unnumbered page before H-6. Copley's Ferry is circled in red.



SOUTH OF PEARISBURG:

- **Bear Spring**, principal site of **John White Jr.** aka John H who married Nancy Copley. (Circa 1795–1806, he was on Salt Pond.)
- **Doe Creek**, site of (a) **John Abram Glymph** who took out a license to marry **Frankey Mills** in 1788, although the marriage did not occur; (b) site of **James White** and **Robert White**, proposed sons of John Sr. who married Frankey in 1792.
- **Little Sugar Run**, site of **John 'S' White**, Obediah Bias, Patrick Napier, Gordon Cloyd, Thomas Farley, John and Major Marcum, Thomas Shannon (who sold his 1789 survey to Bias and, in 1792, acquired land adj. John 'S' White & Joseph Cloyd).
- **Salt Pond Mountain**, SE of Pearisburg, was also site of **James White** (aka "James White H" and "James Sr.").
- **Sinking Creek**, site of Prestons, James & Moses Adkins, and Wm. Guthery (possibly a **Mills-Walton** associate from Amherst.)
- **Spruce Run**, site of Michael Drake whose widow m. Rev. Alexander Ross, the preacher who married Frankey & John White.
- **Stony Creek**, site of Brumfield, Hatfield, Nathan Marrs & Sartain. (Elijah Sartain, son of Joel, married Sarah Mills of Amherst.)
- **Walker's Creek** was site of the Baptist Church whose pastor wed **Sarah Mills** to Elijah Sartain (1791), **Frankey Mills** to John White Sr. (1792), John White Jr. to Nancy Copley (1793) and John 'S' White (to Susanah Marcum, 1796). Thomas Shannon, Thomas Farley & wife Judith also owned land on Walker Creek adjacent to John 'S' White.

NORTH OF PEARISBURG:

- **East River, along WV line above**, 1797–1818 site of John White Sr. at Big Spring and Brushy Creek; 1795–1820s site of John Toney, John McClagherty (m. **Sally Dingess**, apparent mother of **Sally Mills** by **Samuel Mills** prior to her marriage); 1816–17 site of **William Mills (Mills-Whitt?)**, associate of John Toney; 1819 site of **Samuel Mills**; **John White Senr.** and apparent sons **Thomas and Reuben**; and **Benjamin White** and apparent sons **William, James, and John Jr.**
- **Laurel Creek**, 1830s land **William White** (apparent son of Benjamin) bought from Gordon Cloyd.

NOTE: Cloyd lands stretched from Walker's Creek through Sugar Run and on to Wolf Creek, East River, and Bluestone River. Cloyd's Walker Creek land adjoined John 'S' White Sr.

²² Charley L. Davis, *Giles County, Virginia, Personal Property Tax List, 1806; and Giles County Land Tax List, 1806; Order Book Minutes and Selected Marriages* (Oakton, VA: Privately Printed, 1980), unnumbered page.

Research Notes

COMMENT:

To physically ground key settlers of Giles, I am starting with selected land records from the time they were residents of Montgomery.

BEF. 10 NOVEMBER 1790

MONTGOMERY COUNTY, VA [LATER GILES]

Land grant

On Treasury Warrant 12953 issued 17 July 1782, a grant is issued this day to **Gordon Cloyd** for 540 acres, surveyed 10 November 1790, in Montgomery County “on the **North side** of **Walkers Creek** on the head of **Little Sugar Run** and Joining the land of **Thomas Farler Senior.**” Described as

Beginning at a Chesnut and black oak Corner to **John White’s Survey**, then N 12° E 120 poles to two White oaks, S 81° E 12 poles to two white Oaks on the East side of **Hill**, N20° W 62 poles crossing a branch to a white oak on the S side of a Hills, S 50° W 52 poles to two white oaks, S 19° E 14 poles to a black oak on the NW side of a Hill, S 59° W 112 poles to two white oaks Corner to **Farler’s** Survey and with his line N 52° W 178 poles to a black oak and a White Oak on the top of a Hill, S 43° W 118 poles to a black oak, S 74° W 118 poles to two black oaks, S 74° W 96 poles to two black oaks on the top of a **ridge**, S 65° W 152 poles crossing **Sugar Run** to a spanish oak, and white Oak, S 74° W 146 poles to a Large poplar and Dogwood in a **Hollow**, N 21° W 26 poles to three white oaks, N 71° W 100 poles to two black Oaks on the S side of a **hill**, S 77° W 100p to a White oak and two red oaks, S 47° W 34 poles to a white oak, S 64° W 40 poles to a white oak at the foot of a **hill**, S 12° E 40 poles to two White oaks in a **hollow**, and S 88° E 948 poles to the Beginning.²³

COMMENT:

This John of Sugar Run, above and below, is John ‘S’ White who married, 1796, Susanna Marcum. See his three deeds of 1793 and his marriage bond of 1796, all signed with his mark S.²⁴

16 FEBRUARY 1793

MONTGOMERY COUNTY, VA

Land grant

“By virtue of part of a land office Treasury Warrant Number” 13276 issued 3 August 1782, there is granted to **John White**, assignee of **Patrick Napier** 130 acres surveyed 3 March 1784 lying in Montgomery Co. on the **West side** of **Walkers Creek** on **Sugar Run** ... bounded as follows:

Beginning at three black oaks in **Taylor’s** line and with the same S 40° W 260 poles crossing **Sugar run** to a large white oak, S 45° E 60 poles to three white oaks, N 45° E 280 poles crossing a **Spring branch** to three white oak saplings, N 32 poles crossing **Sugar run** at the **mouth of Big Sugar Run**

²³ Virginia, Land Office Grants No. 32, 1794–1795, pp. 328–29; imaged at *Library of Virginia* (http://image.lva.virginia.gov/cgi-bin/drawer?retrieve_image=LONN&dir=/LONN/LO4/098/098&image_number=0343&offset=%2B15&name=Grants+No.32+++1794-1795&dbl_pgs=no&round=: accessed 20 June 2019).

²⁴ Full text and/or images of these documents appear in the two previously cited reports: “Mills & Associates: Montgomery & Fincastle Counties, Virginia: Initial Survey,” and “Mills & Associates: Montgomery County, VA, Extended Research (Bias, Sartain, Toney, White, Whitt/Witt).

to a dogwood, ash, and double elm in **Taylor's** line and with same S 80° W 75 poles to the beginning.”²⁵

COMMENT:

George C. Taylor held multiple grants adjacent to White and Joseph Cloyd.

20 AUGUST 1794

MONTGOMERY (LATER GILES) COUNTY, VA

Land grant

“By virtue of a certificate in Right of Settlement given by the Commissioners for adjusting the titles of unpatented Lands in the district of Washington and Montgomery, there is granted ... unto **John Toney, Assignee of James Adair**, a certain Tract or parcel of Land” containing 100 acres by survey dated **2 March 1785**, lying in Montgomery County on **New River** at the **mouth of East River**:

Beginning at a bunch of Lynns on a bank of New River, thence up the River 75° E 68 poles to a poplar, thence S 52° W 100 poles to a Hickory, S 62° W 102 poles to a white oak on the Bank of East River, N 19° W 36 poles crossing East River to a poplar, N 12° W 126 poles crossing East River to a stake in a point of an Island at the mouth of East River, thence up New River and on the bank of the Island, and including the same 150 poles to the beginning.²⁶

COMMENT:

This is the site of Toney's ferry, store, mill, and tavern where one William Mills (proposed to be William Mills-Witt of Franklin County) made a cameo appearance in 1816/1817.

12 JULY 1796

MONTGOMERY COUNTY, VA

Land grant

“By virtue of two Land Office Treasury Warrants, nos. 19493 and 9012, there is Granted to “**Obediah Bions**” [**Obediah Bias**], assignee of **Thomas Shannon**, a tract of 150 acres surveyed 14 February 1789 in Montgomery County on a branch of **Walkers Creek** called **Sugar run**, and joining the lands of **Thomas Farler** on the W side and bounded as follows ...”²⁷

COMMENT:

Note that Bias's land adjoined Thomas Farler/Farley whose land adjoined that of Gordon Cloyd and John 'S' White. Obediah Bias—who came to Montgomery from Amherst County about 1785 without his wife Lucy, was sued by her in the Fall 1785 court term of Amherst. She had been charged there for living in adultery with Joseph Laine and then sought a divorce from Obediah.²⁸ Bias is a potential bridge linking Frankey and Sarah Mills of Montgomery to Amherst.²⁹ The

²⁵ Virginia, Land Office Grants No. 27, 1792–93, pp. 512–13; imaged at *Library of Virginia* (https://lva.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma990008404170205756&context=L&vid=01LVA_INST:01LVA&search_scope=MyInstitution&tab=LibraryCatalog&lang=en : accessed 17 January 2019).

²⁶ Virginia, Land Office Grants, vol. 30, 1793–1799, p. 284; imaged at *Library of Virginia* (http://image.lva.virginia.gov/cgi-bin/drawer?retrieve_image=LONN&dir=/LONN/LO4/096/096&image_number=0298&offset=%2B14&name=Grants+No.30+++1793-1799&dbl_pgs=no&round=: : accessed 20 June 2019).

²⁷ Virginia, Land Office Grants No. 35, 1795–96, pp. 481–82; imaged at *Library of Virginia* (https://lva.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma990007240310205756&context=L&vid=01LVA_INST:01LVA&search_scope=MyInstitution&tab=LibraryCatalog&lang=en : accessed 17 January 2019).

²⁸ Amherst Co., Court Order Book 1784–87, pp. 317, 435 (for Obediah), 572; Order Book 1790–94, pp. 222–23, 227,

²⁹ See the three following reports, all archived at *Historic Pathways* under the “Research” tab:

• E. S. Mills, “Mills & Associates: Amherst County, VA, Tax Rolls, 1782–1803,” report to file, 9 June 2019.

Patrick Napier family of Amherst and Montgomery's Walker Creek, is another possible conveyor for the two unmarried Mills females who appear to have been pregnant or had just borne children when they arrived in Montgomery. Moving from the county in which they were known, to one where they could be presented as "widows," was a mechanism by which unmarried females of the era avoided prosecution for bearing a child out of wedlock.

12 MARCH 1797

MONTGOMERY COUNTY, VA

Land survey

See 16 December 1801, below, for the patent issued to "**William Preston and John White**" for 95 acres by survey bearing date 12 March 1797, "lying ... on the waters of New River on the South side of the **Big Spring Mountain**."

20 NOVEMBER 1798

MONTGOMERY COUNTY, VA

Neighbor

Grant issued to **Obediah Byas** for 50 acres in Montgomery County under Treasury Warrants 19493 and 9012, **survey made 14 February 1789**, "lying ... between the lands of John Hammons and **John White** on the north side of **Walkers Creek** and bounded as followeth:

Beginning at two black oaks and a white oak on **Hammon's** line on the N side of a **hill**, then N 58° W 60 poles to two white oaks on a hill, N 30° E 90 poles to two white oak Saplings on the N side of a **Ridge**, N 40° E 74 poles to three black oaks on a hill, N 77° E 34 poles to a large poplar, S 28° E 10 poles to three poplars corner to said **Hammons** land and with it S 25° W 178 poles to the Beginning.³⁰

COMMENT:

- A search of Virginia Land Office grants via the new search engine at *Library of Virginia* did not turn up a grant for John Hammon(d)(s) or variant spellings. In 1808, Mary Napier, widow of Thomas Hughes Napier, said that her late husband had sold Hammons 100 acres of their land but she did not date the sale.³¹
- Again, this John White land on the north side of Walker's Creek refers to John 'S' White.

20 NOVEMBER 1798

MONTGOMERY COUNTY, VA

Land grant

By virtue of an Exchanged Land Office Treasury Warrant no. 297 and a Land Office Treasury Warrant no. 18750, there is granted to **Gordon Cloyd** 313 acres surveyed 14 November 1794 in Montgomery County "on the head of **Cox's hollow**, waters of **Sugar Run**, a branch of **Walkers Creek**, Waters of New River,

• E. S. Mills, "Jesse Mills Sr. (c1740–aft1811) of Albemarle & Amherst Counties, Virginia; Spouse: Lucy Tilman," a work-in-progress last updated 20 August 2019.

• E. S. Mills, "Mills & Associates: Amherst County, Virginia, Extended Survey (Including Bias/Byass/Byers, Napier, Tilman, Toney, Walton, Watts, and White)," report to file 28 October 2019.

³⁰ Virginia, Land Office Grants, vol. 40, 1797–1798, p. 590; imaged at *Library of Virginia* (http://image.lva.virginia.gov/cgi-in/drawer?retrieve_image=LONN&dir=/LONN/LO4/106/106&image_number=0604&offset=%2B14&name=Grants+No.40+++177-1798&dbl_pgs=no&round= : accessed 20 June 2019).

³¹ Giles Co., VA, Deed Book A: 103–5.

bounded as follows: “Beginning at a poplar & two white oaks, a corner of **Thomas Shannons** Survey and with the lines there S 64° 90 poles ...³²

1798

MONTGOMERY > GILES COUNTY, VA

Association

“**Benjamin White**” served as chain carrier for surveyor **Gordon Cloyd**, marking the metes and bounds of 105 acres of raw land “on the ridge dividing the waters of **East river** from those waters falling into **Brush Creek**.” In 1813 Cloyd attested that “**Benjamin White now deceased** ... wished to possess himself of the said Survey and it was then agreed if the said **Benjamin White** Complied with the verbal bargain then made the said Cloyd would convey such right as might be required under the Survey ... and whereas the said **Benjamin White** sold to **James Copley** who paid said Gordon the the [sic] Sum contracted by the said **Benjamin White** his claim and interest in & to the said Survey and the said James Copley informed the said Gordon that he had Sold his claim & Right therein to his brother **Joshua Copley**, who also informed the said Gordon that he had sold his right interest and claim in the survey aforesaid to **Joseph McKenney**.” Therefore, in 1813, Cloyd made out the title to Joseph McKenney, stating that the land had been patented the 16th of September 1802” and that it adjoined Joseph Cloyd’s inclusive survey of 680 acres [m & b not copied for want of time].³³

COMMENT:

- In short: this Benjamin White conveyed his claim to the land to James Copley, whose sister married John White Jr. (aka John H White). Thereafter, the claim went from James Copley to his brother Joshua, who passed it to their brother-in-law Joseph McKenney (husband of Elizabeth Copley).³⁴
- The alleged death of a Benjamin White before 1813 contradicts all other evidence I have found. Only one Benjamin White appears on the Montgomery and Giles tax rolls between 1792 and 1820—the Benjamin White who married Ann Goodwin, 10 July 1787, Amherst.³⁵ Given that General Cloyd’s social and economic status would not suggest a close familiarity with the White family, it is possible that he erred—either speaking from rumor or as a dismissal to avoid a need to track him down to clear the title.
- James Copley was “special bail” for “Benjamin H. White” in 1809 when he was sued by John Toney, shortly before Benjamin’s sale of his East River land to Toney. I did not find a quitclaim deed from Benjamin to James Copley, conveying his “right” to the Brush Creek land.
- Re Joseph McKinney (whose wife was John White Jr.’s sister-in-law): decades later, Joseph McKinney Jr. and his son Jesse would marry two granddaughters of Samuel Mills and Rachel Prince.³⁶

21 JANUARY 1800

MONTGOMERY COUNTY, VA

³² Virginia, Land Office Grants, vol. 40, 1797–1798, pp. 588–89; imaged at *Library of Virginia* (https://lva.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma990007375920205756&context=L&vid=01LVA_INST:01LVA&search_scope=MyInstitution&tab=LibraryCatalog&lang=en : accessed 20 June 2019).

³³ Giles Co., VA, Deed Book A: 330–31.

³⁴ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 158.

³⁵ William Montgomery Sweeny, *Marriage Bonds and other Marriage Records of Amherst County, Virginia, 1763–1800* (1937; reprint, Santa Maria, CA: Janaway Publishing, 2011), 81.

³⁶ See E. S. Mills, “Samuel Mills (c1787–7 April 1859) & Spouses 1. Rachel Prince & 2. Nancy Rinehart: Research Notes” (particularly p. 4), a work-in-progress last updated 8 June 2020; archived at *Historic Pathways* under the “Research” tab.

Neighbor

By virtue of Treasury Warrant Number 14107 issued 6 September 1782, there is granted to **Thomas Shannon**, assignee of **Henry Farley**, 60 acres surveyed on 20 September 1791 in Montgomery County on S side of **Little Sugar Run, waters of Walkers Creek, Waters of New River** joining the lands of **Joseph Cloyd and John White**, bounded as follows: Beginning at a white oak Corner to John Whites land, now the head of a spring, N 49° E 6 poles to a white oak and poplar ...³⁷

COMMENT:

Farley, according to several reasonably-well documented trees at Ancestry, was the husband of Sarah Chitwood and son of Thomas Farley and Elizabeth Clay of Henrico, Cumberland, and Bedford. I have not yet investigated these families.

16 DECEMBER 1801

MONTGOMERY COUNTY, VA

Land patent

“James Monroe, Esquire, Governor of the Commonwealth of Virginia To all To whom these presents shall come Greeting [:] Know ye that by Virtue of a land Office Treasury Warrant number” 15,112 issued 6 March 1783, “There is Granted by the said Commonwealth unto **William Preston and John White** a certain tract or parcel of land containing” **95 acres** “by survey bearing date” 12 March 1797, “lying and being in the County of Montgomery On the waters of New River on the **South side of the Big Spring Mountain** and bounded as followeth, to wit,”

Beginning at four chesnuts on the S side of a Spur, S 38° E94 poles to two Spanish Oaks and a poplar by a branch, Corner of **George Paris’s [Pearis’]** land and with a line of the same S 65° E 60 poles to two white oaks, thence leaving said line S 40° W 170 poles to two white oaks in a hollow, N 45° W 48 poles to three white oaks, thence N 10° E 200 poles, crossing some small branches to the beginning.

“with the Appurtenances to have and to hold the said tract or parcel of land with its Appurtenances to the said William Preston & **John White** and their heirs forever, in witness whereof the sd James Monroe Esquire Governor of the Commonwealth of Virginia hath hereunto set his hand and caused the lesser seal of the said Commonwealth to be affixed at Richmond on” 16 December 1801 “and of the Commonwealth the Twenty Sixth [year].”³⁸

8 DECEMBER 1803

MONTGOMERY COUNTY, VA

Petition to legislature

Request to create new county “from parts of Montgomery, Tazewell, & Monroe.”

{image 3, col. 1} **Tom Copley**, Edward Burges, Jr., Edward Burges Sr., John Burges, Henry Burges, William Burges, Garland Burges, Phillip Miller. David Toller, **Benjamin White, Ritchard Whitt, John White, William White, James Copley.**³⁹

³⁷ Virginia Land Office Grants, vol. 44, 1799–1800:278; imaged at *Library of Virginia* (https://lva.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma990008476650205756&context=L&vid=01LVA_INST:01LVA&search_scope=MyInstitution&tab=LibraryCatalog&lang=en : accessed 20 June 2019).

³⁸ Virginia, Land Office Grants, vol. 48, 1801–1802, p. 320; imaged at *Library of Virginia* (http://image.lva.virginia.gov/cgi-bin/drawer?retrieve_image=LONN&dir=/LONN/LO3/114/114&image_number=0341&offset=%2B21&name=Grants+No.48+++1801-1802&dbl_pgs=no&round= : accessed 5 October 2019).

³⁹ Legislative Petitions Digital Collection,” database with images, *Library of Virginia, Virginia Memory* (<http://www.virginiamemory.com/collections/petitions> : accessed 19 February 2019); citing Accession Number 36121, Box 171, Folder 58.

COMMENT:

- After Giles was cut away in 1806, Thomas Copley and all of the John Whites fell into Giles County. Richard Whitt remained on the Montgomery side of the line.
- Rev. Richard Whitt (of Meadow Creek of Little River of New River) is the putative uncle of Robert Whitt who married “Mary White, daughter of John” in 1792.⁴⁰
- William White of this petition and the one below has not been identified. *Possibly*, he is the the William White from across the river in Monroe who signed petitions in 1799, 1803–4. His presence in this cluster of names on 8 December 1803 (and again below on 7 December 1804) suggests a relationship to John White Sr. I have not yet worked Monroe Co.

28 FEBRUARY 1804

MONTGOMERY COUNTY, VA

Land purchase

Alexander **Stuart** of Monro[e] County, VA, to **Benjamin White** of Montgomery Co. Sale for 40£, [acreage not stated] surveyed 15 December 1785 in Montgomery Co. on **Wolf Creek**, a branch of **Bluestone**, bounded as follows:

Beginning [*sic*] on the S side of a hickory & white Oak, N 51 W 30 poles crossing the same to a white Oak & Dogwood, W 60 poles to a black Oak, thence S 77 W 34 poles to two white Oaks. Thence N 75 W 80 poles to a white oak, thence N 85 W 20 poles to two white oaks, S 57 W 56 poles to a white oak & dogwood, thence W 44 poles to a white oak & Dogwood, S 32 poles to a white oak, thence S 53o E 28 poles to two white oaks, thence N 75o E 242 poles to the beginning.

Witnesses: G. Pearis, Charles Clay, David Summers. Proved at March 1804 court, Montgomery Co., by oaths of the witnesses.⁴¹

COMMENT:

On the same day, with the same witnesses, Stuart sold for 120£ land patented 24 December 1785 “on Bluestone about one mile below the mouth of **rich land Creek** and Including Goldsburrys Bottom” to **William Brooks**. Again, acreage is unstated. (DB D: 96–97)

7 DECEMBER 1804

MONTGOMERY COUNTY, VA

Petition to legislature

Request to create new county from parts of Montgomery, Tazewell, & Monroe.

{Signature sheet 4, col. 1} Thomas **Sertain**, Isaac McKinnie?, Wm. Wilborn, William French, John **Certain**, **Elijah Certain**, James Hall, George Fry, John Lucas Jr., John _____, James McKinsey, David French, John Thomas, Joel **Sertain** [Stony Creek area]

{Signature sheet 4, col. 2} James Stafford Jr., Reuben Ford, Joshua **Copley** [brother of Thomas Jr., bondsman for John White Sr. and Frankey; brother of Nancy, who married John Jr., aka John “Hunter” White], Joseph M. McKinney [married to Joshua Copley’s sister], [*skip 14*] **James Whit[e]** [*skip 4 to end of column*] [Salt Pond area]

⁴⁰ David F. Whitt, *Ancestors and Descendants of William Whitt, 1775–1850* (Westminster, MD: Heritage Books, 2004), 57–59.

⁴¹ Montgomery Co., VA, Deed Book D, 1803–1810: 95–96.

{Signature sheet 4, col. 3} Randle **Adkins, Wm. White, John White** [the preceding three of Salt Pond area], Samuel Drake, **Robert Whit, Wm. White, Patrick Napier Senior**, John **Adkins**.⁴² [Walker Creek & Sugar Run area]

COMMENT:

- Note that there are two William White signatures on this “recopied” petition.
- All signers should be tithables, which mean they were at least sixteen.

1805–

MONTGOMERY > GILES COUNTY, VA

Historical context

Rummel’s history of the Dunker (German Baptist) settlement in present Union County, Indiana—formerly Wayne and Franklin Counties—traces its origin to settlers from Franklin and Montgomery > Giles Counties, VA.

Photo: “Old Trace” near Beckley WV. ... This would have been the Kanawha Trace. ... down Coal River and Mossy Creek. ... It would be on this trace that the Toneys lived. **In 1784, on this route, there was a massacre at the ginseng camp of the Toneys, while the men were away in the mountains digging ‘sang.’ We know that several of the wives were killed**, because the men remarried after this, and several of these families are missing children of this period.”⁴³

“Philip Lybrook Sr/Jr house

“In 1805, Philip Lybrook, with his sons, John and Jacob, came to the Four Mile, built a log cabin and planted a corn field. The boys tended the property over winter while Philip went back to Virginia. He returned the next year with his wife, Anna, daughter of Elder Jacob Miller, and the rest of his family. He brought his property in 2 wagons. Several of his daughters had married and their husbands’ families seem to have come with them. We do not know who may have come in this migration, but it was by land, and would have to have been on the Kanawha Trace.

“Philip’s house was on the banks of Four Mile Creek, one mile south of the Upper Four Mile Church, next north of Al Brown’s house there. He built an original road along Four Mile Creek, south to College Corner, where the Miller’s lived.

“The farm of his son, John Lybrook, was next north on the State Line. John’s wife was **Fanny Toney**, who he went back to Virginia to marry. John returned with Fanny, and her mother, **Susannah Toney**, the first of the Toney’s to come here.”⁴⁴

Carey Toney Sr Homestead

“Carey Toney Sr is named as a charter member of the Concord Church of Christ, founded about 1840. He **came to the Four Mile in 1818 from Blooming Rose on the Coal River** (in Virginia, now West Virginia). The log cabin which was the back section of the house (now rebuilt) seems to have been the original homestead. His youngest son, Harmon Toney, built the big house. This is where Carey Sr’s grandson, Elder Carey Toney, was born. This is where Barbara Lybrook Kingery died, and both Carey Toney and his wife, Betsy, were also living, and were cared for by a granddaughter, Chloe Niccum. (Chloe wrote a history note about the Toney family, which was found in the Jacob Kingery Bible.)⁴⁵

⁴² Legislative Petitions Digital Collection,” database with images, Library of Virginia, *Virginia Memory* (<http://www.virginiamemory.com/collections/petitions> : accessed 19 February 2019); citing Accession Number 36121, Box 171, Folder 61.

⁴³ Merle C. Rummel, “Four Mile Church—200th Anniversary: Presentation on the First 100 Years,” *Church of the Brethren: COB-NET* (<https://www.cob-net-org/docs/bl/four-mile-presentation.pdf> : accessed 21 October 2019), p. 5.

⁴⁴ *Ibid.*, pages 16–18.

⁴⁵ *Ibid.*, p. 19.

Abraham Rinehart, son, “married Elizabeth, daughter of James and Sarah Lybrook Toney (sister of Elder William Smith Toney) – 1847, Elder Upper Deer Creek Church, Cass Co IN.”⁴⁶

COMMENT:

Samuel Mills, son of Frankey and step-son of John White Sr., married as his second wife Nancy Rinehart. His son Robert’s first wife was Rebecca Rinehart.⁴⁷

Elder William Smith Toney

“One early Brethren leader in Indiana was Elder William Smith Toney. This Picture includes his wife, Mary Moss. William Smith Toney was the son of James Toney and Sarah Lybrook. Note that he was named for that associate of Elder Jacob Miller, Elder William R Smith, who came to the Four Mile, and went on to Raccoon Creek.”⁴⁸

James Toney house site

“This is the site, and possibly the house, of James Toney and Sarah Lybrook. This is where William Smith Toney was born and raised. This property is immediately west of the home of Philip and Anna Lybrook, Sarah’s parents. It is nearly across the road from the house of Edmund Moss and Heil Hamilton. It is less than one mile south of the Upper Four Mile Church building.”⁴⁹

Elder Carey Toney

“Another Brethren leader in Indiana, and Elder of the Four Mile Church, was Elder Carey Toney. This picture includes his wife, Sarah Moss (please note how much she looks like her older sister, Mary). They lived in Preble Co OH, on a farm east of Browers. Sarah died, and Carey remarried to Hannah Petro, widow from the Whitewater Church in Fayette Co where Carey also preached. He died in College Corner and is buried with other Toney’s at the Concord Church Cemetery. Hannah is buried with her first husband at Springerville IN.”⁵⁰

20 FEBRUARY 1806

GILES (MONTGOMERY) COUNTY, VA

Land entry

“No. 293. **Alexander Stewart** assignee of **Gordon Cloyd** by virtue of a land office treasury warrant No. 20813, enters **100 acres** of land on **East River** above the lands **Peter Dingess** lives on to begin at the lower end of **James Turners Survey** of one hundred acres and extending up the river on both sides for quantity.”⁵¹

COMMENT:

- In 1804, **Benjamin White** of Montgomery bought land on Little Wolf Creek from Alexander Stuart of Monroe County, across New River from Montgomery > Giles.⁵² Benjamin and wife Ann would subsequently sell the land to John Toney (see 13 September 1808, below) amid a suit by Toney against “Benjamin H. White.”

⁴⁶ Ibid., p. 49.

⁴⁷ See E. S. Mills, “Samuel Mills (c1787–7 April 1859) & Spouses 1. Rachel Prince & 2. Nancy Rinehart: Research Notes,” particularly pp. 7–8, 43–44, and 69, a work-in-progress last updated 8 June 2020; archived at *Historic Pathways* under the “Research” tab.

⁴⁸ Rummell, “Four Mile Church,” p. 78.

⁴⁹ Ibid., p. 79.

⁵⁰ Ibid., p. 83.

⁵¹ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 5; FHL digital microfilm 1928290 (item 1).

⁵² Montgomery Co., VA, Deed Book D, 1803–1810: 95–96..

- **John Ferguson** of Franklin County, uncle of **Samuel McCarrell**, owned land in 1817 that was part of Alexander Stuart's grant (DB A: 489). William Mills-Whitt, on his first appearance on Franklin rolls and for several years thereafter, was coupled with **Samuel McCarrell** as though he worked for McCarrell.

Also, 18 October 1832, **Standifer** Ferguson and other **heirs of John Ferguson** of Franklin sold Giles Co. land on **Brush Creek** between **Christian's Fork** and Davis Fork (Giles DB D:160–62). **Correlation point:** Standifers and Fergusons were neighbors in Franklin County where William Mills-Whitt married Drucilla Kemp in 1815, with Stephen **Standifer** as surety for his marriage bond. The land on which Drucilla was raised—and William and Drucilla later inherited (see Franklin Co. DB 14: 214)—was at Standifer's Creek and the Blackwater River, settled in the 1750s by James Standifer, whose son Luke created a stage stop several miles westward alongside Ferguson land.⁵³

- Deed Book B: 228 carries a deed from **John Toney** and Jonathan Toney to **Alexander Stuart**. In 1816–17 (see below), one **William Mills** (proposed to be William Mills-Witt of Franklin County) witnessed land leases by John Toney, who was a continual associate and neighbor of Benjamin (H) White from 1808–19, and Benjamin's offspring thereafter.

NOTE:

This land entry book is "indexed" but the index covers only the individual who registered the entry. Most entries discuss three or four (even eight or ten) other individuals who were neighbors of the land or previous holders of the unfinished land title.

1806

GILES COUNTY, VA

Historical context

"Be it enacted by the general assembly, That all the part of the counties of **Montgomery, Monroe and Tazewell**, contained within the following boundaries, to wit:

Beginning at the end of **Gauly mountain** on **New river** where the counties of **Greenbriar** and **Kanawha** intersect; thence up the river with the **Greenbriar** and **Montgomery** line to the intersection of **Monroe** line; thence with the Monroe and Montgomery line to the upper end of **Pine's plantation**; thence a straight line to the mouth of **Rich creek**, leaving the plantation of **Hugh Caperton** on the right; thence with the Montgomery and Monroe line to the intersection of **Botetourt** county line, and with the Botetourt and Montgomery line to the top of **Gap mountain**; thence along the top of said mountain to **New river**, crossing the same to the end of **Walker's creek mountain**; thence along the top of said mountain to the intersection of **Wythe county** line; thence north-westwardly with said line to the intersection of **Tazewell** line, and with the Tazewell and Montgomery line to the top of **Wolf creek mountain**; thence along Wolf creek mountain to a path leading from the **Round Bottom** to **Harman's mill**, about three miles below the mouth of **Clear Fork of Wolf creek** [current **Bland Co.** area]; thence a straight line to the **Big Spring** on **East river**; thence a straight line to the mouth of **Militin's fork**; thence a direct line to the head of **Crane creek** on the top of the **Flat-top mountain**; thence down said river until it intersects with **Kanawha county** line; thence with the said line to the beginning shall, from and after the first day of May next, form one distinct county, and be called and known by the name of **Giles county**. ..."

⁵³ For mapped land locations, see Gertrude C. Mann, J. R. Hildebrand, and George A. Kegley, *A Settlement Map of Franklin County, Virginia ... 1786 to 1886* (Rocky Mount: Franklin County Historical Society, 1976).

COMMENT

See 1806 below for Hugh Caperton's ownership of land at the falls of Wolf Creek where it fed into New River. Caperton sold this land to John Toney who created a mill there—the apparent site of William Mills in 1816 and 1817.

The Big Spring on East River was the site of the 95 acres on which John White Sr. and wife Frankey Mills raised their children.

"A court for the said county of Giles shall be held by the justices thereof on the second Tuesday in every month ... and a quarterly session of the said court shall be held in each of the months of April, June, September and November of every year. ..."

"The said county of Giles shall remain in the same district with the county of **Monroe**, for which district courts are holden at the Sweet springs, and be of the same brigade district."⁵⁴

"When formed, Giles County was almost 100 miles long and over 30 miles wide. It had in its territory, all or parts of Logan, Boone, Summers, Wyoming, Raleigh, Fayette, Mercer, Craig, Bland and Kanawha. Today it has slightly over 350 square miles."

"**John Toney**, came in 1780, settled at the mouth of the East River and found the graves and the remains of a decayed log cabin. In that same year, **Benjamin White and John White** came from **Amherst County** and settled on **Sugar Run**, the waters of **Walker's Creek**. John remained in that area his long life, and died in 1847 at 83 years of age. Benjamin moved to the area that became Logan County and died in 1848/9."⁵⁵

COMMENT:

The author does not cite his source(s) for the statements that Toney and the Whites came in 1780 and that the Whites came from Amherst. As detailed below, this brief blurb has serious problems.

- The author conflates three different John Whites, as well as the Benjamins associated with each of them. The John who died in 1847 was not the original John White who allegedly came in 1780 and he was not the John White whose land lay on Sugar Creek. We now have enough data to disambiguate the three Johns as follows:
 1. **John Sr., the central focus of this paper**, was the family head who first appeared on the petition of 1787 as "John White Sr.," signing with "John White Jr.," "Beniman [Benjamin] White" and the Copleys who would become inlaws and associates. Tax rolls do not include this trio until 1792. John Sr. married **Frankey Mills** there in August, John Jr. married Nancy Copley in January 1793, and all were taxed on the 1793 roll. They would be taxed intermittently, in various combinations until 1797; and all were taxed most years thereafter. John Sr. and Benjamin would establish their families along **Little Wolf Creek** and **East River**.
 2. **John Jr.** (aka "John Jr.," "John White H.," "John White, hunter," "John Hunter White," "John H White," and "Jack White") was the John who died in 1847, as subsequently seen under 1847 below. His will named his wife Nancy—i.e., **Nancy Copley**, whom John married in January 1793, five months after John White "Sr." married Frankey Mills with Thomas Copley Jr. as bondsman. As an adult, John first staked out land on **Doe Creek** (with Robert White

⁵⁴ Charley L. Davis, *Giles County, Virginia, Personal Property Tax List 1806 and Giles County Land TAX List 1805; Order Book Minutes and Selected Marriages* (Oakton, VA: P.p., 1980), preface, pp. A-1 and A-2.

⁵⁵ *Ibid.*, "History," pp. H-2, H-3.

and James White, his apparent brothers), then **Camping Hollow** (with the Copleys), before settling his family at **Bear Spring**.

3. **John ‘S’ White** was an early landowner along **Little Sugar Run of Walker’s Creek**. He and a second Benjamin (but not a John Jr.) signed the same 1787 petition signed by John Sr., John Jr., and “Beniman.” However, the Sugar Run man signed amid his Sugar Run/Walker’s Creek neighbors. He was taxed on the personal-property roll from 1787 through 1794, then once more in 1796. He dropped off the roll after his 1796 marriage to **Susannah Marcum**. He appears to be the same John White who surfaced on the first tax roll of Cabell County in 1809 with a Benjamin White who was not the Benjamin of Wolf Creek–East River. Modern Whites who claim descent from John White and Susannah Marcum place them in Cabell County—a county I have not yet studied in depth.
- John Toney, who *was* an associate of Benjamin White, first appears in Montgomery County records as a jurymen in April 1790.⁵⁶ Over the next quarter century he developed an extensive enterprise in present Giles County—a plantation, mill, ferry, inn, and store—along New River between East River on the north and Wolf Creek on the South. Between 1804 and 1819 he bought land from, sued, owned land adjacent to, and co-witnessed documents with Benjamin White of Wolf Creek, East River, and Brush Creek—a man who, in 1807, adopted the middle initial “H.” Aside from Toney’s association with the Whites, he is of interest to this study because, on 15 April 1816 and again on 15 April 1817, he executed leases for two tracts of his land, with the witness to both documents being **William Mills of Franklin County** (b. c1783), a potential son of Frankey (Mills) White.
 - **Benjamin White**, who is said to have moved to Kanawha, does not appear on the 1792–1811 tax rolls of Kanawha County.
 - One **Samuel White** was taxed in Kanawha from 1793–1811 (possibly the Samuel found on earlier tax rolls of Fluvanna County). A **Joseph White** was also in Kanawha on the 1802 tax roll.
 - One **John White**, on 22 July 1788 received a patent to 500 acres on Cole River in Montgomery County, soon to be Kanawha, land obtained from one John Smith and previously surveyed on 1 August 1787.⁵⁷ This John White has not been identified, although the fact that John Toney’s ginseng camp was also on Cole River, and that John Toney also obtained his land there from John Smith,⁵⁸ suggests that the John White of Cole River *might* be the same John whose family were Toney associates in Giles.

1806

GILES COUNTY, VA

Land tax roll

*Consecutive entries:*⁵⁹

⁵⁶ Montgomery Co., VA, Order Book 4, 1788–1790: 110–12.

⁵⁷ Virginia, Land Office Grants, vol. 17, 1788, p. 421; imaged at *Library of Virginia* (http://image.lva.virginia.gov/cgi-bin/drawer?retrieve_image=LONN&dir=/LONN/LO2/083/083&image_number=0439&offset=%2B18&name=Grants+No.17+++1788&dbl_pgs=no&round=: accessed 5 October 2019).

⁵⁸ Virginia, Land Office Grants, vol. 30, 1793–1799, p. 272–73; imaged at *Library of Virginia* (http://image.lva.virginia.gov/cgi-bin/drawer?retrieve_image=LONN&dir=/LONN/LO4/096/096&image_number=0298&offset=%2B14&name=Grants+No.30+++17931799&dbl_pgs=no&round=: accessed 20 June 2019).

⁵⁹ Giles Co., VA, 1806 Land Book, unnumbered pages, semi-alphabetical entries; imaged on *Library of Virginia Land Tax Books*, roll 115.

“M” section

James McClaugherty	120a, \$78, .37 tax	[father of John who was employed by John Toney]
Major Marcum [skip 6]	120a, \$40, .19 tax	[app. brother of Susanna who m. John ‘S’ White]
Archabald Marcum	122a, \$69, \$.29 tax	

“W” section

John White	35a, \$34, \$.16 tax	[remaining acreage of John ‘S’ White of Sugar Run]
Wm Preston & John White:	95a, \$34, \$.16 tax	[patent of John White Sr. who m. Frankey Mills]

PRESTON:	No
TAWNEY/TONEY	Daniel (300 + 193a) John (30, 344, 33, 77, 100, 50, 103, 194a)

COMMENT:

I will not continue to extract Giles Co. tax data into this report. I am doing so here for 1806 to provide geographic and economic context for John White Sr. and to disambiguate him from John ‘S’ of Sugar Run of Walker’s Creek.

For tax data, see my previously cited report, “Mills, Whites & Associates: Giles County, Virginia, Tax Roll Data, 1806–23 & (Partially) 1824–4; Including Selective Entries for Marcum, Preston & Toney,” report to file, 28 February 2020.

24 APRIL 1806

MONTGOMERY COUNTY, VA

Neighbor

By virtue of two warrants (one for 65 acres by military warrant no. 330 issued 7 February 1780 under the royal proclamation of 1763; the other for 64 acres by Treasury Warrant no. 1022 issued 25 December 1794), there is granted to **Randall Lucas** a tract of 125 acres surveyed 22 December 1796 in the county of Montgomery “on the **head of Doe Creek**, a branch of New River” bounded as follows:

Beginning at two large chestnuts corner of **John White’s** land [John White Jr.], then with a **line thereof N 74° E 140 poles** to a large chesnut, N 80 poles crossing a small branch to a black oak, N 78° W 178 poles to a buckeye in a branch, S 38° W 57 poles to a sugar tree on a sharp spur, S 20° E 44 poles to three sugar trees on a line of **Thomas Cassidays** land, then with lines thereon N 55° E 42 poles to two sugar trees by a branch, a corner thereof, and then S 16° 98 poles down said branch and crossing the same to the beginning.⁶⁰

COMMENT:

This Randall Lucas land lay adjacent to land claimed by the John White who married Nancy Copley in 1793. This John [John Jr., aka John H and Jack] had two tracts of land at the time that Giles County was cut from Montgomery:

- The tract referenced above, which he may have sold to David Summers in early 1806.⁶¹

⁶⁰ Virginia, Land Office Grants, vol. 40, 1797–1798, pp. 588–89; imaged at *Library of Virginia* (https://lva.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma990007375920205756&context=L&vid=01LVA_INST:01LVA&search_scope=MyInstitution&tab=LibraryCatalog&lang=en : accessed 20 June 2019).

⁶¹ Montgomery Co., VA, Order Book 15, 1805–1807: 100. The actual deed was not recorded due to the fact that all witnesses did not appear to attest its legitimacy; hence it is not possible to determine which John White created the deed or where the land was located.

- A second tract, surveyed in 1804, 100 acres of new land in Camping Hollow, near his Copley in-laws. The patent was issued in 1808 to “John H White” [sic]⁶² and taxation began in 1810, the year he and wife Nancy sold this land to James Straley.⁶³

The Lucas land also adjoined **Robert White** in 1797, according to a suit subsequently filed against Robert:

“To the Worshippful Court of Montgomery County in Chancery sitting humbly complaining hewethe [herewith] unto your Worships your Orator Wm. McClenanachan [sic], That on or about the fifteenth day of August in the year of our Lord 1797 a certain **Robert White** entered into an obligation (which your Orator prays may be referred to & taken as part of this bill) under the penalty of one hundred and fifty pounds to a certain **Randal Lucas** conditioned that the said White should make a good & Lawful right to a certain tract of Land containing one hundred & fifty Acres of Land lying & being on the **north side of the Salt Pond Mountain**, adjoining the lands of **Thomas Cassidy** & the land of **Randal Lucas** & is now also the plantation on which he now lives, to the said Randal Lucas Afterwards on the 15th day of August 1797, the said Randal Lucas assigned the said obligation with all its force to Benjamin Thomas ...”⁶⁴

3 MAY 1806

GILES (MONTGOMERY) COUNTY, VA

Land entry

“No. 287. **John Toney** and **John McLaugherty**, assignees of Gordon Cloyd, by virtue of a land office treasury warrant NO. 20813 enter **100 acres** of land on the north side of **Bluestone** to begin $\frac{3}{4}$ of a mile above the mouth of **Little Bluestone** extending up to include the place whereon **Jesse Meador** now lives and a place whereon **Robert Lilly junior** formerly lived.”⁶⁵

13 JULY 1806

GILES COUNTY, VA

County appointments

At its first session, held at the house of George Pearis Gent., George Pearis, Thomas Shannon, Christian Snidow, David French, David Johnston, Edward McDonald, **Isaac Chapman**, John Kirk, John Peck, Christopher Champ, John Burk, and James Bane Junr, were recognized as justices of the peace for the county. **Henley Chapman** Gent. produced his license to practice law in the superior and inferior courts and was appointed attorney for the commonwealth.⁶⁶

The first jury was comprised of Matthew French, John Peters Jr., Charles Walker, Jr., Joseph Hair, Thomas Clibaun [Clyburn], Adam Johnston, William Wilbern, William Brown, John Chapman, William Tracy, David Summers, William Law, Charles Walker Sr, **John Sartain**, Edward Hale, and Robert Clendenen.”⁶⁷

John Toney, ferry keeper, was granted license to keep an ordinary. ...

⁶² Virginia, Land Office Grants, vol. 56, 1797–1798, pp. 588–89; imaged at *Library of Virginia* (https://lva.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma990007375920205756&context=L&vid=01LVA_INST:01LVA&search_scope=MyInstitution&tab=LibraryCatalog&lang=en : accessed 20 June 2019).

⁶³ Giles Co., VA, Deed Book A: 181–82.

⁶⁴ William McClennahan vs. Robert White, Montgomery Chancery Causes no. 1772-005; imaged *Library of Virginia*, “Chancery Records Index,” *VirginiaMemory* (<http://www.lva.virginia.gov> : downloaded 27 May 2019).

⁶⁵ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 4; *FamilySearch* digital microfilm 1928290 (item 1) > image 33.

⁶⁶ Giles Co., VA, Order Book 1: unnumbered pp. 1–3; imaged as *FamilySearch* digital film 008151678.

⁶⁷ Giles Co., VA, Order Book 1: unnumbered p. 6; imaged as *FamilySearch* digital film 008151678.

“On the application of **John Toney** to have a new road Opened from the seat of Justice of this county county [*sic*] to the mouth of **East River** it is Ordered that **James McClagherty**, Gabriel Moppings [Maupin], and John Peters Jnr. [after] being sworn before a Justice of the Peace, do view the Ground along which such road is proposed to be conducted and report to this court Truly and impartially the course... which will result as well to individuals as to the public ...

“On the application of **John Toney** to have a new road Opened from **Toney’s Ferry** to the **Monroe** line, It is ordered that Joseph Canterbury, William Smith, **John McClagherty** and **Jesse Bowling** or any three of them [etc.] ...

“On the application of **George Pearis** to have a new road opened from **John Toney’s** to Pearis’ Mill on the **Black Lick Creek**, It is ordered that Robert Clendenen, Charles Walker Jr., **James White** and **John White Jnr.** Or any three of them [etc.] ...

“Ordered that an Election for three Overseers of the Poor be held on the Eight day of July next at the house of George Pearis Gent.⁶⁸

COMMENT:

Black Lick Creek does not appear on either Map 1 or Map 2. It should be in the vicinity of Pearisburg.

Toney’s lands (with a store, mill, ferry, and inn) were located along New River between the mouth of East River and the mouth of Wolf Creek (aka “The Narrows”). Monroe County lay directly opposite, across New River.

Gabriel Maupin also appears in my previously cited Amherst County reports.

8 JULY 1806

GILES COUNTY, VA

Court orders

“On the application of John Peck to have a new road Opened from Shomates Ford unto the road Leading from the mouth of Wolf Creek to **John Toney’s** it is ordered that **James McClagherty**, Gabriel Moppings [Maupin] and John Peters [etc.] ...

On the application of **Thomas Copley** to have a new road opened from his **canoe landing** to the seat of Justice [Pearisburg], it is ordered that John Kirk, David Johnston, James Stofers, and Thomas Kirk or any three of them [etc.] ...⁶⁹

8 JULY 1806

GILES COUNTY, VA

Court orders

“On the application of John Peters to have the road altered from Pearis’s ferry on the North side of New River to the **Monroe** line, it is ordered that John Peters, Charles Walker, **John Mullins Sr.** and **Mitchel Clay** or any three of them [etc.] ...”⁷⁰

13 AUGUST 1806

GILES COUNTY, VA

Court orders

⁶⁸ Giles Co., VA, Order Book 1: unnumbered page; imaged as *FamilySearch* digital film 008151678.

⁶⁹ Giles Co., VA, Order Book 1: 17; imaged as *FamilySearch* digital film 008151678.

⁷⁰ Giles Co., VA, Order Book 1: 22–23; imaged as *FamilySearch* digital film 008151678.

“Ordered William Clay be appointed overseer of the road from the **Tazewell line** to the **ford of East River** near the **Hurrican Bottom** and that he with the hands to be allotted him by **John Toney**, John Peters, and **Edward Hale** open and keep the same in repair.

“**Peter Dingess** same from the **ford of East River** near the **Hurricane Bottom** to the mouth of East River. ... Thomas Shannon the same from **Sugar run** to the **County line** on **Walkers mountain**. ... **Jesse Farley** be appointed overseer of the road from the **Meadow Branch** to where it will intersect the **Sugar Run** road ... with hands to be allotted him by John Chapman, David French and John Peck. ... **John Toney**, **Edward Hale**, John Peters Sr. and John Peters Jr. or any three of them to select the path of a road from **John Toney’s** to Erias **Purdue** Ordered that **George Pearis Gent** be appointed Overseer of of [sic] the road from his ferry landing to the town of Pearisburg ... with hands to be allotted him by John Chapman, David French, and John Peck. ”⁷¹

COMMENT:

Hale: In the 1820s, William Mills-Witt of Franklin named a son Sparrel after Sparrel Hale, son of Franklin County’s **John Hale** and wife Theodosia Saunders. I have not determined whether the Franklin and Giles Hales belong to the same family but am merely noting here the presence of Hales in Giles.

Purdue: As subsequently seen, Samuel Mills’s son William (grandson of Frankey) in the 1830s would marry into the Purdue family.

The “hands”: Virginia law, in this period and for some decades thereafter, decreed that “every male laboring person of the age of 16 years or more, except such as are masters of two or more laboring slaves of the age of 16, shall be appointed by the court to work on some public road.”⁷² The road they were assigned to work was typically the road that passed by their residence.

Peter Dingess: Peter’s daughter Sally appears to have borne a child c1803–10 by Frankey’s son Samuel Mills. In 1811, Sally married John McLaugherty, who frequently appears in these notes. McLaugherty was an employee and a neighbor of John Toney as well as co-owner of the Benjamin White land on Little Wolf Creek.⁷³ Also, Dingess’s son Charles A. died as a bachelor, leaving a will that implied he was the father of Evalina White, daughter of Elizabeth White (and granddaughter of Benjamin). See discussion below under 26 February 1828.

**SEPTEMBER 1806
GILES COUNTY, VA**

Court orders

John Marcum, John Sartain, Thomas Farley and others appointed to Grand Jury.⁷⁴

**14 OCTOBER 1806
GILES COUNTY, VA**

Court orders

“On the application of Henry Lybrook to have the road altered from **Low Brown** to Lybrooks Ferry and

⁷¹ Giles Co., VA, Order Book 1: 27–30; imaged as *FamilySearch* digital film 008151678.

⁷² Legislative Petitions Digital Collection,” database with images, Library of Virginia, *Virginia Memory* (<http://www.virginiamemory.com/collections/petitions> : accessed 19 February 2019), petition of S. M. Stillwell, 10 January 1827, Record No. 000600287; citing Accession Number 36121, Box 243, Folder 16.

⁷³ See E. S. Mills, “Samuel Mills (c1787–7 April 1859) & Spouses 1. Rachel Prince & 2. Nancy Rinehart: Research Notes,” particularly pp. 7–8, 43–44, and 69, a work-in-progress last updated 8 June 2020; archived at *Historic Pathways* under the “Research” tab.

⁷⁴ Giles Co., VA, Order Book 1: 31; imaged as *FamilySearch* digital film 008151678.

from thence into the wagon road leading from Snidows Ferry to Montgomery Court house, it is ordered that **Low Brown**, Adam Johnston, George Stafford and **Jesse Farley** or any three of them [etc.] ...

Ordered that the report of **Low Brown**, John Wray and Samuel Scott ... on the road from the **Gap of Walkers Mountain to Tazewell** be established and it is further Ordered that William Brown be appointed Overseer of said road from the mouth of **Thomas Shannon's** lane to the head of the hollow above his own house, James Bean Jr., the same from the head of said hollow to the county line."⁷⁵

Ordered that **Thomas Prunty** be exempted from the payment of money Levies, and poor rates in future on account of his age and infirmities."⁷⁶

COMMENT:

Low Brown, in 1833, would be a witness for the RW pension application filed in the name of Robert Whitt who married "Mary White, daughter of John" in Montgomery Co., 1792. Brown at that time was living in Tazewell, Whitt in Logan County.⁷⁷

NOVEMBER 1806

GILES (MONTGOMERY) COUNTY, VA

Land entry

"(No number). Christian Snidow, as assignee of **William Preston** registers two tracts of land. First, by treasury warrant No. 1320 dated 19 August 1802, 100 acres on East side of **Big Stoney Creek** beginning at the big spring and running down the Creek with his own land, Reuben Johnston, and Jacob Snidow, so as to include the Sugar cove for quantity." Second, same warrant, 200 acres "beginning where his own land and **John Sertain** join on the north side of **Big Stoney Creek** and running up said Creek so as to include **Joel's Cabbin** [apparently a reference to either Joel Sertain/Sartain or Joel Adkins]."⁷⁸

COMMENT:

This places William Preston, as a landowner but not necessarily a resident, in the community in which Sarah Mills married Elijah Sartain (son of Joel) and Frankey Mills married John White Sr.

This presence is particularly relevant to Frankey, who bore a daughter prior to marriage, for whom William Preston later exercised a fatherly responsibility.

Page 10 of this land entry book also shows Preston assigning other acres to Christian Snidow who signed them over to Abraham Snidow, land that included "Joel Adkins's mountain field."

Page 12 shows Preston assigning another tract to Christian Snidow, 100 acres on Big Stoney "beginning at the lower end of the Little Meadows running up to include the Meadows and the end of **Sartains ridge**."

18 NOVEMBER 1806

GILES (MONTGOMERY) COUNTY, VA

Land entry

"**John Toney** assignee of **Hugh Caperton** and **John Harris** by virtue of a land office exchange treasury warrant for 941 acres No. 1769 issued the 7th day of November 1805 enters **41** acres of land on **New River** about 50 poles below the **falls** known by the name of the **Wolf Creek Falls** and extending down

⁷⁵ Giles Co., VA, Order Book 1: 39–41; imaged as *FamilySearch* digital film 00815167.

⁷⁶ Giles Co., VA, Order Book 1: 43; imaged as *FamilySearch* digital film 008151678.

⁷⁷ Robert Whitt (Pvt., Capt. James Shelby's Co., Montgomery's Regt., Virginia Militia), application S7880; imaged in "Revolutionary War Pensions," *Fold3* (<https://www.fold3.com/image/246/28075821> : accessed 1 August 2018).

⁷⁸ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 9; *FamilySearch* digital film 1928290 (item 1).

the river binding thereon so as to include the land between there and **Moppins** [Maupin's] plantation for quantity."⁷⁹

NOVEMBER 1806
GILES COUNTY, VA

Court orders

James White serves on jury in case of Justice vs. Helvey.⁸⁰

COMMENT:

This James White of Salt Pond would be called "James White H" on the 1817 tax roll, to disambiguate him from a new James White who went on the roll that year in the East Mountain community. James of Salt Pond is frequently coupled with John White Sr., John White Jr. (aka John White H), and Benjamin White on both tax rolls and petitions.

DECEMBER 1806
GILES COUNTY, VA

Court orders

Zachariah Crawford was witness in the case of Commonwealth vs. Matthew Mullins, for killing a cow belonging to Frances Roberts. Other witnesses: Thomas Dunn, William Dunn, Reuben Ford, Christian Peters, James **Blankenship**, James Brandon, Gabriel Mappings [**Maupin**]. Zachariah was paid for one day, 16 miles round trip, and two ferry crossings.⁸¹

COMMENT:

As subsequently seen, on 15 May 1816 and 15 May 1817 respectively (if dated correctly), one John Conners and Zachariah Crawford signed individual leases to farm the land of John Toney. The witness to both documents was **William Mills**, a man who is not otherwise found in tax rolls, court minutes, or other records of Giles. After discovering this association by reading all deeds for unindexed names, I have included Conner and Crawford in all records subsequently read for Giles; but I have not yet gone back through previously used material to capture earlier references to them.

Zachariah Crawford's birth family and origin have not been proved. Whether he is connected to the Crawfords of Crawford Iron Works of early Montgomery is unknown. The "16 miles round trip" places his residence within an 8-mile radius of Pearisburg.

DECEMBER 1806
GILES COUNTY, VA

Court orders

William Clay is found guilty of being the father of two bastard Children born by **Melinda Diamond**, single woman. He is to pay 40£ to the overseers of the poor "for the maintenance of those children, within two months of this time, five pounds within any one year, and the balance in five annual payments of six pounds each." ...

Christian Snidow is appointed overseer of the road from Snidows Ferry to the first crossing of **Doe Creek** ... John Lybrook from the first Crossing of Doe Creek to the **Rich Valley**.⁸²

⁷⁹ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 13–14; *FamilySearch digital film* 1928290 (item 1).

⁸⁰ Giles Co., VA, Order Book 1: 48; imaged as *FamilySearch digital film* 008151678.

⁸¹ Giles Co., VA, Order Book 1: 51–52; imaged as *FamilySearch digital film* 008151678.

⁸² Giles Co., VA, Order Book 1: 54–56; imaged as *FamilySearch digital film* 008151678.

COMMENT:

No connection is known to the Clay or Diamond families. I have captured this court order because it sheds light on how illegitimacies were handled in Giles County. Subsequent court orders show that Clay did not accept the responsibility; he and his bondsmen would be indicted more than once for non-payment. Ultimately, charges were dismissed.

There were two different Rich Valleys mentioned in these Giles Co. deeds. One now lies in Smyth County. The second was at "Six-Mile and Twelve-Mile Creek" of East River, where Benjamin H. White bought land in 1817. It appears again in a deed of the 1820s by Cornelius White (the apparent son of Benjamin).⁸³

9 JULY 1806

GILES COUNTY

Land sale

William Chapman (x) and **Elizabeth** his wife (x) for \$1000 to them in hand paid by **David French**, sale of 175 acres in Giles Co., on **Bluestone** and **Rich creek**, originally granted to **Francis Farley**, beginning on two white oaks on the dividing line betwixt **John Walker** and the said **Chapman ...** to dividing branch between **Jeremiah Shrewsbury** and said **Chapman ...** 40 poles below mouth of **Richland Creek** and up same to line of **John Walker**. No witnesses. Proved in July Court 1806 after privately questioning Elizabeth.⁸⁴

COMMENT:

- Francis Farley was son of Thomas Farley, whose Walker Creek land adjoined John 'S' White.
- Sarah (Mills) Sartain's apparent daughter, Elizabeth "Betsy" Mills, married in 1811 to Archibald Chapman, son of George Chapman. Archibald was the nephew of William (above) and of the Isaac Chapman, Esq., who appears throughout these notes. I am not gathering all Chapman records, only those that help me place family members geographically, economically, and socially.

11 AUGUST 1806

GILES COUNTY

Land sale

William Chapman (x) and **Elizabeth** his wife (x) for \$50 to them in hand paid by **John Walker**, sale of 25 acres in Giles Co., on **Rich creek, a branch of Bluestone**. [Metes & bounds not copied, did not name neighbors.] Witnesses: **John Hale**, Edward Hale, Francis **Stowers** (x) William **Garretson** (x) Isaiah Hale. Proved in October Court 1806 by oaths of Edward Hale, Francis Stowers, and William Garrison [*sic*].⁸⁵

COMMENT:

William Mills-Witt and wife Drucilla, ca 1826–27, named a son *Sparrel* whose namesake appears to be Sparrel Hale, son of **John Hale** (var. Haile) and wife Theodosia Saunders of Franklin County. Also, Drucilla's sister married James Dudley, son of Gwyn Dudley and Mary E. Hale.⁸⁶

William Garrison's daughter, on 25 May 1816 below, married Cornelius White.

⁸³ Giles Co., VA, Deed Book C: 624–25.

⁸⁴ Giles Co., VA, Deed Book A: 8–9.

⁸⁵ Giles Co., VA, Deed Book A: 14–15.

⁸⁶ See E. S. Mills, "William Mills (b. c1783–88; d. c1863); Spouse Drucilla Kemp: Research Notes," p. 20, n. 67, a working file last updated 28 August 2018; archived at E. S. Mills, *Historic Pathways* (<https://www.historicpathways.com>), under the "Research" tab.

Caleby, Larkin, and William Stowers, on 15 April 1806 below, were charged for brawling with James White and John White [Jr.].

12 AUGUST 1806
GILES COUNTY, VA

Land sale

William Carder (x) to **Thomas Sartin**, both of Giles. Sale of \$100 cash in hand, 45 acres granted to **Jas. Bromfield, decd. on 20 July 1800**, sold by “Legetees of the said **Wm. Brumfield** deceased [*sic*] lying in Giles on **Big Stoney Creek**, Beginning at a large black Oak, corner to land of **Andrew Hatfield**. Signed William Carder (x), Rosanna Carder (x). No witnesses. Proved in August Court 1806 after examination of Rosanna.⁸⁷

COMMENT:

At pp. 496–99 of this same volume, William Carder witnessed several deeds of gifts from Robert Lilly Sr. and wife Faney to sons; a fellow witness was **Joseph Standley**, suggesting that Carder and Standley were in the same neighborhood and—by extension—that Standley and the Sartin were in the same neighborhood.

14 OCTOBER 1806
GILES COUNTY, VA

Land sale

Joel Adkins (x) and wife **Sarah** (x) to **Abraham Boils**, all of Giles. Sale for 40£ paid, 100 acres in Giles County on **Greenbrier Run**, beginning at a black oak on a line of **Michael Drake** ... hillside ... McCraw’s line ... to beginning. No witnesses. Proved in August Court 1806 by acknowledgement of Adkins, after examination of Agness [*sic*].⁸⁸

COMMENT:

Rev. Alexander Ross, the pastor of Walker’s Creek Baptist Church from at least 1789 to 1803 who officiated at the marriages of Sarah Mills to Elijah Sartain and “widow” Frankey Mills to John White Sr., wed the widow of Michael Drake Sr. by bond dated 7 September 1803.⁸⁹

Greenbrier Run would have subsequently fallen into **Greenbrier or Monroe County**.

12 OCTOBER 1806
GILES COUNTY, VA

Land sale

James Adkins (x) and wife **Agness** (x) to **William McClanahan**. Sale for 30£ paid, “a certain parcel of land containing acres more or less bearing date” 24 April 1790 lying on a branch of **Sinkin [*sic*] Creek**, being a branch of **New River** ... beginning at **Christian Vaughnts** line “it being a part of the same survey” No witnesses. Proved in August Court 1806 by acknowledgement of Adkins, after examination of Sarah [*sic*]. Attested: David French [who seems to be functioning as clerk in a number of entries].⁹⁰

⁸⁷ Giles Co., VA, Deed Book A: 10–11.

⁸⁸ Giles Co., VA, Deed Book A: 26–27.

⁸⁹ Montgomery County Marriage Bonds, 1796–1803, unnumbered, chronological order; Montgomery Co. microfilm 39, Library of Virginia, Richmond. For Ross, also see “Rev. Alexander Ross b. est. 1750–1760,” *We Relate* ([https://www.werelate.org/wiki/Person:Alexander_Ross_\(26\)](https://www.werelate.org/wiki/Person:Alexander_Ross_(26))) : accessed 24 June 2019). A source link at the end of this data connects to “Bishop_Bischoffresearch: Restricted Group, 214 members,” *Yahoo Groups* (https://groups.yahoo.com/neo/groups/Bishop_Bischoffresearch/conversations/topics/6773) : accessed 24 June 2019), an unsourced set of notes apparently contributed by Robert Cruikshank.

⁹⁰ Giles Co., VA, Deed Book A: 27–28.

6 FEBRUARY 1807
GILES COUNTY, VA

Land sale

Isaac Chapman Sen. to **John Chapman Junr**, all of Giles. Sale for \$5, 105 acres, patent dated 4 February 1800 in Giles County, formerly Montgomery on the N side of **Hawes Mountain** and some of the Branches of the Bear Spring, beginning at a white oak Corner to a survey of **Samuel McCraws ...** Witnesses: **William Chapman, David Johnston, John McClagherty**. Proved in February Court 1807 “by the witnesses.”⁹¹

15 APRIL 1807
GILES COUNTY, VA

Court order

Grand jury returned a presentment against **James White** and Caleby Stowers for fighting on 14 April 1807. Also against **John White** [Jr.] and William Stowers for fighting the same day. Also against Mordecai Stowers and Archibald Blankenship, same charge, same day.

James White is also on this session’s jury that heard a case against Larkin Stowers.⁹²

COMMENT:

Caleby Stowers’ location helps us identify this John and James White:

“Calbey Stowers, assignee of Charles Semmons by virtue of a land office treasury warrant for 100 acres No. 4345 issued the 26th day of May 1806 enters the same, being one Hundred acres beginning at **Edward Hale’s** line at the **mouth of the cow hollow** on the **South side of Wolf Creek**, thence running up said hollow about 300 rod, thence several courses to the lower end of Said Hale’s land, to include the vacant land for quantity.”⁹³

This document puts the brawling James and John White along Wolf Creek, the next stream south of the location of Frankey (Mills) and John White Sr. Note below that John Sr. would later be a surety for the bonds of the brawling James and John. Combined with other evidence, it is almost certain that the two brawlers were sons of John Sr. by his unknown first wife.

23 APRIL 1807
GILES COUNTY, VA

Marriage permission

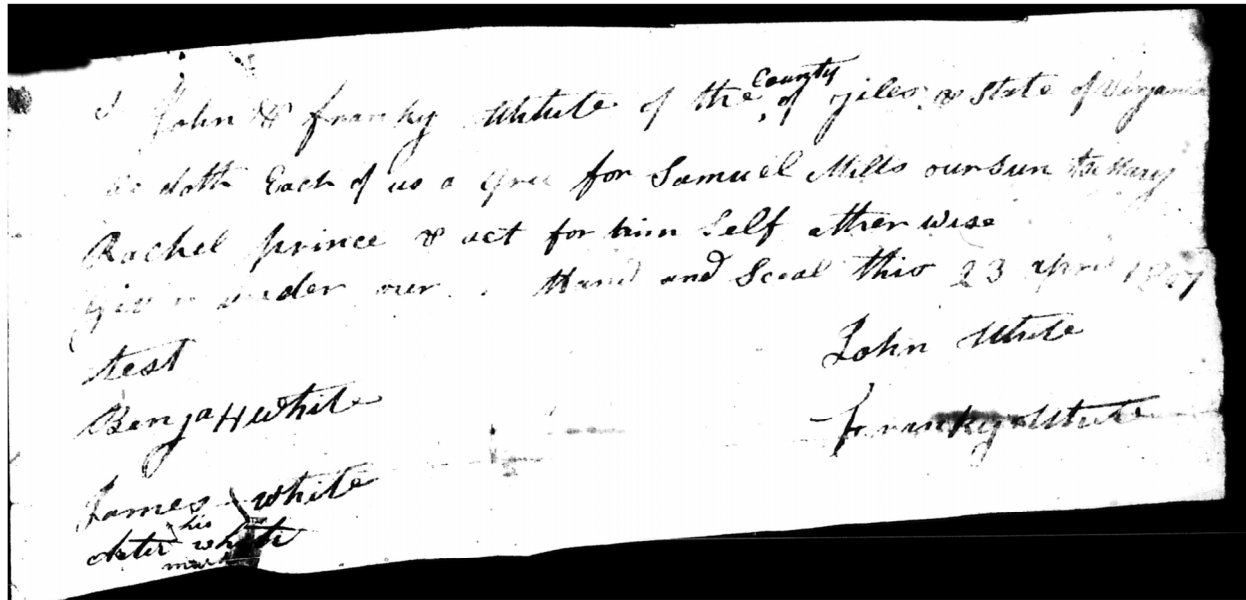
I, **John & franky Whhite** [*sic*] of the County of Giles & State of Virginia do both & Each of us agree for **Samuel Mills** our sun [*sic*] to mary [marry] **Rachel prince** & act for him Self other wise. Given under our Hand and seal this 23 April 1807. [Signed] John White. Franky White. Test: **Benj^a H White, James White** (X his mark), **Arter White** (X his mark).⁹⁴

⁹¹ Giles Co., VA, Deed Book A: 29–30.

⁹² Giles Co., VA, Order Book 1: 69–70; imaged as *FamilySearch* digital film 008151678.

⁹³ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 21; *FamilySearch* digital microfilm 1928290 (item 1) > image 41.

⁹⁴ Giles Co., VA, Marriage Bonds [and Permissions], 1806–1820, unindexed, unnumbered, rough chronological order; imaged Giles Co. microfilm 21, Library of Virginia, Richmond.

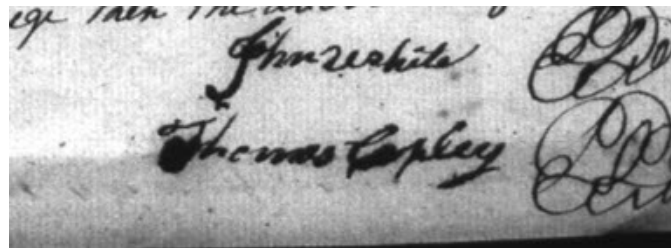


A handwritten document on aged paper, likely a marriage bond. The text is written in cursive and includes the names of John and Rachel Prince, Samuel Mills, and several witnesses including Benjamin H. White, James White, and Arther White. The date is given as 23 April 1807. There are several signatures and initials visible, including 'John White' and 'Franky White'.

COMMENT:

This is the earliest document I have found in which Benjamin White is identified as Benjamin H. White. He would use the H thereafter on almost all occasions.

There is reason to question whether John White wrote this himself and whether he was even able to read or write. Compare this "signature" to the one that appears on John's bond to marry Frankey.⁹⁵



A close-up photograph of two handwritten signatures. The top signature is 'John White' and the bottom signature is 'Thomas Copley'. Both signatures are written in cursive and are accompanied by circular seals or stamps.

29 APRIL 1807
GILES COUNTY, VA
Marriage bond

We, John & Rachel Prince of Giles County do here by Each of us a gree for **Samuel Mills** to obtain License for matrimony for him self & our Daughter Rachel Prince a gree able to their wish given under our hands & Seals this 29th Day of April 1807. [Signed] John Prince (his X mark). Rachel Prince (her 7 mark). Test: Arther White (his X mark).⁹⁶

⁹⁵ Montgomery Co., VA, Marriage Bonds, 1789–1796, unnumbered documents in chronological order; Montgomery Co., microfilm reel 38, Library of Virginia, Richmond.

⁹⁶ Giles Co., VA, Marriage Bonds [and Permissions], 1806–1820, unindexed, unnumbered, rough chronological order; imaged Giles Co. microfilm 21, Library of Virginia, Richmond.

We John & Rachel Prince of Giles County
do here by each of us a gree for Samuel
Mills to obtain licence for matrimoney
for him self & our Daughter Rachel Prince
a gree able to their wish given under our
hands & seals this 24th Day of April 1807

Test,
Arther White
mark

John & Prince
mark
Rachel Prince
mark

6 MAY 1807
GILES COUNTY, VA
Marriage bond

"Know all men by these Presents that we **Samuel Mills**, William Murphy and **Arter White** are held and firmly bound unto William H. Cabell Esqr. Governor of the commonwealth of Virginia for the time being and his Successors in the pannel Sum of one Hundred and fifty dollars to be Leveed of our Several goods and Chattels Lands and tenements for the use of the said commonwealth upon condition If there is no Lawful cause to obstruct a marrage between **Samuel Mills** and **Rachel Prince** for which a marriage License have been obtained then this obligation to be Void. Otherwise to remain in full force & virtue. Signed & Sealed this 6th day May 1807 **Samuel Mills** {LS} Arter white {LS} & William Murphy {LS}. Test: David French [Clerk of court]."⁹⁷

⁹⁷ Giles Co., VA, Marriage Bonds [and Permissions], 1806–1820, unindexed, unnumbered, rough chronological order; imaged Giles Co. microfilm 21, Library of Virginia, Richmond.

Know all men by these Presents that we Samuel
 Mills William Murphy and arles white are held and
 firmly bound unto William H Cabell Esq. Governor
 of the commonwealth of Virginia for the time being and
 his Successors in the pecune & sum of one hundred
 and fifty dollars to be Levied of our Several goods
 and Chattels Lands and Lincements for the use of the
 Said commonwealth upon conditions If there be
 no Lawfull cause to obstruct a marriage between
 Samuel Mills and Rachel Prince for which
 a marriage License have been obtained
 then this obligation to be void Other wise to remain
 in full force and effect Signed Sealed this
 19 day may 1792
 David French
 Samuel Mills
 arles white
 William Murphy

COMMENT:

- Frances “Frankey” Mills married “John White Sr.” by bond of 19 August 1792, Montgomery County, with Thomas Copley Jr. as surety. Given that son Samuel is under 21, then he was born 1786–c1792. Social patterns suggest that the likeliest period of Samuel’s birth was about the year that Abram Glymph took out the bond to marry “Widow” Frances Mills and then the planned marriage fell through for an unexplained reason (i.e., late 1787 to late 1788).
- Samuel Mills made his first appearance on the 1811 Giles County tax roll, suggesting that he came of age in late 1809 or early 1810. However, he made one earlier appearance on the Cabell 1809 roll. This would place his birth in 1787 or 1788. When Samuel applied for bounty land in 1855, he cited his age as 67, placing his birth November 1787 to November 1788.⁹⁸

⁹⁸ The bounty land affidavit is today part of his widow’s pension application. See Nancy Mills, service of Samuel Mills (Pvt., Johnston’s Co., Va. Militia, War of 1812), application 31152, certificate 33868; imaged at “War of 1812 Pension and Bounty Land Warrant Application Files,” database with images, Fold3 (<https://www.fold3.com/image/322481910> : 14 October 2019), 73 images; for the bounty land affidavit, see images 322481947, 322481950.

- Arthur (“Arter”), Benjamin H., and James White would not be sons of Frankey. A son of hers by John White Sr. would not be old enough to serve as official witnesses or bondsman. Arther White is found on tax rolls and petitions amid neighbors of both John ‘S’ White and John White Jr.
- **William Murphy** on 14 October 1806 married **Nancy Prince** (sister of Samuel’s bride-to-be).⁹⁹ On the 1810 census of Giles, he is 1 house from Samuel and Rachel.
- The actual marriage entry, in the reconstructed Giles Co. register imaged below, names no parents for Samuel at all and only Rachel’s father.¹⁰⁰

COMMENT:

Other Mills marriages in this Giles Co. volume are as follows:

- 26 Mar 1811 **Elizabeth Mills & Archibald Chapman** 26 Mar 1811; b[ondsman]. Elijah Sartain
- 3 May 1832 **Robert Mills & Rebecca Rineheart** 28 Apr 1832; perm-**Samuel & Rachel Mills**, parents wit-John Clendinin & Sarah Mills, Jr request-Rebecca Rineharte-28 Apr wit – same as above b-29 Apr by John Clendenin min – **Wm Garrison**- 3 May 1832.”
- 19 May 1833 **William Mills & Elizabeth Davis** 15 May 1833; perm- Linsey Davis wit-Reuben Bailey & Jesse Davis b-19May 1833 by Jesse Davis min-William Garreston- 19 May 1833.”
- 20 Sep 1833 **Samuel Mills [Sr.] & Nancy Rinehart** 20 Sep 1833; b-Abram Garrison.”
- 6 Oct 1833 **Samuel [Jr] & Zerushiah [sic] Perdue** 3 Oct 1833; perm- Samuel Mills Sr wit- John Clendenin & Anderson Tiller b-6Oct1833 by A S Clendenin min- William Garreston- 10 Oct 1833.”

⁹⁹ “Virginia, Compiled Marriages, 1740–1850,” database, Ancestry (https://www.ancestry.com : 13 October 2019); citing Jordan R. Dodd, *Early American Marriages: Virginia to 1850* (Bountiful, UT: Precision Index Publishing, n.d.), n.p.

¹⁰⁰ Giles Co., Register of Marriages, 1806–1870: 23; imaged, FamilySearch digital film 7490220.

- 13 Mar 1837 **William Mills** & Marala Perdue 13 Mar 1837; d of Thomas, dec b-Eleanor Perdue.”
- 7 Dec 1844 **Barbary Ann Mills** & Adam Smith 7 Dec 1844; b-**Joseph W Mills**
- 11 Dec 1846 **Martha H. Mills** & Elisha T. Walker 6 Dec 1846; perm- by Elisha himself of Botetourt cty wit- George H. Walker b- 11 Dec by George H Walker (bro of Elisha) and **Joseph W. Mills**.
- 2 Nov 1847 **John S. Mills** & Frances Hall 2 Nov 1847; d Elizabeth b-William Meadows
- 18 Sep 1848 **Mary H Mills** & Henry W Holstine 18 Sep 1848; b- **Joseph W Mills**, father.
- 30 Nov 1849 **Christiana A. Miles** & Minnick, Andrew J 30 Nov 1849; b-**Joseph W. Mills**

COMMENT:

- Elizabeth of 1811 almost certainly was a daughter of Sarah Mills who married Elijah Sartain. Note under 1811 below that on the day of her marriage license, as preparation for the marriage, she chose Elijah Sartain as the legal “guardian” needed to grant permission for the marriage. Clearly, she was under age 21—i.e., born after March 1790. Given that Sarah’s marriage to Elijah occurred in April 1791, these records tightly narrow the window for Elizabeth’s birth to April 1790–April 1791. That places her conception at July 1789–July 1790. Her mother’s location in that time frame has not been determined.
- William and Samuel Jr. are proved sons of Samuel Mills Sr.¹⁰¹
- Joseph W Mills, according to tax rolls, arrived in Giles in the early 1830s. Numerous online trees assert (without documentation) that he came there from Henry County.

10 JUNE 1807

GILES COUNTY, VA

Bond

Patrick Napier, with Jesse Farly and Thomas Farly as sureties, posts bond as a newly appointed constable for Giles Co. All three signed.

James Chapman, with James French, **John Toney**, and David Johnston as sureties, posts bond as a newly appointed constable for Giles Co. All three signed.¹⁰²

COMMENT:

- Napier and Chapman would post similar bonds annually for several years. Sureties for Napier’s bond on 25 June 1811 were **Thomas Farley** and **John Sartain** (pp. 85–86).
- Ashford Napier posted a similar bond on 30 June 1813, with Patrick Napier and George Chapman as sureties (pp. 106–7).

JUNE 1807

GILES COUNTY, VA

Court orders

“Isaac Chapman vs. **Elijah** and Thomas **Sartain**, John Peck special bail.” Thomas and Elijah Sartain also serve on grand jury in this term.¹⁰³

¹⁰¹ See E. S. Mills, “Samuel Mills (c1787–7 April 1859) & Spouses 1. Rachel Prince & 2. Nancy Rinehart: Research Notes,” particularly pp. 7–8, 43–44, and 69, a work-in-progress last updated 8 June 2020; archived at *Historic Pathways* under the “Research” tab.

¹⁰² Giles Co. VA, Probate Book A: 14–15; consulted as *FamilySearch* digital film 007645085.

¹⁰³ Giles Co., VA, Order Book 1: 73; imaged as *FamilySearch* digital film 008151678.

JUNE 1807

GILES COUNTY, VA

Court orders

Commonwealth vs. **James White**. Grand jury requests that an en fer? motion be filed.” [Various other actions are chronicled, then ...]

Commonwealth vs. **John White**. White failed to appear. “It is ordered by the court that the same [en fer? motion] be filed.”

“The same vs. William Stowers the same.”

“The commonwealth vs. Mordecai Stowers, a new summons awarded on the presentment of the Grand Jury.”¹⁰⁴

24 JUNE 1807–1840

GILES COUNTY, VA

Estray notice

COMMENT:

Volume 1 covers 1807–25; vol. 2 covers 1829 through 1899. Neither are indexed. I read the registers, page by page, through 1840 and found nothing of obvious relevance.¹⁰⁵

14 JULY 1807

GILES COUNTY, VA

Court orders

John Toney petitions for a ferry at “one computed mile below the mouth of Wolf Creek.”¹⁰⁶

COMMENT:

Deed abstracts in this research report place Toney on East River, Wolf Creek, and the stretch of land between them along New River. This ferry land appears to be on Wolf Creek, just east of the site known as “The Narrows.” (See Map 2.)

15 AUGUST 1807

GILES COUNTY, VA

Land sale

William McComas to **Elijah McComas**, all of Giles. Sale for 50£, 170 acres part of 460 acres granted to the said William McComas by bargain and Sale by **David McComas**, granted to David McComas by George Pearis and Rebeca his wife and granted to George Pearis by Letters Patent in Montgomery W side of **New River**. Signed: **David McComas, William McComas**. Witnesses: **J. Burk, John Sartain**, James Aldredge.

“At Montgomery March Court 1804. Proved by oath of **Christian Snidow**, witness ... and at November Court 1805 ... by oath of James Aldredge another witness and Continued for further Proof and at January Court 1808 the same was further proven by the Oath of John Burk a third witness.

At Giles February 1808. Ordered to be recorded.¹⁰⁷

¹⁰⁴ Giles Co., VA, Order Book 1: 81–82; imaged as *FamilySearch* digital film 008151678.

¹⁰⁵ Giles Co., VA, Estray Book 1, 1805–1825 and Estray Book 2, 1829–99; FHL microfilm 1928291, items 1 and 2.

¹⁰⁶ Giles Co., VA, Order Book 1: 92; imaged as *FamilySearch* digital film 008151678.

¹⁰⁷ Giles Co., VA, Deed Book A: 51–52.

AUGUST 1807

GILES COUNTY, VA

Court orders

Presentment against **William Aldridge** who stands accused of fathering **two** children by **Celey Jacobs**.¹⁰⁸

COMMENT:

This is the second case brought in the Giles Court in which two children had already been born. The Giles Court apparently did not act promptly in these matters.

8 SEPTEMBER 1807

GILES COUNTY, VA

Court orders

“Chapman vs. **Alexander Ross, Elijah Sartain, Thomas Sartain** Judgement Confesed by the said Elijah & Thomas Sartain according to note, interest and costs.”¹⁰⁹

COMMENT:

Alexander Ross was the name of the minister who married Elijah Sartain to Sarah Mills in 1791 (as well as Frankey Mills to John White Sr. in 1792). It appears that the two Sartains were sureties for a note by Ross on which he has defaulted. Whether this is the old Rev. Ross or a same-name son is not discernable from this record.

9 SEPTEMBER 1807

GILES COUNTY, VA

Court orders

“Commonwealth vs. **James White**. A writ of inquiry awarded and Set aside & not Guilty pled & a Jury sworn to inquire of Damages to wit: Archabold Marrs, William Clay, Micajah Brumfield, John French Henry Miller, Tanos Munces, Holton Munsey, George Roberts, James Bone, John Clybourn, William Simpkins, **Elijah Sartain**. ...

“Ordered that the order that was made yesterday by **Elijah & Thomas Sartain** Confessing Judgmt to **Isaac Chapman** be resended by consent of parties.

“The Jury impaneled in the Case of Commonwealth vs. **James White** returned Verdict [of] Guilty and assess the damage to \$5 & costs.

“The Commonwealth against **John White**, a writ of inquiry awarded and set aside, Plea filed and a Jury sworn to ... to wit Joshua Bartley, **Philip Peters**, Linsey Davis, Frances Scott, **Thos. Sartain**, Isaac French, Travas Stowers, **Man H White**, Jehu Burgess & Jesse Boling, who [found] the Defendant not guilty.”¹¹⁰

COMMENT:

- Note that in every case, this John is simply called “John White,” not *Sr.* or *Jr.*
- This “Man H White” should be **Benjamin H White**. His name is underscored in the recorded court order, a practice usually used by scribes to flag a recognized misspelling or copying error.
- In 1831, **Philip Peters** and wife Rebecca **Pearis**, daughter and heir of Robert A. Pearis, sold to Elijah Peters “part of a tract known by the name of Big Spring.” (Giles DB D: 102–3; also 178–79 for Philip and Rebecca’s 1832 sale of land on Laurel Creek of Brush Creek to Reuben French). Rebecca and Robert were children and heirs of Capt. George Pearis, founder of

¹⁰⁸ Giles Co., VA, Order Book 1: 99; imaged as *FamilySearch* digital film 008151678.

¹⁰⁹ Giles Co., VA, Order Book 1: 102; imaged as *FamilySearch* digital film 008151678.

¹¹⁰ Giles Co., VA, Order Book 1: 105; imaged as *FamilySearch* digital film 008151678.

Pearisburg, who is cited as adjacent landowner to the 98-acre grant at Big Springs made to John White [Sr.] and William Preston.

11 SEPTEMBER 1807

GILES COUNTY, VA

Court order

“Ordered that the Sheriff of this county collect from Each **tithable inhabitent** within this County the Sum of Seventy-five cents for the Purpose of discharging the Claims against the County.”¹¹¹

COMMENT:

The rolls of this period in Giles do not indicate whether 18 or 21 was the minimum tithable age. The commonwealth, in this period, did not mandate a tithable age, leaving it up to the county.

13 OCTOBER 1807

GILES COUNTY, VA

Land sale.

Forrest Farley (x), Samuel Dillion and Cloah his wife (x), Rebecca Thompson (x), coheirs and Legatees of Thomas Farley, to **John Walker** of Giles, sale of 300 acres for \$5, patented 13 February 1793, in Giles County on **Richland Creek, a branch of Blue Stone**, water of New River, adjoining **Clay**. Witnesses: James Stafford, Wm. **Caldwell**, Jonathan Cunningham. Proved March Court 1809 by witnesses and Rebecka Thompson.¹¹²

COMMENT:

Re the Farleys:

- In 1790 Thomas Farler/Farley and **John ‘S’ White** were adjacent landowners to Gordon Cloyd Sr., on the “north side of Walkers Creek at the head of Little Sugar Run.”¹¹³
- The Richland Creek of Bluestone land owned by Thomas Farley subsequently fell into **Mercer County—as did the land of Samuel Mills, son of Frankey (Mills) White.**
- On the next two pages of this deed book, Forrest Farley and wife Becky sold for \$2500, 487 acres being part of 580 acres Jesse Farley obtained from Clay Farley on **SE side of Walker’s Creek**, being parts of 4 tracts of land patented to Thomas Farley in 1779 by executors of James Patton, also land patented to Thomas Farley 14 September 1785, and another granted to Thomas Farley on 13 February 1793, and a fourth patented by the Loyal Company to **George Conway Taylor** on 2 August 1798, 667 acres. Metes & bounds mention “the road now leading from the said Jesse Farleys to John Kirks, including a Spring called and known by the name of Connellys Spring on which Holton Munsey has lately made an entry.”

Note: Taylor in 1793 was adjacent landowner to the land Patrick Napier conveyed to John ‘S’ White. In 1808 Taylor was adjacent neighbor to land sold by the widow of Patrick’s son John Hughes Napier.

- Another deed by Jesse and Betsy Farley to Archibald Clyburn appears on pp. 145–46.
- A deed from Judy Farley, “widow and relick” of Thomas Sr., to Jacob and John Peck is on p. 157.
- Two other deeds from Holton Munsey and wife Elice to Thomas Farley, dated 26 June 1810, covered land granted to Richard Burnett 3 June 1796 on N side of Walker’s Mountain and S

¹¹¹ Giles Co., VA, Order Book 1: 117; imaged as *FamilySearch* digital film 008151678.

¹¹² Giles Co., VA, Deed Book A: 432–33.

¹¹³ Netti Schreiner-Yantis, *Montgomery County, Virginia—Circa 1790: A Comprehensive Study—Including the 1789 Tax Lists, Abstracts of Over 800 Land Surveys & Data Concerning Migration* (Springfield, VA: P.p., 1972), 46, location dated 10 Nov. 1790.

side of Walker's Creek, now in Giles, as well as a patent of 1 August 1809 on N side of Walkers big Mountain (pp. 162–63, 166–67). (In 1783, Skidmore Munsey had obtained land on Back Creek adjacent to Joseph Cloyd.¹¹⁴)

14 OCTOBER 1807

GILES (MONTGOMERY) COUNTY, VA

Land entry

"Patrick Napier [Jr.] assignee of John McClaugherty by virtue of a land office exchange treasury warrant for **300 acres** No. 4423 bearing date the 23d of September 1807 enters **30 acres** of land to begin on the lands of Walker Creek opposite the **Widow's** house, thence up the creek and crossing it thence out and round to the beginning for quantity."¹¹⁵

COMMENT:

- This John McClaugherty in 1813 married Sally Dingess, daughter of Peter Dingess, neighbor of Benjamin White and John Toney.¹¹⁶ Sally appears to be the mother of "Sally Mills" who, on 25 May 1824 chose John McClaugherty as her legal guardian under unexplained circumstances.¹¹⁷ That action required the younger Sally to be between the age of fourteen and twenty one.
- The reference to "the Widow's house" should be a reference to the widow of Thomas H. Napier, mother of Patrick Jr. Brumfield estate records abstracted later in this paper identify her as née Brumfield.

10 NOVEMBER 1807

GILES COUNTY, VA

Court order

"Elijah Sartain & Archibald Chapman being summoned to appear hear to show cause why [a writ for] information should not be filed against him on the Presentments of the Grand Jury made at the September term appeared accordingly and the Court was of the opinion that the cause was sufficient & that he be further discharged from this Presentment.

"Archibald Chapman same.

[Next day] "James White, same."¹¹⁸

13 NOVEMBER 1807

GILES COUNTY, VA

Court orders

Low Brown serves on jury.¹¹⁹

8 DECEMBER 1807

GILES COUNTY, VA

Land sale

¹¹⁴ James L. Douhat, *Montgomery County, VA, Deed Book A, 1773–1789* (Signal Mountain, TN: Mountain Press, 1987), 87; citing Book A: 300–1.

¹¹⁵ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 25; FHL microfilm 1928290, item 1.

¹¹⁶ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 155.

¹¹⁷ Giles Co., VA, County Court Order Book 5 (1822–1829, unpaginated); imaged on *FamilySearch* digital film 008151679 > image 442.

¹¹⁸ Giles Co., VA, Order Book 1: 123–24; imaged as *FamilySearch* digital film 008151678.

¹¹⁹ Giles Co., VA, Order Book 1: 128; imaged as *FamilySearch* digital film 008151678.

Thomas Farley to Thomas Cecill, both of Giles Co. Sale for \$283.34 in hand paid, 54 acres, part of a tract granted to Thomas Farley on 7 April 1801 in Giles Co., on **Sugar Run**, waters of **Walkers Creek**. Beginning at N side of Sugar Run, Corner of Farley's deeded land ... to the **Wagon Road** Leading from **Shannons** to **Pearises Ferry**. No witnesses. Proved in December Court 1807 by acknowledgement of Farley.¹²⁰

COMMENT:

The metes and bounds for the surveyed land that John White Sr. and William Preston had held in common since 1797 on the South side of East River/Big Spring Mountain also adjoined land of George Pearis. (See 1801 patent above.)

FEBRUARY 1808
GILES COUNTY, VA

Court orders

"On application of Charles King to have the road altered from **Low Browns** along **Lybrooks** road to the crossing of **Walker Creek**, it is ordered that **Low Brown, John Conley**, John Ray and William Simpkins" view the same and report back to the court.

John Sartain, John Peters Sr, Edward Hale, Robert Clendenen, Jesse Farley, James Bane Sr. & **Low Brown** appeared in Court and took the oaths of Fidelity to this Commonwealth ... to View Property and ascertain the sufficiency of Security to be taken under an act of Assembly Passed on" 1 February 1808."¹²¹

COMMENT:

- John "Conley" was John Connally, heir of James Connally who purchased a part of John 'S' White's land in 1793. Note his proximity to Low Brown who in 1833 provided a RW pension affidavit for the Robert Whitt who married Mary White "daughter of John White."¹²²
- Montgomery Co. Order Book 10: 149 records James Bane's inclusive survey of all his lands, 765 acres on Walker's Creek.

17 MARCH 1808
GILES (MONTGOMERY) COUNTY, VA

Land entry

"**James White** assignee of Andrew Johnston who was assignee of Thomas Norvell by Virtue of a land office exchange treasury warrant for 1250 acres No. 1951 bearing date the 9th day February 1808 enters 40 acres of land Beginning at **Daniel Collins** land on the end of the **Salt Pond Mountain** and running an east course round for quantity."¹²³

COMMENT:

See survey below under date of 9 September 1808. Note that the survey identifies the Collins neighbor as Samuel, not Daniel.

13 APRIL 1808
GILES COUNTY, VA

Court orders

¹²⁰ Giles Co., VA, Deed Book A: 56–57.

¹²¹ Giles Co., VA, Order Book 1: 135, 137; imaged as *FamilySearch* digital film 008151678.

¹²² Robert Whitt (Pvt., Capt. James Shelby's Co., Montgomery's Regt., Virginia Militia), application S7880; imaged in "Revolutionary War Pensions," *Fold3* (<https://www.fold3.com/image/246/28075821> : accessed 1 August 2018).

¹²³ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 30; FHL microfilm 1928290, item 1.

Low Brown asked to be excused from serving on the committee to which he was appointed in February. Granted.¹²⁴

14 APRIL 1808

GILES COUNTY, VA

Court orders

Commonwealth against **James White**. Charge not stated. Writ of inquiry awarded and jury found him Guilty, assessing \$8 damages.¹²⁵

10 MAY 1808

GILES COUNTY, VA

Court orders

“**Patrick Napier** against **Mary Napier**, widow of **Thomas Hughes Napier**, Decd., Ashford Napeir, Joicy Napeir, Nelley Naper, Champion Napier, Dicy Napier, and Rebecca Napier, Children & heirs of Thomas Hughes Napier Decd., the five last being infants under the age of twenty-one years of age in chancery, on motion of the Complainant by Henley Chapman Gentⁿ his attorney it is ordered that George Pearis Sr. be appointed Guardian of the five infent Children above named for the special purpose of defending the Suit, it is also ordered that he be served with a copy of this order and a Sp^a be directed agt. Him as Guardian.”¹²⁶

COMMENT:

The numeous variant spellings of the Napier name appear as such in the recorded document.

18 JUNE 1808

GILES COUNTY, VA

Court orders

“**Patrick Napier Jr.**, Son of Thomas Hughes Napier Decd. against **Mary Napier** et al. Judgment for Plaintiff. Defendants are to convey to him “the thirty six acres of Land as described in the Complainants bill with General warrentee & that the Plaintiff recover of the Defendants the cost of his Suit.”

“Ordered that **Mary Napier**, widow [and other heirs of Thomas Hughes Napier] make a conveyance to John Hammons of “a certain Tract of Land lying on Walker Creek in this County under a decree of Montgomery County Court.”¹²⁷

9 SEPTEMBER 1808

GILES COUNTY, VA

Land survey

“Surveyed for **James White** 25 acres of land by virtue of an entry made the 17th day of March 1808 on a land office exchange Treasury warrant for 1250 acres No. 1951 Issued to **Andrew Johnston** the 9th day of February 1808 [as] assee. of Thomas Newell and by Andrew Johnston assigned 40 acres to **James White**, 25 acres of which are appropriated by this survey, it lying and being in the County of Giles on the **northwest** side of the **Salt Pon Mountain** and bounded as followeth, to wit,

“Beginning at a white oak corner to **Samuel Collins**’s land and with a line thereof N 30° E 20 poles to three Lynns and a black walnut in a hollow, thence leaving sd. line S 38 E 32 pole sto a

¹²⁴ Giles Co., VA, Order Book 1: 140; imaged as *FamilySearch* digital film 008151678.

¹²⁵ Giles Co., VA, Order Book 1: 146, 148–49; imaged as *FamilySearch* digital film 008151678.

¹²⁶ Giles Co., VA, Order Book 1: 151–52; imaged as *FamilySearch* digital film 008151678.

¹²⁷ Giles Co., VA, Order Book 1: 174–75; imaged as *FamilySearch* digital film 008151678.

chesnut and maple, S 28 W 72 poles to a Spanish oak on the side of the mountain, thence down the mountain N 70 W 30 poles to a red oak corner to a survey made for **Michael Madden**, thence with sd. line N 17° W 64 poles to a Sage chesnut on sd. Collins's line, thence with his line East 50 poles to the Beginning."

[Signed] Philip Lybrook, S G C. "Variation three degrees East, Sept. 9th 1808."¹²⁸

12 SEPTEMBER 1808

GILES COUNTY, VA

Land sale

Rachel Marcum, widow and administratrix of **Major Marcum** deceased of Giles Co., to **Thomas Farley**. Whereas Major Marcum in his lifetime did bargain and sell to Thomas Farley 58 acres on **Sugar Run**, a branch of **Walker's Creek**, which land had been deeded to Major during his lifetime by **William Law** on 8 July 1806, but Marcum defaulted, heirs were sued in court [as described in the Edmund Marcum deed of 13 September, below]. Rachel is due her right of dower but she forfeits this in favor of Farley. Signed Rachel Marcum. Witnesses: A. Johnston, **Isaac Chapman**. **D. Johnston**. Proved December court 1808 by oaths of witnesses David Johnston and Andrew Johnston.¹²⁹

COMMENT:

David Johnston in 1816 was the husband of Sally **Chapman**. In 1819, as justice of the peace, he handled the deed of **Benjamin H. White** who sold his land next door to John Toney.

Major married Rachel Kelly, by Montgomery County bond dated 28 September 1800—on the same day that **Archibald Marcum** posted bond to marry **Nancy Kelly**.¹³⁰

John Marcum was the only older Marcum on record in the county at that time, to be the potential father of Major. Numerous online trees assert (without evidence) that Major Marcum (b. 1779 or 1780) was the son of "John Nathan Marcum." However, John Marcum never identified himself as anything other than "John Marcum" or "John Markham." Middle names (such as that used by Thomas Hughes Napier) were exceedingly rare in this time and place.

13 SEPTEMBER 1808

GILES COUNTY, VA

Land sale.

Edmund Marcum, guardian for **Sally Marcum**, **Delilah Marcum**, and **Judith Marcum**, children and heirs of **Major Marcum**, Dec'd to Thomas Farley. Whereas Major Marcum "in his lifetime by a fair and bonafied contract made and entered into between him the said **Major Marcum** and **Thomas Farley** did bargain and sell unto **Thomas Farley**" land in Giles on **Sugar run**, being the same land Major Marcum purchased from **William Law**, "and before conveyance was made from the said Major Marcum to the said Thomas Farley the said Major departed this life intestate." Farley sued in chancery in county court of Giles, producing receipts for his payment, the defendants (Marcums) failed to file answers although Edmund Marcum had been served papers more than three months prior to the court's ruling in Farley's favor. Land is now deeded to Farley. Adjoins Joseph Cloyd. Witnesses: A Johnston, George Pearis, Junr. Proved December court 1810 by witnesses Pearis and Chapman; then July court 1811 by witness Andrew Johnston.¹³¹

¹²⁸ Giles Co., VA, Survey Book 1 (1807–1845): 18; imaged as *FamilySearch* digital film 8745650 (item 2) > image 171.

¹²⁹ Giles Co., VA, Deed Book A: 250–51.

¹³⁰ Montgomery County Marriage Bonds, 1796–1803, unnumbered, chronological order; Montgomery Co. microfilm 39, Library of Virginia, Richmond.

¹³¹ Giles Co., VA, Deed Book A: 222–24.

COMMENT:

- Pages 221–22 have a November 1810 deed by **John Johnston** and wife **Jane**, witnessed by a Reuben Johnston.
- Pages 230–31 have an April 1811 deed by James Johnston to David Johnston Jr.

13 SEPTEMBER 1808

GILES COUNTY, VA

Court orders

“**John Tony vs. Benjamin H. White**, James Copley Sp^l bail office Judgement set aside payment Plead and Issue. Same vs **Jesse Farley** William Smith Special bail.”¹³²

13 SEPTEMBER 1808

GILES COUNTY, VA

Land sale.

Benjamin White (x) and **wife Ann (x)** of Giles to **John Toney and John McClaugherty** of same, sale for \$326.67 in hand paid, 98 acres on **Wolf Creek**, a branch of **Bluestone**. No witnesses. Proved December Court 1808 by witnesses John Brown, John Burk, and John Snidow.¹³³

COMMENT:

- The 1814 land tax roll of Giles describes this tract as lying “on Little Wolf Creek of Bluestone abt. 34 m. W [of courthouse at Pearisburg].” That description appears to place it in current Tazewell County.
- Considering that Toney’s suit against “**Benjamin H. White**” was set aside on the same date as this sale, it would seem that the sale was made by Benjamin and Ann to settle the debt that triggered Toney’s suit.
- On 28 June 1830, Toney and McClaugherty sold these 98 acres to Parkison Shumate, reciting chain of title that included Benjamin White. The document includes no witnesses and no clues that might hint who lived on the land for the intervening twenty-two years.¹³⁴ It is notable that the two men, of no known relationship, shared possession for that long.

Also note:

- In July 1817, two months after William Mills witnessed Toney’s lease of his land to Zachariah Crawford, “**Benjamin White**” purchased land adjoining Toney on Christian’s Fork of Brush Creek. Then in 1819, those 388 acres on Christian’s Fork were sold to Toney by “**Benjamin H. White**” and wife “**Nancy**” (a nickname for “**Ann**”).
- In 1837, the Christian’s Fork land fell into **Mercer County**, now **West Virginia—as did the land of Samuel Mills**. See Map 1.

14 SEPTEMBER 1808

GILES COUNTY, VA

Court orders

Elijah Sartain serves on jury.”¹³⁵

¹³² Giles Co., VA, Order Book 1: 183; imaged as *FamilySearch* digital film 008151678.

¹³³ Giles Co., VA, Deed Book A: 198–99.

¹³⁴ Giles Co., VA, Deed Book C: 673–74.

¹³⁵ Giles Co., VA, Order Book 1: 188; imaged as *FamilySearch* digital film 008151678.

16 SEPTEMBER 1808

GILES COUNTY, VA

Court orders

Benjamin H. White serves on jury."¹³⁶

8 NOVEMBER 1808

GILES COUNTY, VA

Court orders

"Low Brown against John Parven on Attcht. ... Dismissd by the Plaintiff."¹³⁷

9 NOVEMBER 1808

GILES COUNTY, VA

Land sale

Mary Nappier, (x) widow of Thomas Hughes Nappier, deceased & **Patrick Nappier & Ashford Napier**, sons of the said THN, for themselves and also as guardians of **Joice Napier, Nelly Napier, Champion Napier, Dice Napier and Rebeckah Napier**, children and infants, heirs of THN, to **John Hammons**. Whereas THN in his lifetime had sold Hammons 100 acres in the County of Montgomery, now Giles, "and had received a valuable consideration ... and before a conveyance was made of the said tract of land to the said John Hammons ... departed this life and afterwards a suit in Chancery was instituted in the county court of Montgomery" and the court had ordered that the heirs of THN make the deed to the land that was surveyed 1 October 1785 bounded as follows: "Beginning at two white oaks in a line of **Taylor's** land ..." by No witnesses. Proved in November Court 1808 by acknowledgement of Mary.¹³⁸

COMMENT:

- 16 February 1793, John White [John 'S' White] patented 130 acres on Sugar Run that had been surveyed in 1784 for Patrick Napier, father of John Hughes Napier.¹³⁹
- 7 December 1804, William White, **John White** [John 'S' White], Samuel Drake, **Robert Whitt** (who m. Mary, daughter of "John White"), and Patrick Napier (son of John Hughes Napier above) all signed, in a cluster, a petition to create a new county from parts of Montgomery, Tazewell, and Monroe.¹⁴⁰
- 30 September 1817, Patrick Napier and wife Peggy sold to David Hall, land patented 17 July 1800 to Patrick and another tract granted 12 September 1793 to Thomas Hughes Napier (Deed Book B: 27).

9 NOVEMBER 1808

GILES COUNTY, VA

Land sale.

John Marcum (x) and wife Sarah (x) to David Eaton, sale for 20£ N.C. money in hand paid, 90 acres being part of 350 acres granted to **Thomas Farley**, 14 September 1785 in Montgomery Co. on the head of **Little Sugar Run, waters of Walkers Creek**, a branch of **New River**. [Metes and bounds not copied; no

¹³⁶ Giles Co., VA, Order Book 1: 196; imaged as *FamilySearch* digital film 008151678.

¹³⁷ Giles Co., VA, Order Book 1: 206; imaged as *FamilySearch* digital film 008151678.

¹³⁸ Giles Co., VA, Deed Book A: 103–5.

¹³⁹ Virginia, Land Office Grants No. 27, 1792–93, pp. 512–13; imaged at *Library of Virginia* (https://lva.primo.exlibrisgroup.com/discovery/fulldisplay?docid=alma990008404170205756&context=L&vid=01LVA_INST:01LVA&search_scope=MyInstitution&tab=LibraryCatalog&lang=en : accessed 17 January 2019).

¹⁴⁰ Legislative Petitions Digital Collection," database with images, Library of Virginia, *Virginia Memory* (<http://www.virginiamemory.com/collections/petitions> : accessed 19 February 2019), Record No. 0002485967; citing Accession Number 36121, Box 171, Folder 61.

neighbors named.] Witnesses: Robert Curry, Daniel Hoge, John Stafford. Proved March Court 1809 by acknowledgement after wife's examination.¹⁴¹

COMMENT:

- 1790, Thomas Farler/Farley and "John White" [**John "S" White**] were adjacent landowners to Gordon Cloyd Sr., on the "north side of Walkers Creek at the head of Little Sugar Run."¹⁴²
- 24 December 1793, "John White" [John 'S' White] sold to James "Conally" Senr., 14 acres from the 130-acre tract originally surveyed for Patrick Napier Sr. The land was said to adjoin Joseph **Eaton** and Joseph **Cloyd**.
- After this sale, John Marcum remained in the county at least four months. In March Court 1809, he proved a deed executed in 1808 by John Hammons to Peter Mock.¹⁴³ Previously, 7 September 1808, *Thomas Hammons of Warren County, TN*, executed a similar deed to Mock.¹⁴⁴

9 NOVEMBER 1808

GILES COUNTY, VA

Court orders

Elijah Sartain serves on jury. Returned a verdict of not guilty in Commonwealth vs. Thomas Farley for unspecified charges."¹⁴⁵

13 DECEMBER 1808

GILES COUNTY, VA

Court order

Benjamin White & Ann his wife to **John Toney**, deed proven by the oaths of John Snidow & John Brown & John Burks, three of the witnesses thereto. "Subscribed and ordered to be recorded."¹⁴⁶

15 JANUARY 1809

GILES COUNTY, VA

Land sale.

Joseph Cloyd of Montgomery Co., to William Henderson of Giles for \$170 in hand paid, two tracts containing 85 acres ... 45 acres granted to said Joseph Cloyd by patent 24 August 1795 and 40 acres on 19 August 1800, lying on the waters of **Muncey's Mill Creek, waters of Walker's Creek**, a branch of New River adj. Francis Muncey. Proved March Court 1809 by acknowledgement of Cloyd.¹⁴⁷

1809

GILES COUNTY, VA

Land tax roll¹⁴⁸

"W" section

WHITE: John

Not cited. See the "P" section

¹⁴¹ Giles Co., VA, Deed Book A: 114–15; imaged as *FamilySearch* digital film 007894524.

¹⁴² Netti Schreiner-Yantis, *Montgomery County, Virginia—Circa 1790: A Comprehensive Study—Including the 1789 Tax Lists, Abstracts of Over 800 Land Surveys & Data Concerning Migration* (Springfield, VA: P.p., 1972), 46, location dated 10 Nov. 1790.

¹⁴³ Giles Co., VA, Deed Book A: 161–62; imaged as *FamilySearch* digital film 007894524.

¹⁴⁴ Giles Co., VA, Deed Book A: 113–14; imaged as *FamilySearch* digital film 007894524.

¹⁴⁵ Giles Co., VA, Order Book 1: 208; imaged as *FamilySearch* digital film 008151678.

¹⁴⁶ Giles Co., VA, Order Book 1: 219; imaged as *FamilySearch* digital film 008151678.

¹⁴⁷ Giles Co., VA, Deed Book A: 116–17; imaged as *FamilySearch* digital film 007894524.

¹⁴⁸ Giles Co., VA, 1809 Land Book, unnumbered pages, semi-alphabetical entries; imaged on Library of Virginia Land Tax Books, roll 115.

COMMENT:

I am including this land tax data for 1809 to show John White Sr.'s change of status. The 95 acres jointly held by him and William Preston at Big Spring are now taxed to Preston. The tract would continue to be taxed to Preston through 1819, with John White cited as co-owner or occupant. In 1820 John White was dropped from the entry, suggesting that he gave up the Big Spring land in 1819.

12 APRIL 1809
GILES COUNTY, VA

Court order

John Mongold is appointed constable in the district bounded as follows: "Beginning at Col^o Pearis up New River to the **mouth of Walker Creek** to the **Widow [Thomas Hughes] Napier** from hence to David Sammon and to the top of the mountain and round the same including the town to the place of beginning."¹⁴⁹

12 APRIL 1809
GILES COUNTY, VA

Court order

Philip Miller vs **John White [Jr.] & James White**. **John White [Sr.]** who was appearance bail for the Defendant John White [Jr.] comes into Court and offers to enter himself Spl bail, to which the att^o for the plff objected as the appearance bail was insufficient and filed an objection to that, whereupon the Court Desided that the appearance bail was Sufficient & admitted Special bail for the **Defendant John White [Jr.]**.¹⁵⁰

COMMENT:

Two John Whites are involved in this court action, which extended for several more years. See the 1811 court action by Miller against "**John White Sr.**," "**John White Jr.**," and "**Benjamin H. White.**"

1 JUNE 1809
GILES COUNTY, VA

Land sale.

Peter Dingess Senr to **John Dingess & Charles Dingess**, all of Giles. In consideration of \$100 and the promise of John and Charles to "feed clothe and support the said Peter Dingess and Mary his wife their father and mother during their natural lives and to find [provide] them a quiet decent and comfortable support, grants 100 acres in the "vallies of **East River.**" Witnesses: David French, Wm. Smith, **John Toney**, Peter Blankenship (x), **Benj H. White.**" Proved June Court 1809 by witnesses French, Smith, and White.¹⁵¹

COMMENT:

For whatever cause John Toney sued Benjamin (H.) White in 1808, the dispute seems not to have affected their relationship.

Dingess's land lay between East River and Wolf Creek, to the west of John Toney's land and south or southeast of John and Frankey White.

¹⁴⁹ Giles Co., VA, Order Book 1: 238; imaged as *FamilySearch* digital film 008151678.

¹⁵⁰ Giles Co., VA, Order Book 1: 234; imaged as *FamilySearch* digital film 008151678.

¹⁵¹ Giles Co., VA, Deed Book A: 132-33.

2 JUNE 1809

GILES COUNTY, VA

Association

Peter Dingess makes his last will and testament. Wife Mary, sons Charles, John, daughters Elizabeth Smith and Nancy Henderson, and Peggy Dingess; son-in-law David French to be executor with son John, Negro woman Jude. Witnesses: **John Toney**, **Benj. H. White**, Peter Blankenship (x), Shaderick Blankenship (x). Proved November Court 1809, Giles, by oaths of John Toney and Peter Blankenship.¹⁵²

13 JUNE 1809

GILES COUNTY, VA

Land sale.

Charles Hall and wife Jemima to **Henley Chapman** ... 60 acres being part of 294 acres granted to John Chapman Senr by patent on 29 September 1796 in Giles, formerly Montgomery, on W side of New River, bounded by lands of David French and **John McCommas**.¹⁵³

COMMENT:

I'm not gathering Henley Chapman data unless it bears light on the Isaac, John, and George Chapman family. As an attorney, Henley bought a number of tracts in this period.

13 JUNE 1809

GILES COUNTY, VA

Court order

"Philip Miller against **James White & John White**. In Debt. **John White** [Sr.] who was Spl bail for John White [Jr.] surrendered the said **John White** [Jr.] in Court In discharge of his recognizance and he is prayed? in custody of the Sheriff."¹⁵⁴

14 JUNE 1809

GILES COUNTY, VA

Court order

Ordered that **Patrick Napier** and David Burks be appointed constables in the **Walker Creek** district.¹⁵⁵

15 JUNE 1809

GILES COUNTY, VA

Court order

Commonwealth vs. Forrest Farley, "**Benjamin H White**" served on jury that found defendant not guilty.

Commonwealth vs. Mordaca Stowers, "**John White**" served on a jury. Guilty. \$5 fine.

Commonwealth vs. James Dillion. "**Benjamin H White**" served on jury that could not reach a verdict and was adjourned until the next day. Attorney for the Commonwealth filed a bill of exception.¹⁵⁶

COMMENT:

It is notable the court is not differentiating between the different John Whites. The legal records of this time and place are usually more careful in making distinctions. Two explanations are likely:

¹⁵² Giles Co. VA, Probate Book A: 24–25; accessed as *FamilySearch* digital film 007645086.

¹⁵³ Giles Co., VA, Deed Book A: 129–30.

¹⁵⁴ Giles Co., VA, Order Book 1: 258; imaged as *FamilySearch* digital film 008151678.

¹⁵⁵ Giles Co., VA, Order Book 1: 262; imaged as *FamilySearch* digital film 008151678.

¹⁵⁶ Giles Co., VA, Order Book 1: 264–66; imaged as *FamilySearch* digital film 008151678.

- Only one John White paid taxes on land: John Jr. While John Sr. is listed on the land tax rolls for 95 acres in joint ownership with William Preston, it was Preston who was paying the taxes.
- John Sr.'s age might place him beyond consideration for jury duty. In some states of this era, sixty was the maximum age for that service. Virginia did not have a maximum age, but aging individuals could ask to be excused. Given that John Jr.'s documents place his birth at c1765–70, then John Sr.'s birth likely occurred 1740–45. He would now be in his mid-to-late sixties.

16 JUNE 1809

GILES COUNTY, VA

Court order

Dillion jury ordered back to the jury room. **William Watts** was jailor for the county.

“Ordered that the Sheriff of this County Collect from Each tithable Inhabitant within the County one Dollar fifty Cents to be applid [*sic*] satisfying the Claims against the County.”¹⁵⁷

COMMENT:

This William Watts does not appear to be part of the extended family I am studying (inlaws to the Millses of Albemarle and Amherst). Therefore I have not been gathering the records created on him. I'm taking this note because it places him in Giles County one year *before* an unidentified William Watts appears on the 1810 census of Kanawha, to which other Giles Co. residents migrated. From this point forward, I will watch to see if this William drops out of Giles before the date of the Kanawha census or whether he remained in Giles.

8 AUGUST 1809

GILES COUNTY, VA

Land sale.

Sarah Brumfied, late **Sarah Sarten**, **Humphrew [*sic*] Brumfield**, husband of the said Sarah, **John Sarten**, **Joel Sarton**, and **Thomas Sarton**, heirs and Legatees of **Joel Sartain** Decd of the County of Giles, to **Elijah Sarten**, coheir and Legatee of the said Joel Sarten, Decd., for \$5 do quitclaim their interest in a parcel of 125 acres patented 23 November 1803 to the late Joel Sarten, Decd., lying in Giles (formerly Montgomery) on **Stony Creek**, a branch of **New River** ... beginning on the N side of a ridge near a cove ... to the line of John Sartain's land ... crossing **Stony Creek** ... to the top of a high nob ... to the beginning. Seal of all four sellers. Proved August court 1809 by acknowledgment of all parties except Humphrey Brumfield who acknowledged at September court.¹⁵⁸

COMMENT:

I have not pursued the origins of this set of Sartains, but the given names in this cluster matches those I've seen a half-century earlier in north-central North Carolina.

18 AUGUST 1809

GILES COUNTY, VA

Land sale.

Judith Farley (x) “relick” of **Thomas Farley** and administratrix of the estate, and **Jesse Farley**, “administrator with the said Judith Farley” both of Giles, acting under will of Thomas Farley that directed “Judah” to sell as much land as necessary, now sell to William Caldwell for \$162.68, 120 acres being part of 700 acres patented 13 February 1793 in County of Giles (formerly Montgomery) on waters

¹⁵⁷ Giles Co., VA, Order Book 1: 269, 271–72; imaged as *FamilySearch* digital film 008151678.

¹⁵⁸ Giles Co., VA, Deed Book A: 331–32.

of **Walkers Creek**, East side thereof, adj. heirs of Thomas Clybourn Decd., also John Clybourne ... crossing **Rye Hollow** to the beginning. Witnesses: Archerbill Clyborn, James Clyborn, John Clyborn (x). Proved September Court 1809 by the three witnesses.¹⁵⁹

COMMENT:

The next two pages carry another deed from Jesse and Judith to John Clybourn, dated 14 March 1809, said to be on SW side of **Stoney Hill**, adj. William Caldwell, McKenzie, **Rye Hollow**, Thomas Clybourn. Same witnesses.

11 SEPTEMBER 1809

GILES COUNTY, VA

Court order

"Henry Dillion & David Lusk was brought into Court by the Sheriff for committing an affray by Fiteing in the Courtyard. On hearing the Case on the Evidence Presen^d it is ordered by the Court that they be **put into the stock** for three quarters of an Hour and pay the Cost of this motion."¹⁶⁰

15 SEPTEMBER 1809

GILES COUNTY, VA

Court order

"**John Toney** against William Murphy. Nimrod Smith, **Benjⁿ H White**, Thomas Little & Jesse Blankinship who Justified Spl bail.

"**Toney & Co.** vs Same, the same, the same Justifi^d Spl bail."¹⁶¹

COMMENT:

This William Murphy, for whom Benjamin H. White serves as special bail, was brother-in-law of Samuel Mills, married to Rachel Prince's sister. Murphy also served as a surety on Samuel Mills's marriage bond, with Arter White as co-surety and "Benjⁿ H White" as witness.

3 NOVEMBER 1809

GILES COUNTY, VA

Mortgage

William Wattes for \$150 conveys to Jacob Peck & Co his Sorrel mare, bay mare and colt, household furnishings, books, etc. on condition that he fails to pay to Peck before 1 November the debt of \$150 that he owes Peck. Witnesses: Fleming Trigg, Joseph Peck. Signed: Wm. Wattes. Acknowledged in Giles County **January 1810 by Wattes** after he failed to pay.¹⁶²

COMMENT:

On 5 April 1809, one Henry Smith mortgaged his town house and lot in Pearisburg, and household furnishings to Peck, with Fleming Trigg and **William Wattes** as witnesses.¹⁶³

4 NOVEMBER 1809

GILES COUNTY, VA

Association

Inventory of estate of **Peter Dingess** taken by Jas. McClaugherty Jr., Jas Coplea [James Copley], and **John Toney**.¹⁶⁴

¹⁵⁹ Giles Co., VA, Deed Book A: 137–38; accessed as *FamilySearch* digital film 007894524.

¹⁶⁰ Giles Co., VA, Order Book 2 (1809–1811): 5; imaged as *FamilySearch* digital film 008151678.

¹⁶¹ Giles Co., VA, Order Book 2 (1809–1811): 7; imaged as *FamilySearch* digital film 008151678.

¹⁶² Giles Co. VA, Probate Book A:41–42; accessed as *FamilySearch* digital film 007645086.

¹⁶³ Giles Co. VA, Probate Book A:45–46; imaged as *FamilySearch* digital film 007645086.

6 NOVEMBER 1809

GILES (MONTGOMERY) COUNTY, VA

Land entry

“**James White** assee of Andrew Johnston who was assee of Thomas Nowell by Virtue of a land office Exchange Treasury warrant for 1250 acres No. 1951 bearing date the 9th day February 1808 enters 15 acres of land on the **north** side of **Salt Pon Mountain** Beginning at **a corner of his own land** and running to include land entered by himself March the 17 1808.”¹⁶⁵

COMMENT:

The index shows another James White entry on p. 263; but pp. 262 and 263 are missing from this film.

12 DECEMBER 1809

GILES COUNTY, VA

Land deed

“John Snodgrass to **John White**, both of Giles. Sale for \$100 paid in hand, **75 acres** in Giles on **New River**, described as

Beginning at a buckeye and Cucumber on the river bank, thence S 58° W 10 poles to a buckeye, S 23° E 24 poles to a white oak, S 82° W 44 poles to a black oak on steep hill side, S 25° W 30 poles to two white oaks on a ridge [*sic*], S 11° W 30 poles to a black oak and a red oak, S 42 W 22 poles to a white oak on a hill side, S 20° E 32? poles to a chesnut, N 59° E 44 poles to an Ash in the head of a **hollow**, N 86° E 92 poles to a Lynn on the river bank and thence down the several courses thereof and binding thereof 160 poles to the Beginning.

[Signed] John Snodgrass. Proved December Court 1809, by the acknowledgement of John Snodgrass.¹⁶⁶

COMMENT:

No adjacent landowners are named. This land would later be sold by John Jr. and wife Nancy Copley. The “hollow” appears to reference Camping Hollow, the neighborhood of Nancy’s family.

12 DECEMBER 1809

GILES COUNTY, VA

Court order

John Snotgrass to **John White** Deed acknowledged in Court by the said Snotgrass and ordered to be Recorded.”¹⁶⁷

COMMENT:

This is the John White who married Nancy Copley.

12 DECEMBER 1809

GILES COUNTY, VA

Court order

“Robert King & Co against **William Watts**, John Brown Spl. Bale. In Debt. A letter of attorney from John Fletcher of the County of **Pulaski** & State of **Kentucky** to Rowling Fletcher of this County was Persented

¹⁶⁴ Giles Co. VA, Probate Book A: 26; imaged as *FamilySerch* digital film 007645086.

¹⁶⁵ Giles Co., VA, Land Entry Book 1806 (1804) 01501815, p. 82; FHL microfilm 1928290 (item 1).

¹⁶⁶ Giles Co., VA, Deed Book A: 158–59; imaged as *FamilySearch* digital film 007894524.

¹⁶⁷ Giles Co., VA, Order Book 2 (1809–1811): 35; imaged as *FamilySearch* digital film 008151678.

[sic] in court together with a Certificate of the Clerk of the said County Pulaski which is ordered to be recorded." Marginal note: "Fee pd."¹⁶⁸

23 DECEMBER 1809

GILES COUNTY, VA

Land entry

"**William Aldridge**, assignee of **John McClaugherty**, assignee of **William Preston**, assee. of North Parker, heir at law to James Parker deceased, who was assee. of Thomas Clark who was assee. of Samuel Ford who was Assee of David Anderson, by Virtue of a land office Exchange treasury warrant for 500 acres No. 1981 bearing date the 10th day of December 1808, enters **91 acres** of land on **Little Wolf Creek**, waters of **Bluestone**, **adjoining** or nearly adjoining land now owned by **John Toney** and **John McClaugherty**, [which they] **purchased of Benjamin White**, runing thence up the creek on both sides so as to include all the good land on both sides of the creek for quantity.¹⁶⁹

COMMENT:

The 1814 land tax roll of Giles describes the 98 acres that Toney and McLaugherty bought from Benjamin White as lying "on Little Wolf Creek of Bluestone abt. **34 m. W** [of courthouse at Pearisburg]."

1810

GILES COUNTY, VA

Marriage

Isaac Burton to **Ruth Sartain**. No date other than year. No parental or other data.¹⁷⁰

9 JANUARY 1810

GILES COUNTY, VA

Court order

"A deed of Personan [sic] Property from **William Watts** to Jacob Peck & C was acknowledged in court by the said Wm Watts and ordered to be Recorded."¹⁷¹

20 FEBUARY 1810

GILES COUNTY, VA

Court order

Commonwealth vs. Adam Smith, Ezekiel Smith, and Benjamin Smith. Grand larceny charge for carrying away hemp from the premises of Isaac French. Summons issued to Adam Smith, Isaac French, Travis Stowers, **Benjⁿ H White**, John French, William French, Jeremiah Jones, James Purdue, Sarah Boling, John Caperton, William Boling, and Susanna Jones to appear before the Superior Court on the first day of the next term to testify. All posted their appearance bond.¹⁷²

14 MARCH 1810

GILES COUNTY, VA

Marriage

¹⁶⁸ Giles Co., VA, Order Book 2 (1809–1811): 35; imaged as *FamilySearch* digital film 008151678.

¹⁶⁹ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 103; imaged as *FamilySearch* digital microfilm 1928290 (item 1).

¹⁷⁰ Giles Co., Register of Marriages, 1806–1870: 23; imaged, *FamilySearch* digital film 7490220.

¹⁷¹ Giles Co., VA, Order Book 2 (1809–1811): 43; imaged as *FamilySearch* digital film 008151678.

¹⁷² Giles Co., VA, Order Book 2 (1809–1811): 49–51; imaged as *FamilySearch* digital film 008151678.

Joseph Peck to Betsy Chapman No parental or other data.¹⁷³

COMMENT:

See 20 April 1816 for will of George Chapman of Floyd County, KY, naming son Archabald [who married Betsy Mills, 1811], daughter "Elizabeth," and son-in-law Joseph Peck.

23 APRIL 1810
GILES COUNTY, VA

Land sale.

Joseph Snodgrass to James White, both of Giles Co., for \$80 in hand paid, sells 25 acres in Giles on N side of **Salt Pon** [sic] **Mountain**, being part of a tract of 92 acres granted to **Thomas Cassady** by patent dated 21 January 1791 ... described as

Beginning at Red oak Corner to his Survey also corner to **Maddens** land, runing N 17 W 64 poles, continuing with said Survey to a large chesnut on **Collins** line, thence with Collins line W 68 poles to a locust by a fence, thence leaving Collins line S 9 E 46 poles to a black oak stump, S 1 W 25 poles to **Joseph Snodgrass's** line and with it N 68 E 14 poles to a pointer, N 83 E 60 poles to the beginning.

Proved April Court 1810 by acknowledgement of Snodgrass.¹⁷⁴

COMMENT:

- This is recorded consecutively with Sartain to Marrs and **John White** to Straley.
- On 24 April 1806 Randall Lucas patented land at head of Doe Creek (Salt Pond area) *adjacent to John White and Thomas Cassady*. In 1797, Randall Lucas's land lay adjacent to land of **Robert White**. It seems that James White is in the area where his proposed brothers John and Robert previously lived.¹⁷⁵

24 APRIL 1810
GILES COUNTY, VA

Land sale.

Joel Sartain and **wife Avezilla** to **Nathan Marrs**, both of Giles Co., sale for \$100, **50 acres** in Giles County on E side of New River and opposite side of **Big Stoney Creek**; metes and bounds mention a hollow. Acreage not given. No witnesses. Proved April Court 1810 by acknowledgement of Sartain.¹⁷⁶

24 APRIL 1810
GILES COUNTY, VA

Land sale.

John White and **wife Nancey** to James **Straley**, all of Giles Co., sale for \$100, 100 acres in Giles County "in **Camping Hollow** about 1 mile from New River," described as:

"Beginning at a white oak near the head of a Spring on a line of **Thomas Burks** lands thence with the line of the same N 68 W 45 poles passing his corner to a white oak on the top of a ridge, S 10 E 156 poles to two white oaks by a Road, N 51 E 80 poles to a large white oak on the top of a ridge, N 32 E 34 poles to a black oak, N 2 E 66 poles to a black and white Oaks, N 22 E 42 poles to a Spanish oak, N 39 W 62 poles to two white oaks thence S 28 W 110 poles to the beginning.

¹⁷³ Giles Co., Register of Marriages, 1806–1870: 23; imaged, *FamilySearch* digital film 7490220.

¹⁷⁴ Giles Co., VA, Deed Book A: 180; imaged as *FamilySearch* digital film 007894524.

¹⁷⁵ William McClennahan vs. Robert White, Montgomery Chancery Causes no. 1772-005; imaged Library of Virginia, "Chancery Records Index," *Virginia Memory* (<http://www.lva.virginia.gov> : downloaded 27 May 2019).

¹⁷⁶ Giles Co., VA, Deed Book A: 181; imaged as *FamilySearch* digital film 007894524.

“In witness whereof the said John White and Nancy his wife have hereunto set ~~their~~ his hand and fixed his seal the day and year first above written. {seal} {seal}.” [sic] No witnesses. Proved April Court 1810 by acknowledgement of John White.¹⁷⁷

COMMENT:

The John White with wife Nancey [nee Copley] is the man referenced in the 1811 court case, below, as “**John White Jr.**” Note that

- the sale is the same day as the sale by Joel Sartain Jr.
- subsequent related documents call this John “**John H.**”
- On 13 February 1815, James Straley and wife Betsey sold 7 acres of this land to Joseph Jackson, saying it was the land Straley lived on and that it was part of 100 acres patented to “John White.” John Peak and John Burke, justices of the peace, swore at October Court 1815 that Betsy had been examined by them on 13 February 1815 and acknowledged the sale.¹⁷⁸

21? APRIL? 1810

GILES COUNTY, VA

Court order

“Joseph Snodgrass to **James White** Deed Acknowledged in Court and ordered to be recorded. ... **John White & Nancy** his wife to James Straley, Deed acknowledged in Court by the said White & ordered to be recorded.”¹⁷⁹

25 APRIL 1810

GILES COUNTY, VA

Court order

“Robert King & Co. against **William Watts**. In debt. Trigg or Defendant wotts [sic] Office Judgt. Set aside payment Plea. Replication & Issue.”¹⁸⁰

25 APRIL 1810

GILES COUNTY, VA

Court order

Grand jury returned a true bill against “**John White**” and others. Charges not shown.¹⁸¹

22 MAY 1810

GILES COUNTY, VA

Court order

Ordered that **John Toney** be appointed overseer of the road in room of Robert Clendenen “and that he with the hands under said Clendenen including those on Bluestone in his former bounds so as not to interfere with Charles Walker hands Keep the same in repair. Also that the said **Toney** be appointed in the Room of John Neely from **Toney’s Ferry** to the **Monroe County** line ...”¹⁸²

COMMENT:

Toney’s Ferry lay about a mile from the New River mouth of Wolf Creek. By this time he appears to have owned all the land between his ferry and New River. Monroe lay on the opposite bank of

¹⁷⁷ Giles Co., VA, Deed Book A: 181–82.

¹⁷⁸ Giles Co., VA, Deed Book A: 416.

¹⁷⁹ Giles Co., VA, Order Book 2 (1809–1811): 55–57; imaged as *FamilySearch* digital film 008151678.

¹⁸⁰ Giles Co., VA, Order Book 2 (1809–1811): 59; imaged as *FamilySearch* digital film 008151678.

¹⁸¹ Giles Co., VA, Order Book 2 (1809–1811): 63; imaged as *FamilySearch* digital film 008151678.

¹⁸² Giles Co., VA, Order Book 2 (1809–1811): 66; imaged as *FamilySearch* digital film 008151678.

New River.

The William White Sr. and Jr. who lived in Monroe and signed petitions there in this time frame have not yet been pursued.

22 MAY 1810

GILES COUNTY, VA

Court order

“On motion of the Sheriff of this County, William Watts is appointed Jailor for this County where upon he took the oath Required by Law and to Suppress Dueling.”¹⁸³

COMMENT:

Court orders for the next decade show that Watts would remain in this post and also served a while as deputy sheriff. **He clearly was not the William Watts who moved to Kanawha before the taking of the 1810 census there.**

21 JUNE 1810

GILES COUNTY, VA

Survey of 279 acres for Peter Mock, combining several older tracts, including

- “50 acres a part thereof was formerly granted to **Obediah Byas** by patent bearing date the 20th day of November 1798 and by deed ... to Thomas Hammons ... July 1805 and by deed [from Hammons to Mock] 7 December 1805.
- “another part thereof by said **John White** by deed of bargain and sale bearing date the 24th day of December 1793 conveys the same to **James Conley Senr. Obediah Byas and Brigget** [Conley/Connoly] convey the same to Thomas Hammon by deed dated the 19th day of January 1804 who conveys the same to Peter Mock by deed dated the 2d day of December 1808, **115 acres.**”¹⁸⁴

COMMENT:

The “John White” of this document would be John ‘S’ White. Even though the document (at second bullet above) cites “*said* John White,” there is no prior reference to John White in this document.

1? JULY 1810

GILES COUNTY, VA

Land sale.

John Conley (x) of Giles Co. to **Thomas Cecil** of Montgomery. Sale for \$500 current money of Virginia, in hand paid, 144 acres being part of a tract granted to Thomas Cook on N side of **Walker’s Creek** and on **Mars Mills Creek**. No witnesses. Proved December Court 1810 by acknowledgement of Conley.

25 JULY 1810

GILES COUNTY, VA

Court order

“**John White**” serves on jury.¹⁸⁵

COMMENT:

Again, this should be John Jr., for the reasons stated earlier under June 1809, regarding jury duty.

¹⁸³ Giles Co., VA, Order Book 2 (1809–1811): 68; imaged as *FamilySearch* digital film 008151678.

¹⁸⁴ Giles Co., VA, Survey Book 1 (1807–1845): 76–77; imaged as *FamilySearch* digital film 8745650 (item 2).

¹⁸⁵ Giles Co., VA, Order Book 2 (1809–1811): 80, 84; imaged as *FamilySearch* digital film 008151678.

25 JULY 1810

GILES COUNTY, VA

Court order

Commonwealth vs. **“John White**. On an indictment for a breach of the Peace. This day came the attorney for the Commonwealth and the Deft in his own Person who Pleaded not Guilty to the indictment and put himself upon the Country and the attorney for the Com’t^h likewise, whereupon came a Jury to wit: Frances Scott, Reuben Johnston, Benj^a Smith, Joseph Jackson, William Burk, John Conley, John Dingess, James Perdue, Isaac Jackson, Linsey Davis, Ezekiel Smith & Hugh Johnston, who being Elected ___eed and Sworn the Truth to Speake upon the Issue Joined and having herd the Evidance upon their Oaths do say that the **Deft. is Guilty** in manner and form as the attorney for the Com’t^h hath alledged and they do assess his **fine to one Dollar** and Judgt. Is Given for the Same with cost and the Deft. May be taken &c.”

NOTE: That same day, “John White” served in the jury for the case Toney & Co. against Frederick Mock Jr. for debt.¹⁸⁶

COMMENT:

“Put himself upon the country” was a legal euphemism for requesting a jury trial. Again, the John White present in court on this day (and the John White being charged for an offense that his colleagues deemed inconsequential) should be John Jr.

26 JULY 1810

GILES COUNTY, VA

Court order

“Toney & Albert vs. Wm Watts. Deft. Come into Court and confes^d the Plts action according to Note Intrest & costs with a Stay of Execution until further Orders & judgment by the court if given for the same.”¹⁸⁷

AUGUST 1810

GILES COUNTY, VA

Census

Semi-alpha by first letter of surname, as per tax roll

(p. 640; begin line 11)

Williams, Jeremiah

White, James [Doe Cr.]	1 white male 26–44	1 white female 26–44	7 in household
	3 white males 0–10	2 white females 0–10	

Williams, Hugh

Williams, Andrew

Williams, Joseph

Walker, Julas

Williams, George Jr.

Wilhite, Elias

White, Benjamin H.	1 white male 45+	1 white female 26–44	11 in household
	2 white males 18–25	3 white females 10–15	
	2 white males 0–10	2 white females 0–10	

COMMENT:

¹⁸⁶ Giles Co., VA, Order Book 2 (1809–1811): 86–88; imaged as *FamilySearch* digital film 008151678.

¹⁸⁷ Giles Co., VA, Order Book 2 (1809–1811): 93; imaged as *FamilySearch* digital film 008151678.

The Benjamin White family, which had been in the Wolf Creek–Bluestone–East River area at least since Benjamin’s acquisition of land in 1804, is now listed among families of lower Giles. The late-1808 loss of land on Little Wolf Creek, amid John Toney’s suit against him, apparently prompted Benjamin to move his family to the land of his proposed brother James in the Doe Creek–Salt Pond area. Regarding the potential children in this 1810 household:

Cornelius White

- Online trees assert that Benjamin H. and Ann were the parents of **Cornelius White** (b. 2 June 1792–1 June 1793).¹⁸⁸ If born in June–July of 1792, then Cornelius should be one of the males 18–25 in the 1810 census above; the census date in 1810 was the first Monday in August.
- The only other White household with a son of age to be Cornelius in 1810 is that of the second John White below (John Sr. and Frankey). However, tax roll data suggests that Cornelius more likely did belong to Benjamin’s family: In both 1813 and 1814 “Benjamin H.” was charged with three tithes. A **William White** was added as an independent taxpayer in 1815; although no White household lost a tithe in 1815, it is possible that a new tithe (i.e., a younger brother) was added at the time William went on his own. In 1816, Benjamin’s tithes dropped to 1 and Cornelius was added as an independent taxpayer. Meanwhile, the household of John Sr. and Frankey consistently *gained* tithes, rather than losing them (1813: 2 tithes; 1814 and 1815: 3 tithes; 1816: 4 tithes).

William White (wife Editha)

- Some online trees assert that Editha White, who m. William in 1816, was Benjamin’s daughter.
- Other trees assert that Editha’s husband William was the son of John and Nancy. These claimed relationships set up the following propositions:
 1. If Editha is daughter of Benjamin, and William is son of John Jr. and Nancy, then Editha married her first cousin.
 2. If Editha is daughter of Benjamin, and William is son of John Sr. by either Frankey or his first wife, then Editha married her uncle or half-uncle.
 3. If Editha is daughter of John Jr., and William is son of John Sr. by either Frankey or his first wife, then Editha married her uncle or half-uncle.
 4. If Editha is daughter of John Jr., and William is the son of Benjamin, then Editha married her first cousin.

It is far more likely that Editha married a first cousin rather than her father’s brother or half-brother—suggesting that Proposition 1 or 4 is the correct one.

Other information presented in this set of research notes rule out Propositions 1 and 2:

- John Jr. and Nancy did have a son William but their William married in 1820 to their neighbor Lavina Munsey¹⁸⁹ and was continually taxed amid his family and hers from that point onward.
- Given that Editha was of full age when she married, her age on the 1810 census should be over 15. The only White household on the census with a female in that age group was that of “John White H.” (i.e., John and Nancy Copley).¹⁹⁰

¹⁸⁸ The 1850, 1860, and 1870 censuses of Mercer County, VA, consistently place Cornelius’s birth between these dates. The time frame is compatible with his first appearance on the Giles Co. tax roll in early 1815 (i.e., turned 21 in 1814) and being appointed a constable in April 1815 (born before April 1794).

¹⁸⁹ Giles Co., VA, Register of Marriages, 1806–1870: 28; imaged, *FamilySearch* digital film 7490220 > image 36 of 250.

¹⁹⁰ 1850 U.S. census, Mercer Co., “My Division,” post office: Princeton, p. 157, dwelling 1116, family 1033, enumerates William White 67, Edatha White 65, and Elizabeth Boling 22, amid Pecks, Lillys, Farleys, and Caldwelles, formerly of Giles.

Proposition 4 is the only one remaining for Editha:

- Editha was daughter of John Jr., who did have a female her age in his 1810 household.
- William was son of Benjamin and Ann, who did have a male of William’s age in his 1810 household.

One additional possibility remains to be explored: that William who married Editha was son of William Sr. of Monroe County (across the river from Toney’s Ferry).

(p. 641; begin line 1)

Walker, John
 Walden, Thomas
 Workman, Isaac
 Westlick, Thomas
 West, George
 Woodram, Archibald
 Webster, Jacob G
 Wattes, William
 Williams, Abram

Williams, George Sen.
 Walker, Charles Sen.
 Wilburn, William
 Walker, Charles Jr.
 Willes, John
 Webb, John Jr.

John White H	1 white male 45+	1 white female 26–44	9 in household
	3 white males 10–14	1 white female 16–24	
	3 white males 0–9		

COMMENT:

The rendition of this John’s name as “John White H” is exactly how it appears on the census. The data for this household and for the second John White household on the following page need to be analyzed in context with other known data—starting with these points:

- The man identified in deed and tax records as “John White H,” “John White, hunter,” “John H White,” and “Jack White” was the husband of Nancy Copley. He came onto the Montgomery tax rolls of 1791 as “John Jr.,” coupled with “John Sr.” and Benjamin. Other tax and civil records, that can be matched to him through neighborhood clusters, also called him “John Jr.”
- The household composition above fits that of John Jr., who married Nancy in January 1793. Tax rolls from 1816 forward, couple him with six males born by 1810, in a capacity that implies father-son relationships: John (came on roll in 1816), William (1818), Thomas (1820), Archelaus (1826), David (1829), and Oratio (1831). Rhasa, who came onto the roll in 1834, would have been born after 1810.¹⁹¹
- The female aged 16–24 in 1810 suggests that the eldest child of John and Nancy may have been a female b. c1793 (falling in sync with the c1795 birth of the son John who first appeared on the tax roll in 1816). As noted above in the discussion under the Benjamin H. White household, the only female candidate found for John and Nancy’s daughter among marriage

¹⁹¹ See “E. S. Mills, “Whites of Montgomery & Giles Counties, VA: Disambiguation between Johns & Overview of Offspring; Based on Tax Rolls, Legislative Petitions, and Other Legal Records,” report to file 25 June 1820; archived at *Historic Pathways.com* under the “Research” tab.

records is the Editha White, over 21, who married William White (father not stated) in 1816.¹⁹² (If this William were Benjamin’s son, then he and Editha would be first cousins. If this William were John & Frankey’s son, then William would be Editha’s half-uncle—a less-likely proposition. This William might also be William Jr. of Monroe. That possibility has not yet been investigated.)

- The age of “John White H” (said to be 45+), is possibly correct though it differs from others sources by a couple of years. Having signed a petition in 1787 (at least age 16) and then marrying in 1793, he was likely born about 1768–70 (i.e., aged 21 to 25 at marriage). For him to be aged 45 in 1810, he would have been born by 1765.

Williams, Margrett

Williams, Frederick [aka Frederick Albert]¹⁹³

Walters, John

(p. 642; start with line 1)

Williams, John

Wilhite, Joel

Waddle, Robert

Wooden, Robert

John White [Sr.]

1 white male 26–44 [*sic*] 1 white female 26–44 10 in household

1 white male 16–25 [17-18]

3 white males 10–15

4 white males 0–9

COMMENT:

The age of the head-of-household is not compatible with the John Sr. who married Frankey Mills in 1793. However, consistent tax roll data and deeds make it clear that John Sr. was the only John White in the county in 1810 aside from “John White H.” The ages for the rest of the household are compatible with a couple who married in 1792. Apparently, in recording data on the head of the household (who likely was not present at the time), the census taker erred and put a tick mark in the wrong age column, making him the same age bracket as his younger wife.

Given the considerable evidence pointing to this John as the father of Benjamin (who married in 1787 and likely was born by 1766) and John Jr. (born c1760–65), this John [Sr.] was more likely born in the 1740s.

Wilburn, Robert

Wilson, Jane

Wilson, William

[1 August 1827, James McClaughterty was co-executor of “William Wilson, Decd.”; William H. Snidow and David French, Commissioners to settle estate]¹⁹⁴

Williams, David

Walker, Robert

Walker, William

¹⁹² Giles Co., VA, Marriage Bonds [and Permissions], 1806–1820, unindexed, unnumbered, rough chronological order; imaged Giles Co. microfilm 21, Library of Virginia, Richmond.

¹⁹³ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page, 29 May 1827; imaged as *FamilySearch* digital film 008151679 > image 388.

¹⁹⁴ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image18.

26 SEPTEMBER 1810

GILES COUNTY, VA

Court order

Benjamin H White serves on jury.¹⁹⁵

25 DECEMBER 1810

GILES COUNTY, VA

Court order

Grand jury handed down a whole slew of indictments for unlawful gaming and profane swearing, including "**William Watts, saddler**, who was indicted for both."¹⁹⁶

24 JANUARY 1811

GILES COUNTY, VA

Association

"A Schedule of the Sales of the Estate of **George Pearis** deceased made 23rd and 24th off January 1811 by **Gordon Cloyd** Administrator ... Isaac Chapman, John Chapman, Thomas Shannon, Jacob Strailey, Rebeckah Pearis Junr., **Rebekah Pearis** widow ... **Juliott Pearis now Mrs. Jarrell** ... Samuel Pearis."¹⁹⁷

25 FEBRUARY 1811

GILES COUNTY, VA

Marriage

Arther Blankenship to **Sally Sartain**. No parental or other data.¹⁹⁸

COMMENT:

Elijah and Sarah (Mills) Sartain have been married long enough to have a daughter of marriageable age, but not one of full legal age. This Sally Sartain was not likely to be their child.

26 FEBRUARY 1811

GILES COUNTY, VA

Court order

On request of **Thomas Copley** the court issues a writ of *Ad quod damnum* to be executed 15 March next, to view the feasibility of Copley's proposal to keep a public ferry on his own land on New River.¹⁹⁹

COMMENT:

This dating of Copley's ferry may be needed in my subsequent proof arguments. Note the earlier court minute referring to **Copley's canoe landing**.

A writ of *ad quod damnum* was an order to assess the damages that might incur from a proposed action. In this time and place, we see it typically with proposals for ferries, dams, bridges, and watermills.

2 MARCH 1811

GILES COUNTY, VA

Marriage

Henry Belsher to **Milly Prince**. No date other than year. John Prince father. No other data.²⁰⁰

¹⁹⁵ Giles Co., VA, Order Book 2 (1809–1811): 109; imaged as *FamilySearch* digital film 008151678.

¹⁹⁶ Giles Co., VA, Order Book 2 (1809–1811): 122–23 through 135; imaged as *FamilySearch* digital film 008151678.

¹⁹⁷ Giles Co., VA, Probate Book A: 166–67; accessed as FHL digital film 007645086.

¹⁹⁸ Giles Co., VA, Register of Marriages, 1806–1870: 23; imaged, *FamilySearch* digital film 7490220.

¹⁹⁹ Giles Co., VA, Order Book 2 (1809–1811): 156; imaged as *FamilySearch* digital film 008151678.

COMMENT:

John Prince was father of Rachel Prince who married Samuel Mills. Thus, **Henry Belsher has become Samuel Mills's brother-in-law**. The placement here of Belsher amid Samuel's FAN (friends & family, associates, and neighbors) suggests that Belcher's records should be added to the study list.

Belchers were also in Franklin County from the 1790s through the 1830s, including a Henry.²⁰¹ However, online trees assert that the Henry who married Milly Prince died in Mercer County in 1880.

TO DO:

Rework these courthouse and tax records for Henry Belsher.

26 MARCH 1811

GILES COUNTY, VA

Court order

"Betsy Mills with the opprobation of the Court made Choice of **Elijah Sartain** hir Guardian where upon the said Elijah Sartain appeared in Court and entered into bond with Security in the Sum of Fifty Dollars Conditioned as the Law Directs."²⁰²

COMMENT:

Underaged females in this society chose a guardian under one of two circumstances:

- She was heir to someone's estate and was over fourteen.
- She was about to marry, had no living father or legal father, and needed a guardian appointed to consent to the marriage.

The following known facts are germane to her probable parentage.

- No Mills estate record, with an heir named Elizabeth or Betsy, has been found contemporaneously in Giles or any of twenty-plus surrounding counties.
- On this same day, Archibald Chapman posted bond to marry Elizabeth Mills, with Elijah serving as bondsman.
- From the requested guardianship, we may conclude that Betsy was under 21, which places her birth no earlier than February 1790.
- Elijah Sartain married the single woman Sarah Mills on 26 April 1791.
- The only other Mills adult in Giles < Montgomery County at that time was the alleged "widow" Frankey Mills who married John White in 1792. When Frankey's son Samuel Mills married in 1807 Giles, permission was given by "John and Frankey White."
- If Betsy were the child of Frankey, then the reason for her choosing Sarah's husband as her guardian would go unexplained.
- Betsy and Archibald Chapman moved to Gallia County, Ohio, with Elijah and Sarah (Mills) Sartain and appear on subsequent censuses next door to them.
- The totality of the evidence points to Sarah Mills as the mother of Betsy.

²⁰⁰ Giles Co., VA, Register of Marriages, 1806–1870: 24; imaged, *FamilySearch* digital film 7490220.

²⁰¹ Beverly Merritt, *Franklin County, Virginia, Will Book Index, 1786–1986* (N.P.: P.p., n.d.), 34–35; citing Inventory & Appraisal Book 13: 549 for "Henry S."

²⁰² Giles Co., VA, Order Book 2 (1809-1811): 158; imaged as *FamilySearch* digital film 008151678.

26 MARCH 1811
GILES COUNTY, VA
Marriage

Archeble Chapman to Elizabeth Mills. No date other than year. No parental or other data.²⁰³

COMMENT:

Voight's published abstracts of Giles marriages says that Elijah Sartain was bondsman.

TO DO:

I need to obtain this bond on next trip to Library of Virginia. *FamilySearch's* imaged bonds for Giles begins with 1821.

26 MARCH 1811
GILES COUNTY, VA
Court order

Caleb Gant against **Rebecca Stratton**, Deft. for an award of attcht. On attendance ticket for fifty three cents. It is therefore ordered by the Court that attacht. issue for the Sum aforesaid and that she pay the cost of motion.

"**Jonathan Toney** against same, the same.

"**John Conner** on same, the same.

"Ashen Crockett on Same, the same."²⁰⁴

COMMENT:

- Note that both Jonathan Toney (son of John) and John Conner (who signed a lease contract with John Toney in 1816) appear as witnesses in the same case, on behalf of Rebecca Stratton. **This places the Toney-Conner association five years earlier than the lease.**
- Strattons, in Amherst, were Mills inlaws. This Rebecca's identity is not yet known. The 1810 census of Giles, p. 636, cites her as a female over the age of 45.

10 APRIL 1811
GILES COUNTY, VA
Marriage

Hugh Jurdon to Sally Chapman. No parental or other data.²⁰⁵

25 APRIL 1811
GILES COUNTY, VA
Land entry

"**Joseph Copley**, assignee of William Burk Junr. who was assignee of Andrew Reid Senr. by virtue of a land office Treasury warrant for 5000 acres No. 4599 bearing date the 8th day of December 1809, enters 60 acres of land on the **West side of New River**, Beginning at said Copley's corner tree and runing thence out to the head of a **hollow**, thence East to **John Whites** corner tree and Extending out for quantity."²⁰⁶

COMMENT:

This John White would be John Jr. (aka John White H, aka John White hunter, aka John White Jr,

²⁰³ Giles Co., Register of Marriages, 1806–1870: 24; imaged, *FamilySearch* digital film 7490220.

²⁰⁴ Giles Co., VA, Order Book 2 (1809–1811): 158–59; imaged as *FamilySearch* digital film 008151678.

²⁰⁵ Giles Co., VA, Register of Marriages, 1806–1870: 24; imaged, *FamilySearch* digital film 7490220.

²⁰⁶ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 180; FHL digital microfilm 1928290 (item 1).

aka Jack White) who married Joseph Copley's sister Nancy.

28 APRIL 1811
GILES COUNTY, VA

Court order

"On motion of **Low Brown** and for reasons appearing to the Court it is ordered that a negro woman of the Property of the said Brown be Exempt from the payment of Tax on account of hir age and inability."

Thomas Copley is authorized by the Court to proceed with construction of his **ferry**.²⁰⁷

28 APRIL 1811
GILES COUNTY, VA

Court order

"**James White** and others are fined \$8 each for failure to appear when summoned for Grand Jury duty."²⁰⁸

28 APRIL 1811
GILES COUNTY, VA

Court order

"On motion of **John Toney, ferry keeper** and for Reasons appearing to the Court it is ordered that he be allowed one hand to attend his ferry and that the said hand be allowed [to] be Exempted from all other Public Services."

"On motion of **John Tony, [sic] ferry keeper**, leave is Given him to keep an **ordinary** [inn or tarvern] **at his own house** in this County under the Law of Ferry keepers and without paying The tax imposed on Ordinary Keepers where upon he entered into bond with Security according to Law."²⁰⁹

18 MAY 1811
GILES COUNTY, VA

Marriage

John Bone to Polly Chapman. No parental or other data.²¹⁰

26 JUNE 1811
GILES COUNTY, VA

Court order

"Ordered that the Sherif collect from Each Tithible inhabitant within the County one dollar and twenty-five Cents to be applyd to ward [sic] paying the Claims against the County."²¹¹

COMMENT:

The court order did not specify the tithable age.

23 JULY 1811
GILES COUNTY, VA

Court order

"George Williams, Zachariah Munsey and **James White** who was Summoned to attend as Grand jurors at the April Court Last appears in court and Shewed Sufficient cause of their inability to attend [and] were

²⁰⁷ Giles Co., VA, Order Book 2 (1809–1811): 161, 163; imaged as *FamilySearch* digital film 008151678.

²⁰⁸ Giles Co., VA, Order Book 2 (1809–1811): 165; imaged as *FamilySearch* digital film 008151678.

²⁰⁹ Giles Co., VA, Order Book 2 (1809–1811): 168–70; imaged as *FamilySearch* digital film 008151678.

²¹⁰ Giles Co., VA, Register of Marriages, 1806–1870: 24; imaged, *FamilySearch* digital film 7490220.

²¹¹ Giles Co., VA, Order Book 2 (1809–1811): 190; imaged as *FamilySearch* digital film 008151678.

discharged.

Low Brown appears on Grand Jury."²¹²

COMMENT:

Williams, Munsey, and White were all from the same community. It's possible that weather conditions were at play here.

24 SEPTEMBER 1811

GILES COUNTY, VA

Court order

James White served on jury.²¹³

25 SEPTEMBER 1811

GILES COUNTY, VA

Court order

John Tony [*sic*] and **Mary** his wife to Joseph Hagass [*sic*], Deed of bargain and Sale acknowledged in Court by the said **John Toney** [*sic*] and Ordered to be Certified to the County Court of **Fazew Kanhawa** [*sic*]."²¹⁴

22 OCTOBER 1811

GILES COUNTY, VA

Court order

"Philip Miller for the benefit of Robert Clendenen against **John White Sr., John White Jr., and Benjamin H. White**. On a fourthcoming bond. "Notice Proven as to **John White Jr.** and **Benjamin H. White**, Judgt is therefore Granted the Plaintiff for one hundred and forty Eight dollars & Sixty Eight Cents to be discharged by the Payment of Seventy four Dollars thirty four Cents and the costs Subject to a credit of thirty three Dollars paid the tenth day of Decr. 1809, also twenty Seven Dollars paid the 10th day of October 1810 and thirteen Dollars paid on the 25th day of Septr. 1810. [Marginal note:] Cost \$5.26."²¹⁵

COMMENT:

Again, we find John Sr., John Jr., and Benjamin acting in a familial manner, with the two younger men servings as sureties for the elder (to whom all evidence points as their father).

24 DECEMBER 1811

GILES COUNTY, VA

Marriage bond

Zachariah Crafford to **Jane Bowling**. Father Jesse Boling [*sic*]. No other data.²¹⁶

COMMENT:

In May 1816 or May 1817 (see those dates below) Zachariah Crafford aka Crawford leased land from Gordon Cloyd with **William Mills** as witness.

28 JANUARY 1812

GILES COUNTY, VA

Court order

²¹² Giles Co., VA, Order Book 2 (1809–1811): 193; imaged as *FamilySearch* digital film 008151678.

²¹³ Giles Co., VA, Order Book 2 (1809–1811): 219; imaged as *FamilySearch* digital film 008151678.

²¹⁴ Giles Co., VA, Order Book 2 (1809–1811): 231; imaged as *FamilySearch* digital film 008151678.

²¹⁵ Giles Co., VA, Order Book 2 (1809–1811): 238; imaged as *FamilySearch* digital film 008151678.

²¹⁶ Giles Co., VA, Register of Marriages, 1806–1870: 24; imaged, *FamilySearch* digital film 7490220.

“**Ellender Napier** orphan of **Thomas Hughes Napier** Decd with the approbation of the court have chosen **Patrick Napier** for her guardian who appeared in court with David Johnston his Security and entered into and acknowledged their Bond for the sum of three hundred Dollars conditioned as the Law directs.”²¹⁷

COMMENT:

Minor heirs to an estate, at fourteen, were legally able to choose their own guardian. This court order tells us that Ellender (called “Nellie” elsewhere) was born at least by January 1798. That should be a close approximation of her birth unless she sought the guardianship for permission to marry.

28 JANUARY 1812
GILES COUNTY, VA

Marriage

Isaac Chapman [Sr.] receives a gubernatorial appointment as Sheriff of Giles. **William Watts** is paid \$20 in public funds “for the benefit of Peck & Venmeter.” **Watts** and John Kirk are paid \$2.50 for two board signs erected in town of Pearisburg, to be paid “for the benefit of the said Kirk.”²¹⁸

COMMENT:

Apparently, these “for the benefit of” payments are for debts that Watts owes each of the recipients.

1812
WYTHE & GILES COUNTY, VA

Chancery court orders

COMMENT:

This register is indexed by plaintiff only. I read all defendant entries under all letters. **I am not reading the volume page by page** because the Wythe District covered several counties and I am seeing relatively few of Giles County names therein.²¹⁹

TO DO:

After all other resources are exhausted, I may need to come back to this volume and read it thoroughly.

1812
GILES COUNTY, VA

Land sale

Note 130: “Ibid [Deed Book 1] pg. 266. Christian Snidow to John Snidow—tract granted **Andrew Hatfield, Sr.** of **Big Stoney Creek**, adjacent to Christian Snidow, **Thomas Certain**. 1812.”²²⁰

9 MAY 1812
GILES COUNTY, VA

Land entry

“**Parker Adkins**, assignee of Philip Lybrook who was assignee of Jacob and John Peck by virtue of a land office Treasury warrant for 700 acres No. 4876 bearing date the 28th day of March 1812, enters 92 acres

²¹⁷ Giles Co., VA, Order Book 3 (1812–1817), 1; imaged as *FamilySearch* digital film 008151679.

²¹⁸ Giles Co., VA, Order Book 3 (1812–1817), unnumbered pages; imaged as *FamilySearch* digital film 008151679 > images 18–19.

²¹⁹ Wythe Chancery District, VA, Order Book 1 (1812–1820); imaged as *FamilySearch* digital film 8152008.

²¹⁹ Netti Schreiner-Yantis, *1815 Tax List of Giles County, Virginia: Abstracts of 300 Deeds and Surveys, 1806–1830; Detailed Map of Area Covered by Tax Collectors* (Springfield, VA: P.p., 1971), pg. B-16.

of land on the waters of **Big Stoney Creek**, a branch of New River, Beginning adjoining the land of **Thomas Sartain** and probatly the land of **John Snidow** and the land of **Thomas Clark** and Extending towards the Butt Mountain and up the Creek for quantity.”²²¹

COMMENT:

- “Parker Adkins” is widely asserted by online trees to be the name of both the father and the son of Milliton Atkins, the man who served in 1788 as bondsman for **Frankey Mills** and Abram Glymph. (The Y-DNA carried by one male line decending from Frankey’s premarital son Samuel Mills is also that of Atkins.)
- Thomas Sartain is widely asserted by online trees to be the brother of Elijah Sartain who married **Sarah Mills** in 1791.

13 MAY 1812

GILES COUNTY, VA

Land grant

“By virtue of two exchange Treasury Warrants to wit: 100 acres by No. 1081, issued the **25th of April 1801**, and 25 acres by No. 1982, issued the **10th of December 1808**, there is granted ... unto **John Tawney** assignee of **David Price**, a certain tract or parcel of land containing” 125 acres by survey dated **7 June 1810**, lying in the County of Giles on the North drains of **Sinking Creek**, a branch of New River, bounded as follows:

Beginning at a white oak on a line of **John Tawney’s** land, N 80° W 40 poles to two poplars, N 42° W 60 poles to a white oak on a hill side, S 88° W 103 poles to a red oak on a point, N 46° W 72 poles to three white oaks on a ridge, S 38° S to a red oak and white oak on a point, S 3° E 56 poles to a red oak and a white oak on a hill side near a field, and thence N 59½° E 222 poles to the beginning.²²²

COMMENT:

This John “Tawney” was a different man than John “Toney.”

13 MAY 1812

GILES COUNTY, VA

Land grant

“By virtue of three exchange Treasury Warrants to wit: 14 acres by No. 1081 issued the **25 April 1801**, 14 acres by No. 2089 issued **31 October 1809** and 6 acres by no. 1992 issued **28 January 1809**, there is granted ... unto **John Tawney** assignee of **David Price**, a certain tract or parcel of land containing” 34 acres by survey dated **7 June 1810**, lying in the County of Giles on **Sinking Creek**, a branch of New River, bounded as follows:

Beginning at a sugar tree & white oak on the bank. thence N 12° W 80 poles to a red oak & white oak on the bank of the creek, N 55½° W 62 poles crossing the creek twice to a white oak on the bank; N 3° E 62 poles to a poplar on the bank of the Creek, S 58° E 88 poles crossing the creek twice to a white oak and red oak on a point, and thence S 5° W 128 poles to beginning.²²³

²²¹ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 251; *FamilySearch* digital microfilm 1928290 (item 1).

²²² Virginia, Land Office Grants, vol. 62, 1811–1812, pp. 404–5; imaged at *Library of Virginia* (http://image.lva.virginia.gov/cgibin/drawer?retrieve_image=LONN&dir=/LONN/LO5/128/128&image_number=0428&offset=%2B24&name=Grants+No.62+++1811-1812&dbl_pgs=no&round= : accessed 20 June 2019).

²²³ Virginia, Land Office Grants, vol. 62, 1811–1812, pp. 405–6; imaged at *Library of Virginia* (http://image.lva.virginia.gov/cgibin/drawer?retrieve_image=LONN&dir=/LONN/LO5/128/128&image_number=0428&offset=%2B24&name=Grants+No.62+++1811-1812&dbl_pgs=no&round= : accessed 20 June 2019).

“Exec[uted] & del[ivere]d to Genl. J. Preston Sept. 7th 1812 per receipt.”

28 JUNE 1812

GILES COUNTY, VA

Marriage bond

Byrd Brumfield to **Cleas** [sic] **Napier**. No parental or other data.²²⁴

30 JUNE 1812

GILES COUNTY, VA

Court order

“**John Toney & Mary** his wife to Joseph Haynes, Deed acknowledged in Court by the said John Toney and Ordered to be Certified to the County Court of **Kanhawa** there to be recorded.

“Thomas Brown against John H. Rigby. On attachment. On motion of the Plaintiff by Henley Chapman Genⁿ his attorney and it appearing to the Satisfaction of the Court that **Robert Hunter Jn^f** and **James White** who was Summoned as garnishee and having failed to attend & State what is in their Hands of the Estate of the said Rigby, It is therefore Considered by the Court that an attachment Issue against the said **Hunter & White** Returnable hear at the next Court.

“On motion of **John Toney** who wishes to have the Road altered from the Lower end of the **Bottom** to the upper end of the **Bottom** where on George Pearis now lives, it is ...Ordered that James McClagherty Jr, John Caperton, **Jonathan Toney** & John Peters or any three of them being first sworn before a Justice of the Peace do view the ground along which Such way is Perposed to be altered and Report to this Court truly and impartially the comparative conveniences & inconveniences that will Result.”²²⁵

COMMENT:

James White, as garnishee, would be someone who owed money to, held money for, or employed the defendant Rigby. The plaintiff Brown, not getting his money out of Rigby, would then file for garnishment on any identifiable person who would be paying money to Rigby.

31 JULY 1812

GILES COUNTY, VA

Court order

William Watts did jury duty.²²⁶

29 SEPTEMBER 1812

GILES COUNTY, VA

Court order

James McClagherty is appointed commissioner of revenue. **John Toney** and John McClagherty are his sureties on a bond of \$500.²²⁷

COMMENT:

John McClagherty in 1808 was a storekeeper for John Toney.²²⁸

²²⁴ Giles Co., VA, Register of Marriages, 1806–1870: 24; imaged, *FamilySearch* digital film 7490220.

²²⁵ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 21.

²²⁶ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 32.

²²⁷ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 36.

²²⁸ E. S. Mills, “Robert Wilson vs. John Toney and Toney vs. Wilson, Staunton Chancery Court, combined Cause 1809-119,” report to file, 8 July 2019.

7 DECEMBER 1812

GILES COUNTY, VA

Marriage bond

Philip Lybrook to **Peggy Marrs**. No parental or other data.²²⁹

19 FEBRUARY 1813

GILES COUNTY, VA

Land sale

Isaac Chapman to **William Chapman**, both of Giles, sale for \$200, in hand paid, 100 acres in Giles on SW side of New River adjoining the land of **George Chapman**. No witnesses: Proved February Court 1813 by acknowledgement of Isaac Chapman.²³⁰

6 MARCH 1813

GILES COUNTY, VA

Land entry

"**Elijah Sartain** assignee of **William Preston** assignee of Robert Breckinridge assee of Alexander Breckinridge who was Assignee of William Wade by virtue of a land office Treasury warrant for 1392½ acres No. 19174 bearing date the 6th day of September 1783 enters **100 acres** of on [*sic*] **Big Stoney Creek** a branch of New River Beginning at the mouth of the **Chinkapin hollow** thence across the Creek and down the creek and crossing the creek and to the river and down the river to his own patent line and with the Same to the Beginning for quantity."²³¹

COMMENT:

Elijah Sartain, who married **Sarah Mills**, has purchased a land warrant from William Preston, who in 1803 acted in a parental capacity for **Frankey Mills's** bound-out daughter Rachel Mills.

The land entries immediately before and two entries after this Elijah Sartain entry also mention Elijah Sartain's land. I did not get the details for want of time.

ALSO: Throughout these entries (as with p. 339, image 207), there are frequent mentions of hunting camps.

31 MARCH 1813

GILES COUNTY, VA

Land sale.

William Aldridge and **John Chapman** to **John McClagherty**, both of Giles, sale for \$50, in hand paid, 56 acres in Giles on **Big Bluestone River** joining the land of **John Toney** and John McClagherty. No witnesses: Proved March Court 1813 by acknowledgement.²³²

9 APRIL 1813

GILES COUNTY, VA

Will

John Chapman of Giles makes his "last will and testament" naming sons **Isaac Chapman**, **George Chapman**, daughter **Nanny Lybrook**, son-in-law **David Johnston** ("The Land already conveyed to my son in law David Johnston is considered an advancement to my **daughter Sally** at the rate of Two hundred & Sixty Six Dollars and Sixty Seven cents. The money which I have already given to David Johnston being

²²⁹ Giles Co., VA, Register of Marriages, 1806–1870: 24; imaged, *FamilySearch* digital film 7490220.

²³⁰ Giles Co., VA, Deed Book A: 294.

²³¹ Giles Co., VA, Land Entry Book 1806 (1804)–1815: 292; FHL microfilm 1928290, item 1.

²³² Giles Co., VA, Deed Book A: 295.

upwards of three hundred Dollars is not to be considered as an advancement to my daughter Sally as **the money was intended to be applied to the raising and Schooling my daughter Sally's children which She had by Jacob Miller.**") **Son Henly Chapman, daughter Jemima Hall.** Grandsons George and Andrew Chapman, sons of John Chapman deceased. Witnesses John Clark, James Bane, David T. Chapman. Negro Silvy to Sally, Negro Jack to children of Jamima. Signed John Chapman. Proved in Giles Court June 1813 by oaths of Isaac Chapman and George Chapman, two of the executors.²³³

Chapman's extensive property was inventoried by Jas. Johnston, Rebin[Reuben] Johnston, and C. Snidow.²³⁴

COMMENT:

- For several years prior to this, Isaac Chapman posted his bond as sheriff. Snidow was a former sheriff.
- George Chapman was the father of Archibald who married Elizabeth "Betsy" Mills. See below. Thus, the testator was grandfather of Archibald.
- On 12 December 1794, Jacob Miller posted a bond to marry Sarah Chapman.²³⁵ The fact that John Chapman put back money to raise and school Sally's children implies that Jacob Miller either abandoned her or else died leaving the children with no inheritance to support them.
- David Johnston took out a bond to marry Sarah Miller on 2 March 1803 (Montgomery Co., marriage bonds), implying that Sarah's first husband Miller is dead.

12 APRIL 1813
GILES COUNTY, VA
Mortgage

Hollan Munsey to Gordon Cloyd, both of Giles. Whereas Munsey on 9th of this month executed a deed of trust to David French of Giles for \$269.85 "to certain persons therein mentioned, on **299 acres** consisting of three tracts of land, whereon the said Munsey now resides on the **Watery Branch of Walkers Creek:**"

- 94 acres conveyed to him by Ralph Bogle & his wife Elisabeth on 3 January 1804;
- 75 acres granted to Munsey on 12 August 1805, and
- 130 acres granted to him on 1 August 1809.

"If debt is not paid by the next 9 October, the land may be sold by the trustees. And whereas Hollon Munsey stands indebted to the said Gordon Cloyd & Daniel Haws, Executors of John Thompson Decd. the Sum of \$48.25, together with the costs of a suit in Giles Court for the recovery of this debt (said costs not known by Munsey) and in consideration of the payment to be made by the said Gordon Cloyd, if said Cloyd Chooses to make it to the trustees aforesaid ... and the other sum mentioned with costs ... then **land to be granted and sold to Gordon Cloyd**. Signed Holton [*sic*] Munsey. Witnesses: David French [one illegible name], Thomas Cloyd, John Brown. Proved November Court 1813 by oaths of Thomas Cloyd, Andrew Bowen & John Brown, three of the witnesses."²³⁶

14 APRIL 1813
GILES COUNTY, VA
Marriage bond

²³³ Giles Co., VA, Probate Book A: 113–15; accessed as *FamilySearch* digital film 007645086.

²³⁴ Giles Co., VA, Probate Book A: 115–19; accessed as *FamilySearch* digital film 007645086.

²³⁵ Montgomery Co., VA, Marriage Bonds, 1789–1796, unnumbered documents in chronological order; Montgomery Co., microfilm reel 38, Library of Virginia, Richmond.

²³⁶ Giles Co., VA, Deed Book A: 305–6.

George Chapman to Joicy Napier. No parental or other data.²³⁷

27 APRIL 1813
GILES COUNTY, VA

Court order

Low Brown to Andrew Brown Deed acknowledged in Court and Ordered to be Recorded.²³⁸

28 APRIL 1813
GILES COUNTY, VA

Land sale

Archabald Marrs and **wife Deborah Mars** to **William Chapman**, both of Giles, sale for \$30, in hand paid, an undivided moiety of two tracts of 70 acres each at **Salt Pond Mountain** in Giles Co, granted to Marrs and Henley Chapman on 17 March 1812. One tract is E of the Salt Pond. The other, to the W of the Salt Pond, is the tract now sold by Marrs. No witnesses: Proved April Court 1813 by acknowledgement of Mars after examination of Deborah.²³⁹

22 MAY 1813
GILES COUNTY, VA

Associations

John Toney, William Garrason and **Jas. Coplea** appraised the estate of Mordock McKinzie.²⁴⁰

1 JULY 1813
GILES COUNTY, VA

Court order

“Jacob Peck & Co against **Elijah Sartain**, John Chapman Jnr, and George Chapman special bail.

“Peck & Vanmeter against the same.”²⁴¹

COMMENT:

No further details.

27 JULY 1813
GILES COUNTY, VA

Land sale

Humphrey Brumfield and **wife Sally** to **Nathaniel Marrs**, all of Giles, sale for \$200, in hand paid, 98 acres in Giles by survey dated 7 December 1810, beginning on the bank of the River near **Brumfield’s Flat Landing**. No witnesses: Proved July Court 1813 by acknowledgement of Brumfield after examination of Sally. Marginal note: “Deed lifted by Thomas Biggs the 21st of September 1829.”²⁴²

31 AUGUST 1813
GILES COUNTY, VA

Court order

“Nathan Marrs and **Archibald Chapman** among other sworn in to a grand jury of inquest.”

²³⁷ Giles Co., Register of Marriages, 1806–1870: 25; imaged, *FamilySearch* digital film 7490220.

²³⁸ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 54.

²³⁹ Giles Co., VA, Deed Book A: 312–13.

²⁴⁰ Giles Co., VA, Probate Book A: 123–24; accessed as *FamilySearch* digital film 007645086.

²⁴¹ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 61.

²⁴² Giles Co., VA, Deed Book A: 302–3.

“Com’th by Ruth Burton Pltff against **Arch^d Chapman & wife**. On a Recognizance for a breach of the peace. This day Came the Defendents into Court in discharge of their Recognizance where upon came as well the attorney for the Commonwealth as the Defts. by John Chapman, their attorney. Whereupon Sundry witnesses being sworn and Examined and the parties being fully heard and the Court being Divided adjourned the Subject of the Costs till to morrow for their further consideration.”²⁴³

COMMENT:

- Archibald Chapman’s unnamed wife was **Elizabeth “Betsy” Mills**, daughter of **Sarah Mills**.
- **Ruth Burton** was née Sartain. She married Isaac Sartin by bond in Giles County in 1810.²⁴⁴

1 SEPTEMBER 1813

GILES COUNTY, VA

Court order

“Com’th by Ruth Burton Pltff against **Arch^d Chapman & wife**. On a Recognizance for a breach of the peace. This case being heard yesterday and the court being devided, the motion to bind to the peace fell, and the court adjourned the subject of the costs till this day and the parties being heard by their attorneys it is therefore considered by the court that the Defts Recover against the Plaintiff their costs in this half Expended.”

Elijah Sartain serves on jury in case of Commonwealth vs. Robert Hunter, also for a breach of peace. Judgement for the Commonwealth.”²⁴⁵

1 SEPTEMBER 1813

GILES COUNTY, VA

Court order

“Peck & Co. against **Elijah Sartain**. In debt. John Chapman Gentlⁿ for the Deft office Judgt. Set aside. Payment plead. Replication and Issue. Peck & Van Meter against the same. Same order as above.”

Grand jury indictment against **Humphrey Brumfield** “for profane Swearing Six oaths.” Similar indictments against a number of other male and female citizens, prominent and otherwise, including John Chapman Esq., and “Isaac Chapman She^{ff} [and] Ely Chapman his wife.”²⁴⁶

15 OCTOBER 1813

GILES COUNTY, VA

Land entry

“Surveyed for **Elijah Sartain**, 98 acres of land by virtue of an entry made the 6th day of March 1813, a part of a land office treasury warrant for 18927 acres No. 19174 and dated the 6th day of September 1783, Lying and being in the county of Giles, on the East side of New River, and bounded as Followeth,

“Beginning at a black walnut at the mouth of the **chinqupin hollow** near **said Sartain’s house** and runing thence S 92 E 88 poles crossing **big Stoney Creek** to a buckeye and sugar tree on a rock at the foot of a hill, S 50° W 26 poles to a maple and beech on the side of a hill, S 76 W 40 poles to a poplar and beech on a nob, S 35 W 38 poles to a dogwood and ash, N 87 W 40 poles to two white walnuts, N 40 E 40 poles crossing said creek to two white oaks by **Roberts field** due North 32 poles to two

²⁴³ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 65.

²⁴⁴ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 35.

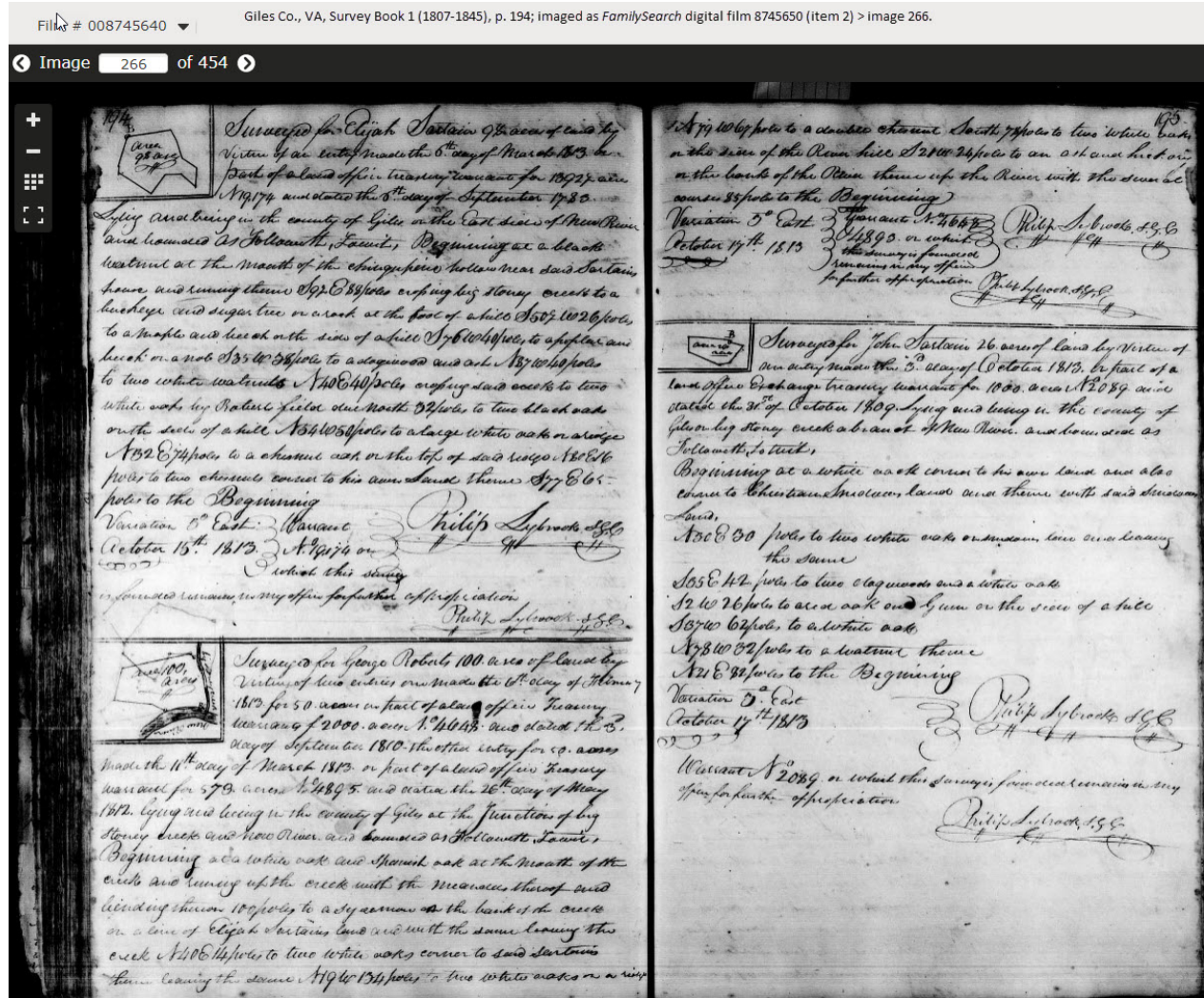
²⁴⁵ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > images 66–67.

²⁴⁶ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 67.

black oaks on the side of a hill, N 54 W 50 poles to a large white oak on a ridge, N 32 E 74 poles to a chesnut oak on the top of said ridge, N 80 E 16 poles to two chesnuts corner to his own Land, thence S 77 E 65 poles to the Beginning.

[Note]

“Variation 3° East. October 15th 1813. Warrant No. 19174 on which this survey is forwarded remains in my office for further appropriation. [Signed] Philip Lybrook, S.G.C.”²⁴⁷



26 OCTOBER 1813
GILES COUNTY, VA

Court order

“John White” serves on a jury with Elijah Sartain.²⁴⁸

COMMENT:

Again, this should be John Jr., aka John Hunter White, aka “Jack.”

²⁴⁷ Giles Co., VA, Survey Book 1 (1807–1845): 194; imaged as FamilySearch digital film 8745650 (item 2).

²⁴⁸ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as FamilySearch digital film 008151679 > image 73.

1 SEPTEMBER 1813

GILES COUNTY, VA

Land sale

Gordon Cloyd to **Joseph McKinney**, both of Giles. “Whereas in the year 1798 the said Gordon Cloyd surveyed in the name of Thomas Cloyd” 105 acres “on the ridge dividing the waters of **East river** from those waters falling into **Brush Creek. Benjamin White now deceased** who was one of the chain bearers wished to possess himself of the said Survey and it was then agreed if the said **Benjamin White** Complied with the verbal bargain then made the said Cloyd would convey such right as might be required under the Survey then made but no responsibility of title other than a special warrantee from the said Gordon as whoever obtained the grant was to be given and whereas the said **Benjamin White** sold to **James Copley** who paid said Gordon the the [sic] Sum contracted by the said **Benjamin White** his claim and interest in & to the said Survey and the said James Copley informed the said Gordon that he had Sold his claim & Right therein to his brother **Joshua Copley**, who also informed the said Gordon that he had sold his right interest and claim in the survey aforesaid to **Joseph McKinney** and desired the said Gordon to convey to the said McKinney and for and in consideration of” \$100 “paid in property by the said James Copley to the said Gordon Cloyd he doth ... sell unto the said **Joseph McKinney** the said piece or parcel” of 105 acres as patented the 16th of September 1802.” Adjoins Joseph Cloyd’s inclusive survey of 680 acres [m & b not copied for want of time]. No witnesses shown. No proof in court.²⁴⁹

COMMENT:

COMMENT:

- In short: this Benjamin White conveyed his claim to the land to James Copley, whose sister married John White Jr. (aka John H White). Thereafter, the claim went from James Copley to his brother Joshua, who passed it to their brother-in-law Joseph McKenney (husband of Elizabeth Copley).²⁵⁰
- The alleged death of a Benjamin White before 1813 contradicts all other evidence I have found. Only one Benjamin White appears on the Montgomery and Giles tax rolls between 1792 and 1820—the Benjamin White who married Ann Goodwin, 10 July 1787, Amherst.²⁵¹ Given that General Cloyd’s social and economic status would not suggest a close familiarity with the White family, it is possible that he erred—either speaking from rumor or as a dismissal to avoid a need to track Benjamin down to clear the title.
- James Copley was “special bail” for Benjamin H. White in 1809 when he was sued by John Toney.
- Joseph McKenney (as previously noted) was married to Elizabeth Copley, sister of James and Joshua and sister of Nancy Copley who married Benjamin White Sr.’s proposed brother John Jr.
- Joseph McKenney’s daughter Micky in 1821 married James White, proposed son of Benjamin.

28 SEPTEMBER 1813

GILES COUNTY, VA

Court order

“Landers Duncan and Thomas Kirk Produced in Court credentials of their ordination and also of their

²⁴⁹ Giles Co., VA, Deed Book A: 330–31.

²⁵⁰ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 158.

²⁵¹ William Montgomery Sweeny, *Marriage Bonds and other Marriage Records of Amherst County, Virginia, 1763–1800* (1937; reprint, Santa Maria, CA: Janaway Publishing, 2011), 81.

being in Regularly Communion with the Christian Society Called **Baptists**. ...”²⁵²

26 OCTOBER 1813
GILES COUNTY, VA

Court order

“**John White**” and Elijah Sartain served on a grand jury.”²⁵³

COMMENT:

Again, this should be John Jr.

26 OCTOBER 1813
GILES COUNTY, VA

Court order

“Ordered that **William Watts** be appointed over Seer of the Road from Philip Peters to the John Peters ferry in the Room of William Tracy ...”²⁵⁴

26 OCTOBER 1813
GILES COUNTY, VA

Court order

“John Yost Returned in to Court his Claim against the Commonwealth for arresting & app[rehearing?] a witness **Humphrey Brumfield**, on a Specl warranty Charged with Burglary, who was acquitted, amounted to 93 cent.”

Dismissal of “Sabbath breaking” charges against Thomas Collings, “John Chapman attorney at Law,” “Isaac Chapman Sheff,” “Mrs. Ely Chapman,” Rowling Dillion, and Henry E. Smith.

“Com’t againt **Humphrey Brumfield Jn^r** a New summons ordered.”²⁵⁵

30 NOVEMBER 1813
GILES COUNTY, VA

Court order

“A deed of bargain & sale from **Holton Munsey** to **Gordon Cloyd** was Proven in court by the oaths of Thomas Cloyd, Andrew Brown, and John Brown, three of the witnesses thereto.”²⁵⁶

18 DECEMBER 1813
GILES COUNTY, VA

Petition to legislature

“Inhabitants of the Loop ... ask for a law authorizing the County Court to appoint some person living in the Loop to celebrate the rights of matrimony until some authorized minister of the Gospel may settle among them.”²⁵⁷

²⁵² Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 70.

²⁵³ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 73.

²⁵⁴ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 74.

²⁵⁵ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > images 74–75.

²⁵⁶ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 75.

²⁵⁷ “Legislative Petitions Digital Collection,” database with images, Library of Virginia, *Virginia Memory* (<http://www.virginiamemory.com/collections/petitions> : accessed 27 October 2018), Record No.; citing Accession Number 36121, Box 86, Folder 7.”

25 JANUARY 1814
GILES COUNTY, VA

Court order

“On the application of **Jonathan Toney**, Ferry Keeper in this County, leave is Granted him to keep an ordinary at his own house he having entered unto bond with Security conditioned a the Law directs.

Ordered that **Low Brown** be appointed overseer of the Road from Thomas Shannons to the pines between William Brown and James Brown in the room of Thomas Harriss.”²⁵⁸

COMMENT:

Note that Jonathan Toney, not his father John, is called the “Ferry Keeper” and the house is said to be “his own.” Compare this to the pair of dubiously dated records below (1816 and 1817, both **filed in 1819**) by which John Toney leased his land and the “1819” document by which he supposedly gave his land to Jonathan.

Obviously, Low Brown is still in the county. His sale a few months earlier did not herald a departure.

29 MARCH 1814
GILES COUNTY, VA

Court order

“**John White**” served on the grand jury of inquest for this court term.”²⁵⁹

30 MARCH 1814
GILES COUNTY, VA

Court order

“**Johnston** and **Chapman** against **James White** and Benjamin Smith dismissed by Plaintiffs.”²⁶⁰

31 MARCH 1814
GILES COUNTY, VA

Court order

“Commonwealth against **Jeremiah Lucas** and **Elizabeth Walker** for the murder of her husband **Julius Walker**, laborer. Appearance bond is posted by 13 locals who were summoned to be witnesses, all men except for one prominent wife: Wm Jurdan, Joseph Jackson, John Lucas, Frederich Atter? Randolph Collen **James White**, John Webb, McCager Bradley, George Williams, Reuben Johnston, Peggy [Mars] Lybrook, Daniel Frey, Philip Lybrook.”²⁶¹

1814
GILES COUNTY, VA

Association

Note 123: “Ibid [Deed Book 1], pg 206. **Isaac Chapman**—169a. on southeast side of New River near Turkey Hollow, adjacent to **Elijah Sartain** and **Nathan Mars**. 1814.”²⁶²

²⁵⁸ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 77.

²⁵⁹ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > images 80, 86, 87.

²⁶⁰ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 82.

²⁶¹ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 87.

²⁶² Netti Schreiner-Yantis, *1815 Tax List of Giles County, Virginia: Abstracts of 300 Deeds and Surveys, 1806–1830; Detailed Map of Area Covered by Tax Collectors* (Springfield, VA: P.p., 1971), pg. B-16.

30 AUGUST 1814
GILES COUNTY, VA

Court order

“**Archibald Chapman** and **Elijah Sartain** serve on this session’s jury.”²⁶³

1 SEPTEMBER 1814
GILES COUNTY, VA

Court order

“John Peters against **Benjamin H White**. In covenant. On motion of the Deft by his Counsell, leave is Given him to withdraw his former plea in this Case and to plead anew to which opinion of the Court the Plaintiff by his counsel ... Excepts and to Leave the benefit thereof this his bill was Signed & sealed and ordered to be made a part of the record.”

“Jacob Peck & Co against **Elijah Sartain** Plea waved and Judgement by non sum informatus according to Specially and cost with the reserve of Equity.”²⁶⁴

COMMENT:

Non sum informatus was the Latin legal term for “I am not informed” or “I have not been instructed.”

4 OCTOBER 1814
GILES COUNTY, VA

Land sale

Elijah Sartain & Sally his wife to George Snidow, both of Giles County, sale of 125 acres granted to Joel Sartain by patent dated 23 November 1803 and from his heirs to Elijah on 8 August 1809 by deed. [Metes & bounds not copied.] signed: Elijah X Sartain. Sarah / Sartain. Proved March court 1815 by Christian Snidow and Benjamin Peck, Magistrates.²⁶⁵

25 OCTOBER 1814
GILES COUNTY, VA

Court order

“Neiman [Newman?] against **White** in debt.”²⁶⁶ No further details. See 24 December 1814, below.

26 OCTOBER 1814
GILES COUNTY, VA

Court order

“John Peters assee. against **Benjamin H White**. In Coven^t. This day came the Plaintiff by Lewis Ames Gentle[man]. his attorney and there upon came a Jury ... [which] do say that the Plaintiff recover against the defendant for fifty three Dollars and thirty-four cents damages with intrest [*sic*] from the 9th day of April 1812 until \$53.34 cts damages with Intrest from 9th April 1814 till paid as afore said. Also his cost in the behalf Expended.”²⁶⁷

27 DECEMBER 1814
GILES COUNTY, VA

²⁶³ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 99.

²⁶⁴ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 104.

²⁶⁵ Giles Co., VA, Deed Book A: 349–50.

²⁶⁶ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 107.

²⁶⁷ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 109.

Court order

“On motion of John Newman for an award of an Execution on a forth coming against **Benjamin H White** and **Cornelius White** notice being Proven Judgement is therefore granted the Plt against the said defendants according to bond interest & cost and the Defendants in mercy &c. Absent Isaac Chapman Gent. [one of the justices]”

“John Peters Senr against **Benjamin H. White & Cornelius White**. The same.”²⁶⁸

COMMENT:

The suit seems to hinge upon a debt. In such cases, the first-named defendant was usually the debtor, with the second-named defendant being the surety for the debt.

25 APRIL 1815

GILES COUNTY VA

Association

Cornelius White posts bond as Constable of Giles County with James **Coplea**, Charles **Dingess**, and Joshua **Coplea** as sureties.²⁶⁹

COMMENT:

This is the second record found for Cornelius White, falling four months after the first. He also made his first appearance this year on Giles’s personal-tax roll. Seemingly, he has just come of age. The position of constable, for a 21-year-old with no inheritance, would have been a coveted job and one procured by having “the right connections.”

23 MAY 1815

GILES COUNTY, VA

Land entry

“**James White** withdraws his entry of 15 acres made the 8th of Aug. 1812. 263.”²⁷⁰

COMMENT:

In skim-reading these pages, I did not pick up an entry for James White dated 8 August 1812. I’ve gone back and rechecked the entries for that month and still do not find it. The next entry here on 23 May is this:

“William Bradley by virtue of two warrants, one a land office Exchange treasury warrant for 1250 acres No. 1951 and dated the 9th of February 1808, 15 acres of which was assigned to him by **James White**, assee. of Andrew Johnston, who was assee. of Thomas Norvill, the other a land office treasury warrant for 325 acres No. 1667 and dated the 7th of November 1779, 100 acres of which was assigned to him by John Chapman, assee. of Philip Gains assee of Joseph Cromwell who was assee. of George Slaughter; 30 acres of the last mentioned warrant is entered in this entry which makes 45 acres in the whole lying on one part of **Whitley’s Branch** on the North side of **Haws Mountain** to include all the water and to John **John Staffords Junr.** plantation for quantity.”²⁷¹

30 MAY 1815

GILES COUNTY, VA

²⁶⁸ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *Family Search* digital film 008151679 > image 112.

²⁶⁹ Giles Co., VA, Probate Book A: 155; imaged as *FamilySearch* digital film 007645086.

²⁷⁰ Giles Co., VA, Land Entry Book 1806 (1804)–1815, p. 376; imaged as *FamilySearch* digital microfilm 1928290.

²⁷¹ Giles Co., VA, Land Entry Book 1806 (1804)–1815, pp. 376–77; imaged as *FamilySearch* 1928290 (item 1).

Land sale.

Thomas Copley [Sr.] to **Joseph Copley** [his son], both of Giles, sale for \$5 two parcels of land: (1) 60 acres patented 30 September 1796 in Giles, formerly Montgomery on waters of New River; (2) 60 acres being part of a survey of 160 acres granted Copley by patent 25 February 1793, in Giles (formerly Montgomery) being a part of the Survey whereon the said Thomas Copley **now resides**, beginning on the bank of the river about 20 poles above the mouth of the **Camping hollow**, thence up the River Then on a line 5 poles S of Camping Hollow, then to the beginning. No witnesses: Proved May Court 1815 by TC's acknowledgement.²⁷²

31 MAY 1815

GILES COUNTY, VA

Court order

"On the application of Gasper Link It is ordered that **George Williams**, Christian Smith, John Lybrook & **James White** or any three of them being first duly Sworn do view the ground along which a road is perposed to be conducted from the **Rich Valley** to Gasper Links thence to John Lafons, thence to intersect the main road above Adam Taylors and report to this court Truly and impartially the comparative conveniences that may result if Such way be opened."²⁷³

COMMENT:

This James White who is given duties to choose the path of a road was a mature man. Almost certainly, he was the James White who, a decade earlier, was assigned a stretch of road "from Doe Creek to Rich Valley." The Rich Valley of that court order would seem to be the Rich Valley now in Smyth County, not the Rich Valley of East River where offspring of Benjamin White settled.

Name-couplings on tax rolls and petitions, as well as proximity of lands and overlapping associates, suggest this James should be a sibling of John Jr. and Benjamin.

14 AUGUST 1815

GILES COUNTY, VA

Mortgage

Benjamin Peck Senur [sic] to **David French**, party of the second part, and Jacob, John, and Benjaⁿ Peck Jr, parties of the third part, all of Giles. Whereas Benjamin Sr. stands indebted to **Jacob, John, and Benjamin Jr.** for \$500 plus interest, he conditionally conveys to French, as trustee, the title to land on which Benjamin Sr. now lives, lying partly in Giles and partly in Botetourt, on **Sinking Creek**, adjoining the lands of **Adam Peck** on the W, and **George France** [name smeared] on the E, **William Ferior** (Fercos?) on N, which land was purchased from Samuel Black and Patrick Locker. Benjamin promises to pay the sum before 1 January 1820, if not the land can be sold by the trustee. Signed: Benj^a Peck. Witnesses: John Zest, A Johnston, **William Watts**.²⁷⁴

SEPTEMBER 1815

GILES COUNTY, VA

Association

James McClaugherty posts bond as Commissioner of Revenue for Giles Co., with Isaiah Hale and Charles

²⁷² Giles Co., VA, Deed Book A: 397.

²⁷³ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 126.

²⁷⁴ Giles Co., VA, Deed Book A: 430–32.

Hale as bondsmen.²⁷⁵

12 SEPTEMBER 1815

GILES COUNTY, VA

Marriage bond

Parker Adkins to Resia [Kesia?] Marrs. No parental or other data.²⁷⁶

COMMENT:

This should be a younger Parker Adkins—not the father of Milliton, given that Milliton was an adult by the mid-1780s.

2 OCTOBER 1815

GILES & CABELL COUNTIES, VA

Land sale

Susanna Brumfield, widow of James Brumfield Decd., and heir at law of **George Brumfield** decd. who was one of the children and heirs of the said Jas. Brumfield Decd., also **Byrd Brumfield, Seney Jordan** late Seney Brumfield, **Dacey Byas** late Dacey Brumfield, and Sally Brumfield, Children & heirs of the said James Brumfield, Decd., **all of the County of Cabell**, state of Virginia, to **Reuben Johnston** of Giles, sale for \$5 in hand paid, their **five-ninths part** of a certain tract containing **135 acres** patented **12 September 1787 to James Brumfield** in Giles (formerly Montgomery), on waters of **Stoney Creek**. Signed: Susanna Brumfield (x); Burd Brumfield (x), Sina Jordan (x), **Dicy Bias (x), Sally Brumfield (x)**. Certified by Clerk of Cabell County, 5 December 1815, saying that on 2 October 1815 the deed was acknowledged by them before him. Proved Giles Court February 1816 by John's acknowledgement.²⁷⁷

COMMENT:

Neighbors not named. No witnesses. **No husbands named for Seney or Dacey.**

- This Dacey Bias was the wife of Larkin. See later documents in this report.
- The deceased James in this document was James Sr. See subsequent deed of 1817.

26 DECEMBER 1815

GILES COUNTY, VA

Land sale

Thomas Copley and Rhody his wife to Jacob Straley, all of Giles, sale for \$100, sell a tract adjoining Thomas Kirk containing by survey 60 acres. No witnesses: Proved December Court 1815 by TC's acknowledgement.²⁷⁸

4 JANUARY 1816

GILES COUNTY, VA

Marriage bond

Joshua Adkins to Barbary Lucas. No parental or other data.²⁷⁹

30 JANUARY 1816

GILES COUNTY, VA

Land entry

²⁷⁵ Giles Co., VA, Probate Book A: 137–38; imaged as *FamilySearch* digital film 007645086.

²⁷⁶ Giles Co., VA, Register of Marriages, 1806–1870: 26; imaged, *FamilySearch* digital film 7490220.

²⁷⁷ Giles Co., VA, Deed Book A: 419–20.

²⁷⁸ Giles Co., VA, Deed Book A: 417–18.

²⁷⁹ Giles Co., VA, Register of Marriages, 1806–1870: 26; imaged as *FamilySearch* digital film 7490220.

“**Chrispyanos Walker**, Ass[ign]ee of John Acord and Gabriel Silvey, Assee of **Wm. Smith** who was Assee. of Hugh Caperton by virtue of a land office Exchange Treasury warrant for 200 acres No. 1771 bearing date the 7th day of November 1805, enters 100 acres of land on the **South** side of Richland Creek. Beginning at **William Walkers old house on Richland Creek, adjoining John Toney’s back line**, runing up and down said line for quantity.”²⁸⁰

COMMENT:

On this year’s personal tax roll, “Anos Walker” is listed immeditely after “John White, Benjamin White.”

7 FEBRUARY 1816

GILES COUNTY, VA

Land sale

John White and Nancy, his wife to John Henderson, all of Giles Co. Sale for \$150, 75 acres in Giles Co. described as

Beginning at a buckeye & Coucumber on the river bank, thence S 58 W 10 poles to a buckeye, S 23 E 24 poles to a white oak, S 82 W 44 poles to a black oak on a Steep hill side, S 25 W 30 poles to two white oaks on a ridge, S 11 W 30 [50?] poles to a black oak and Red oak, S 42 W 22 poles to a white oak on a hill side, S 20 E 38 poles to a chesnut on a point, S 77 E 32 poles to a hickory and Chesnut, N 59 E 44 poles to an ash in the head of a hollow, N 86 E 92 poles to a Lynn on the river bank, and thence down the Several courses therof & binding thereon 16 poles to the Beginning.

[Signed] “John White {Seal}” [no mark]. Acknowledged in court by John White, at Giles’s February Term 1816.²⁸¹

COMMENT:

This is John White Jr. and wife Nancy Copley.

10 FEBRUARY 1816

GILES COUNTY, VA

Land sale

Robert Waddell and wife Elizabeth to John White for \$250 in hand paid, 99 acres granted to RW on 1 July 1813 on **Bear Spring**, a branch of New River in Giles, no neighbors cited. No witnesses. Thomas Shannon and James Bane, justices of the peace, certified that Waddell acknowledged the document before them on 10 February 1816, that they examined Waddell’s wife Elizabeth on 10 February. Proved Giles Court March 1816 by their certification.²⁸²

COMMENT:

This John would also be John White Jr. (aka John H. White, John White H, and “Jack” White of the 1818 tax roll), husband of Nancy Copley. Bear Spring is a branch of Walker’s Creek, below the old John ‘S’ White neighborhood on Sugar Run.

10 FEBRUARY 1816

GILES COUNTY, VA

Association

²⁸⁰ Giles Co., VA, Land Entry Book 2, 1815–1853, p. 22; imaged as *FamilySearch* digital film 008745638.

²⁸¹ Giles Co., VA, Deed Book A: 413.

²⁸² Giles Co., VA, Deed Book A: 421–22.

“Inventory of Sales of the personal Estate of William French ...includes **Larken Stowers**, Christian Peters, John Buford, **Travis Stowers**. Submitted by Isaac French, adm.²⁸³

COMMENT:

Travis Stowers was a relatively close neighbor of **Samuel Mills, John White Sr.**, and other Whites according to an 1819 title-clearance deed that Christian Peters made to a couple of dozen landowners in the community who had bought land from him and needed their titles perfected. See abstract under 1819, below.

25 FEBRUARY 1816

GILES COUNTY, VA

Land entry

“Jacob Kray, Assee. of Thomas Kirk by virtue of a land office treasury Warrant for 1500 acres No. 5507 bearing date the 7th day of November 1815 enters 20 acres of land on the west side of New River, lying **between the land of John White and Joshua Copley**—Beginning at a corner of John White’s corner on the Hill and with the same to the River and up the river to said **Copley’s line** and with the second some distance and to the Beginning.”²⁸⁴

COMMENT:

This, too, would be John White Jr., husband of Nancy Copley.

27 FEBRUARY 1816

GILES COUNTY, VA

Court order

“Ordered that **Thomas Shannon, Loe Brown**, Charles King, and John Shannon... do view the road from David Eaton to Joel Wilhight ...”²⁸⁵

COMMENT:

David Eaton, in 1808, bought the land of the estate of Thomas Hughes Napier, originally part of the land of Patrick Napier Sr., from whom John White Sr. bought a part in 1793 and then, within months, sold a small part to Joseph Eaton.

27? FEBRUARY 1816

GILES COUNTY, VA

Land sale

John White and **Nancy** his wife to **John Henderson**, all of Giles, sale for \$150 in hand paid, **75 acres on New River** in Giles, no neighbors cited. No witnesses: Proved Giles Court February 1816 by John’s acknowledgement.²⁸⁶

COMMENT:

This, again, would be John White Jr., who married Nancy Copley.

11 APRIL 1816

GILES COUNTY, VA & FLOYD COUNTY, KY

Land sale

Isaac Chapman & Eleann his wife, **John Lybrook & Nancy** his wife late Nancy Chapman, David **Johnston**

²⁸³ Giles Co., VA, Probate Book A: 168; imaged as *FamilySearch* digital film 007645086> images 236

²⁸⁴ Giles Co., VA, Land Entry Book 2, 1815–1853: 22; imaged as *FamilySearch* digital film 008745638 (item 2).

²⁸⁵ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 145.

²⁸⁶ Giles Co., VA, Deed Book A: 419.

& **Sally** his wife, late Sally Chapman, Charles **Hall** & Jemimah **his wife** late **Jemimah Chapman, Coheirs and Legatees of John Chapman Decd., George Chapman & Joicy** his wife and **Andrew J. Chapman**, children of **John Chapman Jr., Decd.**, who was one of the heirs of the said John Chapman decd., all of the state of Virginia, to **George Chapman of Floyd Co., KY**. Sale for \$1 a tract of **17 acres** patented 23 April 1798 to the said **John Chapman Decd.**, lying in Giles Co. (formerly Montgomery) on the W side of **New River**.

Proved in Giles Court 11 April 1816 by Andrew Johnston and Benjamin Peck, magistrates who certified that Isaac Chapman, John Lybrook, David Johnston, and Charles Hall had all acknowledged the sale before them on 11 April 1816 [*sic*]; and that Elean Chapman, Nancy Lybrook, Sally Johnston, and Jamimah Hall had personally appeared before them on 11 April 1816 [*sic*] for examination. Benjamin Peck and David Johnston, magistrates, similarly certified that George Chapman and Andrew Chapman and made their acknowledgements before them on 7 January 1817.²⁸⁷

20 APRIL 1816

GILES COUNTY, VA & GCOUNTY, KY

Will

George Chapman of Floyd Co., KY, sick and weak in body but of sound mind. Wife Patience: “that part of my tract of Land lying & being in the County of Floyd on **Sandy river** that is known by the name of the round bottom, it being that part of the tract of Land **on which I intended to Settle.**” To sons: **David & George To Isaac Chapman David** and **Andrew Johnston** are to purchase a Negro girl “out of the money they owe me,” which he bequeaths to his wife for her natural life. **Sons Archabold & Isaac** and son-in-law **Joseph Peck** to pay his estate \$100 each, “being money I have paid for them.” Bequeaths a sorrel mare and \$10 to “**John Chapman**, a Son which **Elizabeth Jackson** had before she was married.” Rest of land on Big Sandy to be Equally divided among all testator’s children, David and George Excepted. His 50 acres of land in Giles Co., VA, on New River at the mouth of **Joels Hollow** should be sold by his Executors, who are to give a good education to his sons David & George. “My Friend William Chapman of the County of Giles in Virginia & Joseph Peck of the County of Floyd, Kentucky, to be executors.²⁸⁸

26 APRIL 1819

GILES COUNTY, VA

Land purchase

Ritchard Blankinship to **Cornelius White**, both of Giles Co., for \$150 paid by Cornelius, sale of land on **East River**, being part of the tract Sd. Blankinship now lives on, containing by Estimation 50 acres, land known as **Sink hole**, joining the **land Cornelius White now lives on** on the N side of sd. River” ...

Beginning at sd **C. White’s** line on the top of ridge and Runing with a Conditional marked line along sd. Ridge to **East River**, thence with the old line of the original Survey to the line of him the sd. **Cornelius White**, thence with sd line a South Course to the Beginning.

[Signed] Richard Blankinship. Certified by David Johnston & William Smith, magistrates for Giles Co., 26 April 1819.²⁸⁹

COMMENT:

Cornelius bought his first land on 25 November 1817 (see above) from Travis Stowers, adjacent to his (Cornelius’) father-in-law William Garrison and Richard Blankenship. That tract should be

²⁸⁷ Giles Co., VA, Deed Book B: 6–7.

²⁸⁸ Giles Co., VA, Probate Book A: 161–62; imaged as *FamilySearch* digital film 007645086.

²⁸⁹ Giles Co., VA, Deed Book B: 89–90.

the land referenced above as “the land Cornelius White now lives on.” Now, he is expanding onto two additional tracts—part of Blankinship’s land and (below) part of his father-in-law’s land.

Travis Stowers in 1799 had married Elizabeth Blankenship, daughter of Peter, by a Montgomery County bond.²⁹⁰

29 APRIL 1816

GILES COUNTY, VA

Land sale

Joseph Cloyd of Montgomery Co. to **James Thompson** of Giles, sells for \$300 in Virginia Currency in hand paid, a tract of 125 acres coming from two patents.

- 200 acres granted to George Pearis 30 March 1785; and
- 55 acres, part of 900 acres granted to the said Joseph Cloyd on 16 February 1793, lying in Giles County on Cesan? Hollow, waters of **Sugar Run**, waters of **Walkers Creek**, a branch of **New River**.

Signed Joseph Cloyd. Witnesses: Thomas Cloyd, Jeremiah Cobern, Robert McGavock, Catherine Thiel, James Johnson, William Wilbern (his mark), Rodey Welborn (her mark). Proved at Giles court December 1816 by oaths of William Wilborn and James Johnston.²⁹¹

COMMENT:

No neighbors named for either tract.

MAY 1816

GILES & CABELL COUNTIES, VA & FLOYD COUNTY, KY

Land sale

Patience Chapman, widow of **George Chapman**, deceased, along with **Isaac Chapman Junr.** and Rebecca his wife; Joseph Peck & Elizabeth his wife, late **Elizabeth Chapman**; William McClure and Lucretia his wife, late **Lucretia Chapman**; **Amy Chapman & Phebe Chapman** of **Floyd Co. KY**; and **Archibald Chapman** and wife **Elizabeth** [nee Mills] of Gallia County, Ohio, all coheirs and legatees of George Chapman of Giles Co. Sale to **Isaac Chapman [Sr.]**, for \$178.12½, 17 acres patented 23 April 1798 to John Chapman and by the coheirs and Legatees of John Chapman Decd Deeded to the said George Chapman, lying in Giles (formerly Montgomery) on W side of **New River**. Survey states that the land began at a poplar & black [oak? walnut?], corner to John Chapman’s own land. Signed Patience Chapman, Isaac Chapman, Joseph Peck, Betsy Peck, William McClure, Lucretia McClure, Amy Chapman, Phebe Chapman, **Archibald Chapman**. No witnesses. Proved **Cabbell Co.**, 23 May 1816, by certification of Samuel Short and John Wellman, J.P., who certified that Isaac Chapman, Joseph Peck, Wm. McClure and Archibald Chapman had acknowledged the same and that Patience Chapman the widow, Elizabeth Peck wife of Joseph, Lucretia McClure the wife of William, Amy Chapman, and Phoebe Chapman had been questioned and acknowledged the same. Proved Giles Court March 1818 by acknowledgement of JW.²⁹²

COMMENT:

It looks like the Gallia Co., OH, and Floyd Co., KY, family members all came back to Cabbell where they created this deed. In that case, some of their family should still be In Cabbell.

²⁹⁰ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 228.

²⁹¹ Giles Co., VA, Deed Book A: 519–20.

²⁹² Giles Co., VA, Deed Book B: 4–5.

Note earlier deed showing that the offspring of Rev. Alexander Ross and Michael Drake had also moved out to Floyd Co., KY, by November 1816.

TO DO:

Thoroughly study the courthouse and tax records of Cabell.

15 MAY 1816

GILES COUNTY, VA

Land lease

Articles of agreement entered into by **John Toney** of Giles Co. and **John Conner** of same. "Witnesseth 1816 where as the above Named John Toney hath Leased to the above named John Conner a Certain parcel of Land containing of Sixty acres it Lying at the East end of a tract of Land containing [194] acres, it being a part of the Same Survey that is Near **Toneys Mill** for the term of Seven years Commencing" 15 May 1816, "which term Expiers on" 15 May 1823, "at which time Said Conner is to leave all the Cleared Land in good order for farming. Or Should Conner Leave the place before the above mentioned term Expiers he is to return it back to the said Toney or his heirs as the case may be and I John Toney being the prier owner do preveledge the said Conner to Clear or improve where he may think proper on said Land in witness my hand and Seal this day and date as above written signed & delived in the presence of us. [Signed] John Toney. Test [witnesses]: Jonathan Toney, **Zachariah Crawford, William Mills**.

"At Giles **April Court 1819**. This lease from John Toney to John Conner was acknowledged in Court [by Toney] and ordered to be Recorded. Teste David French C.G.C."²⁹³

COMMENT:

Note under 15 May 1817 another lease, same wording, same parties, made to Zachariah Crawford, with William Mills as witness also. Two such documents, exactly one year apart, with the same set of witnesses do call into question the accuracy of one of their dates.

The year 1816 is the year that William Mills of Franklin County is cited on the Franklin tax roll as "William Mills (G.C.)," suggesting that he was in Giles County and would be paying his Franklin County tax from there.

25 MAY 1816

GILES COUNTY, VA

Marriage bond

Cornelius White to Polly Garrason. No parental or other data.²⁹⁴

TO DO:

I need to obtain this bond on next trip to Library of Virginia. *FamilySearch's* imaged bonds for Giles begins with 1821.

25 JUNE 1816

GILES COUNTY, VA

Land tax roll

COMMENT:

This year, as before, William Preston paid the tax for the 95 acres jointly patented to him and John White Sr. However, Preston's entry states for him: "**Residence: Wythe Co.**"²⁹⁵

²⁹³ Giles Co., VA, Deed Book B: 85; imaged as *FamilySearch* digital film 007894524.

²⁹⁴ Giles Co., VA, Register of Marriages, 1806–1870: 26; imaged, *FamilySearch* digital film 7490220.

23 JULY 1816

GILES COUNTY, VA

Marriage bond

Sherad Atkins to Salley Standly. No parental or other data.²⁹⁶

27 AUGUST 1816

GILES COUNTY, VA

Court order

“Com’th [Commonwealth] against **John Toney** on a presentment for not keeping the public road in repair, the defendant comes here into court & confesses Judgment for fifteen Shillings fine and the costs. Judgement is therefore ordered for the Same and the Defendent in mercy &c. [Marginal note:] Paid all but Clerks fees.”²⁹⁷

1 NOVEMBER 1816

GILES COUNTY, VA

Land sale

James Ross, George **Drake**, Solomon **Rowe** & Elizabeth his [wife], Charles Drake, Isam **Atkins** & Jane his wife, Polly McComb, John Drake, **Michael Drake** & Huldy Drake, William **Elswick** & Nancy his wife, heirs & legatees of **Michael Drake**, deceased, of **Floyd Co., KY**. Sale to James Row Jr. of Giles Co., for 180 pounds, two tracts of land in Giles: (1) 100 acres patented 29 June 1795 at the head of **Spruce Run, a branch of New River**; also (2) 80 acres patented 1 January 1800, also on **Spruce Run** adj. David Price. Signed: James Ross, John Drake, Michel Drake, Polly McComb, Wm. Elswick, Nancy Elswick, Huldy Drake. Witnesses: Solomon Rowe, William Mays, Elizabeth Rowe, Thomas Rowe. Drafted before two justices of the peace, John Burk and Ralph Lucas and proved in Giles Co. June Court.²⁹⁸

COMMENTS:

Pages 495–96 have a similar deed dated 30 November 1816. The heir Polly appears as “Polly Drake” in that document. All heirs carry identical names and all are listed in the same order.

The deceased Michael Drake would appear to be **Michael Jr.**, whose mother married **Rev. Alexander Ross** after the death of Michael Sr. If Michael Jr. died intestate, then his siblings (even a half-sibling of the Ross marriage) would be his heirs. The younger Michael Drake named as an heir, would appear to be the son of a deceased brother of Michael Jr. The heirs named after him in this document may be also.

Note the presence of an **Atkins** among these heirs. This harks back to the 1790s in Montgomery when Milliton Atkins was a prominent member of Alexander Ross’s church on Walker’s Creek.

TO DO:

Floyd County, KY, should be examined as an out-migration point for other Giles Co. families—particularly those who were part of Ross’s church on Walker’s Creek. As already seen, the George Chapman family moved there with son Archibald and his wife Betsy Mills, before the younger couple migrated on to Gallia to settle next door to Betsy’s mother and stepfather (Sarah Mills and Elijah Sartain).

²⁹⁵ Giles Co., VA, 1812 Land Book, unnumbered pages, semi-alphabetical entries; imaged on Library of Virginia Land Tax Books, roll 115.

²⁹⁶ Giles Co., VA, Register of Marriages, 1806–1870: 26; imaged, *FamilySearch* digital film 7490220.

²⁹⁷ Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 162.

²⁹⁸ Giles Co., VA, Deed Book A: 494, 494, 495; note that the register carries two pages numbered 494.

2 NOVEMBER 1816

GILES & AUGUSTA COUNTIES, VA

Land purchase

Andrew Fulton & Archibald Stuart Jr., executors of the estate of **Benjamin Stuart**, decd. of Augusta Co., to **Benjamin White** [identified as “**B. H. White**” in marginal label] for \$500 Virginia money, sale of **248 acres** in Giles (formerly Montgomery) on **Christians Fork** of **Brush Creek**, near the land of **Genl’ Floyd (formerly Thomas Christian) on the East Side.**”

Beginning at three white oak Saplings on the S side of th Neck by a ford & runing thence N 55 W 270 poles, crossing a branch to three white oak Saplings on a hill, thence N 35 W 140 poles to two Spanish oak Saplings on a hill side, S 55 West 278 poles crossing the head of a Spring to a double white oak in the fork of a branch & S 37 E 142 poles to the Beginning.

Land was granted 7 July 1791 to Benjamin Stuart. No witnesses. Certified in Augusta Co. by magistrates Alex^r St. Clair & William Bays. Proved in Giles Court, March 1818.²⁹⁹

2 DECEMBER 1816

GILES COUNTY, VA

Marriage bond

William White to **Editha White**. No parental or other data.³⁰⁰

COMMENT:

Note that “John White H” of the 1810 census had a young female in the household who would be of marriageable age in 1816. The other John did not. If “John H” (aka John “Jr.”) is the son of “John Sr.” then the William who married Editha should not be John Sr.’s son; otherwise William would be marrying his niece. This William appears to be the newly-adult son of deceased Benjamin and widow Ann. If so, Editha would be William’s first cousin. See the proof argument attached to the 1810 census data, above.

TO DO:

I need to obtain this bond when Library of Virginia reopens. The digitized collection at FamilySearch begins with 1821. The identity of the bondsman is critical.

24 MARCH 1817

GILES COUNTY, VA

Land sale

Jonathan McCommack to **William Walker**, both of Giles, sale of land granted to Jonathan on 13 January 1814 on **Johns Creek Mountain** in Giles. No neighbors cited. Witnesses: James McCampbell, **William Watts**, Tho^s Kirk. Proved March court 1817 by oath of witnesses.³⁰¹

25 MARCH 1817

GILES COUNTY, VA

Court order

“Johnston & Chapman asse. of **Joel Sartain** vs. **John White**, the Defendent comes into court and confesses the plaintiffs action for twenty pounds with interest from the first day of April 1811 and costs subject to a credit of twenty five dollars with stay of Execution until the further orders of the plaintiff.”

²⁹⁹ Giles Co., VA, Deed Book B: 28–29.

³⁰⁰ Giles Co., VA, Register of Marriages, 1806–1870: 26; imaged, *FamilySearch* digital film 7490220.

³⁰¹ Giles Co., VA, Deed Book A: 459–60.

“Chapman & Johnston against **Benjamin H White** dismisd.”³⁰²

1 APRIL 1817

GILES COUNTY, VA

Land deed

John Ferguson of Franklin Co. to John Blankenship of Giles, land on **S side of East River** and on W side of a survey of **Alexander Stuart**. [Metes & bounds not copied]. Acknowledged by Ferguson in June Court 1817, Giles Co.³⁰³

COMMENT:

At pp. 455–56, there is another deed to John Ferguson of Franklin from Tobias Miller’s heirs (15 April 1816) for land on **Little Creek** in Franklin.

This John Ferguson’s father, also named John, owned land in Montgomery although they were not large-scale planters.

The East River land Ferguson sold to Stuart, above, was in the vicinity of John White and wife Frankey, a bit upstream from John Toney.

Deed Book B: 228 has an 1821 deed from **Alexander Stuart** to **John Toney**. In 1816–17, **William Mills** witnessed land leases by John Toney, the decades-long association of the John–Benjamin White family.

John Ferguson’s sister Mary m. Thomas McCarroll, by whom she bore **Samuel McCarrell**. In 1806, when William Mills-Witt first went onto the 1806 tax roll of Franklin, he was added between Samuel McCarrell and Booker Mullins. His tax list was dated the same day as that of Samuel. Given that Samuel was by that time the owner of three tracts of land in Franklin (including one purchased from his maternal aunt, Mary Ferguson Weakes of Montgomery Co.), William Mills-Witt appears to have been an employee on Samuel’s land.³⁰⁴

15 MAY 1817

GILES COUNTY, VA

Land lease

Articles of agreement entered into by **John Toney** of Giles Co. and **Zachariah Crafford** of same. “Witnesseth 1817

Whereas the above Named John Toney hath Leased to the above named Zachariah Crafford a Certain parcel of Land containing of Fifty acres by Survey in the **Bent of East River above Toney’s Mill** for the term of Seven years Commencing this” 15 May 1816, “which term Expiers on” 15 May 1824, “at which time Said Crafford is to leave all the Cleared Land in good order for farming. Or Should Crafford Leave the place before the above mentioned term Expiers he is to return it back to the said Toney or his heirs as the case may be and I John Toney being the prier owner do prevaledge the said Crafford to Clear or improve where he may think proper on Said Land in witness my hand and Seal this day and date as above written signed & delived in the presence of us. [Signed] John Toney. Test [witnesses]: **John Conner**, Jonathan Toney, **William Mills**.

³⁰² Giles Co., VA, Order Book 3 (1812–1817), unnumbered page; imaged as *FamilySearch* digital film 008151679.

³⁰³ Giles Co., VA, Deed Book A: 489.

³⁰⁴ E. S. Mills, “William Mills (b. c1783–88; d. c1863); Spouse Drucilla Kemp: Research Notes,” a working file last updated 28 August 2018; archived at E. S. Mills, *Historic Pathways* (<https://www.historicpathways.com>), under the “Research” tab.

“At Giles April Court 1819. This lease from John Toney to Zachariah Crawford was acknowledged in Court and ordered to be Recorded. Teste David French C.G.C.”³⁰⁵

COMMENT:

See 15 May 1816 for an earlier lease made by Toney to Conner, with Zachariah Crafford and William Mills as witnesses.

This pair of documents is curious—same five parties but exactly one year apart, to the day, with the lessee in each document witnessing for the other. One year or the other seems to be “off.” 1816 is the year that William Mills-Whitt of Franklin is said by the tax roll to be in “G.C.”

In 1850, William Mills [Mills-Whitt] lived in Floyd Co. VA, 8 houses from Andrew **Conner** (27) and wife Matilda. More Conners were on the other side of him.

Regarding this East River location:

“East River, a New River tributary, begins at the rail yards in Bluefield. Despite its name, the East is more of a creek than a river. ... East River follows a direct course 23 miles northeastward from Bluefield [Mercer Co.] to its juncture with the New River at Glen Lyn, [Giles Co.] Virginia [on John Toney’s land]. Originating in the valley between Stony Ridge to the northwest and East River Mountain to the southeast, the river is **contained entirely in Mercer County, except for its last half-mile in Giles County, Virginia.** The East River Valley is an important transportation corridor, as **traffic which has come through the mountain gap which the New River makes at Narrows, Virginia, finds in the narrow valley of the East an unimpeded route westward.**”³⁰⁶

27 MAY 1817

GILES COUNTY, VA

Land sale

George Chapman and **Joicy** his wife, and **Byrd Brumfield** and **Nelly** his wife of **Cabbell Co., VA**, for \$300 paid by **Henley Chapman**, sell him their **two-sevenths part** of the same land. No witnesses. Proved in Cabbell Court, 26 August 1817, by acknowledgement of the men and examination of the wives. Proved in Giles County September 1817 on basis of certificate from the Cabbell Co. court.³⁰⁷

28 MAY 1817

GILES COUNTY, VA

Civic role

Isaac Chapman and **David Johnston**, justices of the peace for Giles Co., certify that James Rowe and wife Elizabeth appeared before them on this date to acknowledge their deed of sale to Joseph Gaines. The land (i.e., the neighborhood in which the Rowes and Chapman lived) was on **Spruce Run**, a branch of New River, adj. Milliron.³⁰⁸

³⁰⁵ Giles Co., VA, Deed Book B: 84–85.

³⁰⁶ “East River,” *e-WV: The West Virginia Encyclopedia* (<https://www.wvencyclopedia.org/articles/1989> : revised 7 January 2011; accessed 6 September 2019).

³⁰⁷ Giles Co., VA, Deed Book A: 510–12.

³⁰⁸ Giles Co., VA, Deed Book A: 488.

23 JUNE 1817

GILES COUNTY, VA

Land tax roll

COMMENT:

This year, as before, William Preston paid the tax for the 95 acres jointly patented to him and John White Sr. However, Preston's entry now states for him: "**Residence: Ohio Kentucky,**" rather than the 1816 statement "**Residence: Wythe Co.**"³⁰⁹ For full tax roll data, see my previously cited report, "Mills, Whites & Associates: Giles County, Virginia, Tax Roll Data, 1806–23 & (Partially) 1824–4; Including Selective Entries for Marcum, Preston & Toney," report to file, 28 February 2020; archived at HistoricPathways.com under the "Research" tab.

24 JUNE 1817

GILES COUNTY, VA

Land sale

Patrick Napier and **Peggy**, his wife, **Ashford Napier**, **Champion Napier** and **Elizabeth** his wife, and **Dicy Napier**, to **Henley Chapman**, all of Giles Co. Sale for \$700, land in Giles County (formerly Montgomery), on **both sides of Walker's Creek**, a branch of New River, "**about two miles from its mouth, being the five sevenths part** of two tracts or parcels of Land which by the death of Thomas H. Napier Intestate descended by Law to his Seven Children, To wit: **Patrick Napier**, **Ashford Napier**, **Joicey Napier** who has intermarried with **George Chapman**, **Nelly Napier** who has intermarried with **Byrd Brumfield**, **Champion Napier**, **Dicy Napier**, and **Rebecca Napier**.

- Tract 1 contains by Survey" 120 acres granted unto Mordock McKinsey by patent dated 7 October 1785 and conveyed by him to Thomas H. Napier; its survey begins on the S side of creek.
- Tract 2 consists of 80 acres granted to Thomas H. Napier on 8 March 1792; its survey begins at a corner of the McKinsey survey made 28 November 1782.

No witnesses. Proved At Giles court June 1817 by acknowledgement of parties after wives relinquished their dower rights.³¹⁰

COMMENT:

The placement of the Napier land at "about 2 miles" from the juncture of Walker's Creek with New River helps us to place the land of John 'S' White who purchased part of the Napier land.

26 JULY 1817

GILES & AUGUSTA COUNTIES, VA

Land purchase

Andrew Fulton & Archibald Stuart Jr., executors of the estate of **Benjamin Stuart**, decd. of Augusta Co., to **Benjamin White** of Giles Co., for \$200, cash in hand paid, sale of land in "Giles County (formerly part of Montgomery)" on the **S side** of **Christian's fork** of **Brush Creek** Joining the Lands of **John Toney & Charls Neil** and bounded as followeth:

Beginning at two white oaks & hickory Corner to **Toney's Land** & Runing thence with the same N 13 W 210 poles to two white oaks in a hollow Corner to **Toney**, N 70 W 108 poles to two white

³⁰⁹ Giles Co., VA, 1812 Land Book, unnumbered pages, semi-alphabetical entries; imaged on Library of Virginia Land Tax Books, roll 115.

³¹⁰ Giles Co., VA, Deed Book A: 508–10.

oaks by the Creek, S 79 W 140 poles to a double Swamp white oak by the Creek, S 220 poles up a branch to a double poplar on the N side of a Ridge, thence S 87 E 278 poles to the Beginning “Being the same Land that was granted to the said Benjamin Stuart by patent bearing date” 7 July 1791. [Signed] Andrew Fulton, Arch^d Stuart Jr. Certified in Augusta County, 26 July 1817 by Claudius Buster and William Davis, Magistrates. Recorded March Court 1818 in Giles Co.³¹¹

COMMENT:

On 2 November 1816, the same parties executed a deed for another tract on Christian’s Fork.

In 1819, when Benjamin and wife “Nancy” sold this land, Benjamin signed that document as “Benjⁿ H. White.”

28 JULY 1817

GILES COUNTY, VA

Land sale

Brumfield Heirs to J. Buford.

- Joseph **Tomlin** and **Seilla** his wife, **Humphrey Brumfield**, **Mary Napier**, **Patrick Napier** and **Fanny** his wife, **Garland Burgess** and **Lovis** his wife, **Sarah McKinzie** and **Margaret Brumfield**, heirs and legatees of **James Brumfield Senr.**, Dec^d; and
- William **Hatfield** and **Ann** his wife, **Linsey Cremeans** and **Susanna** his wife, **William Brumfield**, **Bird Brumfield**, **Sugar Johnston** and **Polly** his wife, **Roland Byers** and **Dicy** his wife, **John Jordan** and **Sina**, his wife, and **Sally Brumfield**, heirs and Legatees of **James Brumfield Junr.**, Decd, who was one of the heirs of the said **James Brumfield Senr.**, Dec^d; and
- **Susannah Brumfield**, widow of the said **James Brumfield Jnr.**, Dec^d, who is a heir at law of **George Brumfield**, De^d, who was also one of the heirs of the said **James Brumfield Jnr.**, De^d; and
- **Polly Brumfield**, **Nancy Brumfield**, **Tobitha Brumfield**, **Adam Brumfield**, and **Susannah Brumfield**, heirs and Legatees of **Joel Brumfield**, De^d who was one of the Children and heirs of the Said **James Brumfield Senr.**, Dec^d

All sell to John Beauford [*sic*] for \$5 in hand paid, **65 acres patented 12 September 1787 to the said James Brumfield Senr** Dec^d, lying in Giles (formerly Montgomery) on the **South Side of New River**, ... beginning on the bank, running to two sycamores in an island, then down the same to two Sycomores in the point of the island, then back to beginning. Signed: Micajah Brumfield, Mary Napier, and Sarah McKenzie (her mark). No witnesses. Proved, etc., Giles July Court 1817 by acknowledgment of Micajah Brumfield.³¹²

COMMENT:

See images in file: Mills of Virginia > Documents > Giles Co. > Brumfield Heirs to Buford DB B-53 and Brumfield Heirs to Buford Giles DB B-54.

On 29 September 1818, Buford and wife Eleanor of Giles sold this land to Henley Chapman, saying James Brumfield had died and left this land “to his sons **Humphrey**, **James**, **Joel & Micajah** and his daughters **Scilla**, wife of Joseph Tomlinson, **Sarah**, wife of Mordock McKenzie, **Mary**, who married Thomas Hughes Napier, and **Fanny** who married Patrick Napier. This deed’s recital of the heirs does not mention **Lovis** who married Garland Burgess, or **Margaret Brumfield**. (See Deed Book B: 58–59.)

To recap: James Brumfield Sr. died leaving eight heirs:

³¹¹ Giles Co., VA, Deed Book B: 16–17.

³¹² Giles Co., VA, Deed Book B: 53–54.

1. Seilla Brumfield, married Joseph Tomlin(son)
2. Mary Brumfield married Thomas Hughes Napier
3. Fanny Brumfield married Patrick Napier
4. Lovie Brumfield married Garland Burgess
5. Margaret Brumfield (apparently not married)
6. James Brumfield Jr. who married **Susanna** _____ and died leaving:
 - Ann Brumfield married William Hatfield
 - Susanna Brumfield married Linsey Cremeans
 - William Brumfield
 - Bird Brumfield
 - Polly Brumfield m. Sugar Johnson
 - Dicy Brumfield m. Roland Byers/Byas
 - Sina Brumfield m. John Jordan
 - Sally Brumfield
 - George Brumfield, who died leaving his mother as heir
 - Joel Brumfield, who died leaving
 - Polly Brumfield
 - Nancy Brumfield
 - Tabitha Brumfield
 - Adam Brumfield
 - Susanna Brumfield

In 1815, the widow and four other heirs of James Jr. were in Cabell County, at which time they sold their five out of seven shares of land.

25 AUGUST 1817
GILES COUNTY, VA

Land sale

Isaac Chapman and wife **Eleyann** to **John Harper**, both of Giles, for 125 pounds, sale of land on **N fork of Cole River**, granted to Isaac Chapman on 9 February 1793, 200 acres, "beginning about a half mile above the fork." Proved Giles Court August 1817, by Isaac's acknowledgment. Eleyann was separately examined as to the relinquishment of her dower right.³¹³

26 AUGUST 1817
GILES COUNTY, VA

Court order

"**James White** serves on jury for this session."³¹⁴

COMMENT:

This should be the landowning James White of Salt Pond and Doe Creek, who was called "James White H," on this year's personal tax roll. This should *not* be the James, proposed son of Benjamin, who came to tithable age this year on East River and was added to the tax roll adjacent to his proposed brother Benjamin H., with no property other than a horse.

25 NOVEMBER 1817
GILES COUNTY, VA

³¹³ Giles Co., VA, Deed Book A: 504–5.

³¹⁴ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 195.

Land sale

Travis Stowers and wife **Elizabeth** to **Cornelius White**, all of Giles, sale for \$225 in hand paid, 127 acres in Giles County, on **East River**, surveyed for **James Turner**, beginning at mouth of **Harmos branch** on conditional line of **Wm Garrison**, running past **Richard Blankenship's** "conditional marked line." Proved in Giles Court December 1817 by Acknowledgement by Stowers after examination of Elizabeth.³¹⁵

COMMENT:

William Garrison was Cornelius White's father-in-law. Note below that on 26 April 1819, Cornelius bought another tract adjoining his father-in-law and the tract above.

13 JANUARY 1818
GILES COUNTY, VA

Land sale

Benjamin Peck Sr. and wife **Margaret** (her mark appears to be a D) to **David Johnston**, all of Giles, sell for \$622.33 in hand paid, four tracts of land on **Sinking Creek**: (1) 42 acres beginning on a Survey made for **Wm Guthery** [various m & b] to the land of **Patrick Lockert**, to A corner of the land known as **Thompson's tract**, to the land of **Nathan Eakin** ... to land deeded to **Adam Peck, etc.** ... [Very extensive metes and bounds not copied. All tracts appear to adjoin.] No witnesses. Proved, etc., March Court 1818.³¹⁶

14 MARCH 1818
GILES COUNTY, VA

Land sale

William Boyle to **Moses Atkins**, both of Giles, sale for \$600, 125 acres on **Sinking Creek**, a branch of **New River**, being part of 192 acres patented 29 April 1803. Neighbors not named. Certification by John Burk and Ralph Lucas, magistrates, that Boyle acknowledge the sale before them on 14 March 1818. Proved at Giles Court March 1819.³¹⁷

14 MARCH 1818
GILES COUNTY, VA

Land sale

William Boyl [*sic*] to **Moses Atkinson** [*sic*], both of Giles, sale for \$600, 47 acres on **Sinking Creek**, a branch of **New River**, being part of 192 acres patented 20 March 1806. Neighbors not named. Certification by John Burk and Ralph Lucas, magistrates, that Boyle acknowledged the sale before them on 14 March 1818. Proved at Giles Court March 1819.³¹⁸

2 JUNE 1818
GILES COUNTY, VA

Land sale

David French to **Thomas Farley**, both of Giles Co. In exchange for Farley's relinquishment of his claim to land at the place called the Wabash in Giles Co., at the head of a branch that enters into **Scott's Mill Creek**, French conveys to Farley a tract in Giles Co. "adjoining the Lands where on the said Farley now lives and adjoining the lands of **Joseph Cloyd's** 900 acre survey; the conveyed tract is said to contain 100

³¹⁵ Giles Co., VA, Deed Book A: 515–16.

³¹⁶ Giles Co., VA, Deed Book B: 12–14.

³¹⁷ Giles Co., VA, Deed Book B: 76–77.

³¹⁸ Giles Co., VA, Deed Book B: 78.

acres. [Metes and bounds not copied]. No witnesses. Proved, etc., March Court 1818 by acknowledgment.³¹⁹

COMMENT:

- 29 April 1816, Joseph Cloyd sold 125 acres of his 900 to James Thompson. (See that date, above)
- 1 March 1822, Joseph Cloyd sold 370 acres of his 900 to James Emmons. (See that date, above.)

2 JULY 1818

GILES COUNTY, VA

Court order

John Toney files application to “turn the road from the Lower end of Taylors bottom to the mouth of Wolf Creek.” Court orders Philip Peters, John Peters Jnr., Edward Hale and David French or any three of them to view the road and make a recommendation.³²⁰

2 JULY 1818

GILES COUNTY, VA

Court order

“On application of **James McClagherty**, surveyor of the road from the ford of East river near **Toney’s Mill** to the Limestone branch in **Cavender’s bottom**. It is ordered that he have all the hands on that side of N River including from **Jacharias Cooper** including his farm up to **Robert Wilberns** platation [*sic*] Except one hand of **John Toney**s to keep the Same in Repair.”³²¹

COMMENT:

On 28 April 1811, above, Toney had successfully petitioned the county court to exempt one of his hands (the operator of his ferry) from doing any public service.

5 AUGUST 1818

GILES COUNTY, VA

Land sale

David Price Senr. of Montgomery Co. sells to **Henry Price** of Giles, for \$300, 150 acres of land being part of 295 acres patented to **Michael Drake** [Sr.] on 4 January 1793. Drake had sold the land to Price before he died but had not made out the title. David Price had instituted a suit against **Jenny Drake**, executrix and Paul Epling, executor; also George Drake, Solomon Row and wife Betsy, late Betsy Drake; Charles Drake, Jenny Polly Drake, John Drake, Michael Drake, Nancy Drake, and Huldy Drake, “heirs and representatives,” and won a judgment in June 1805 session of Montgomery County court. Survey began at the top of a hill, then down Henry **Caldwell’s** line to another line of HC, and multiple additional calls referring to a creek that is not identified, along with a reference to Walkers Grant Line. No witnesses. Acknowledged before Christopher Snidow and Ralph Lucas, magistrates, on 9 August 1818; proved August Court 1818.³²²

25 AUGUST 1818

GILES COUNTY, VA

Court order

³¹⁹ Giles Co., VA, Deed Book B: 44–45.

³²⁰ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 227.

³²¹ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 227.

³²² Giles Co., VA, Deed Book B: 47–48.

“A deed of bargain & sale from [Brumfield heirs including Dicy “Byers”] ordered to be recorded.³²³

26 AUGUST 1818
GILES COUNTY, VA

Court order

Overseers of the poor in **Cabell Co.** lodge a bastardy charge against **Champion Napier** of Giles.³²⁴

COMMENT:

Cautionary tale! We can't assume that a child's father was in same county as the impregnated mother. Kinfolk visited, county lines changed, etc. (Champion Napier also served on the Giles County jury in this same term of court.)

29 SEPTEMBER 1818
GILES COUNTY, VA

Land sale

John Beuford [*sic*] and Eleanor his wife to Henley Chapman, all of Giles Co., sale for \$100 in hand paid, their **three Eight parts** which is undivided of a Certain tract or parcel of Land in Giles, formerly Montgomery, on **South side of New River** which tract contains 65 acres and was granted unto James Brumfield Sen^r by patent dated 12 September 1787, bounded by New River ... an Island ...

“Said land by the death of the said **James Brumfield Sen^r** Intestate descended in Equal portion by virtue of the act of assembly in such case ... to the Children of the Said James Brumfield deceased, to wit: to his **sons Humphrey James Joel & Micajah** and to his **daughters Scilla** who intermarried with **Joseph Tomlinson, Sarah** who intermarried with **Mordock McKinzie, Mary** who intermarried with **Thomas Hughes Napier**, and **Fanny** who intermarried with **Patrick Napier, three Eight undivided parts** of the said tract or parcel of land has been conveyed to the said John Beuford by three of the Children of the said James Brumfield Deceased to wit **Sarah McKinzie** widow of Mordock McKinzie deceased, **Mary Napier** *widow of Thomas Hughs Napier* deceased, and **Micajah Brumfield** by deed bearing date the 28th day of July 1817. Signed: John Beuford. Elenor Beuford. Proved at Giles September Court 1818 by acknowledgment of John and Elenore, after Elenore's acknowledgment.³²⁵

COMMENT:

The referenced deed of 28 July 1817 (see that date above) does not specify a three-eighths part. However, it was signed only by the three heirs named in this 1818 document.

29 SEPTEMBER 1818
GILES COUNTY, VA

Court order

“On the application of **Benjamin H. White** and **John White** for an alteration of the road from the **mouth** of the **Five mile fork** of **East River** to the poney crossing of **Brush Creek**, it is ordered that **James McClagherty, John McClagherty, Robert Wilbern, and Philip Peters** or any three of them ... view the way perposed [*sic*] ... and report to this Court.”³²⁶

COMMENT:

This John appears to be John Sr. In September 1819, as “John White Senr.,” he was among the landowners around East Mountain whose land title was “cured” by Christian Peters, a land

³²³ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 227.

³²⁴ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 230.

³²⁵ Giles Co., VA, Deed Book B: 57–58.

³²⁶ Giles Co., VA, Order Book 4 (1817–1822), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 234.

speculator who had acquired a large grant and parcelled it off among small farmers. The other thirty-three landowners in this title clearance included Samuel Mills, William White, James White, and “John White Junr.” (the apparent son of Benjamin). Benjamin himself was not included in that family cluster. He had by that time sold his land and moved out of the county.

John Sr., in 1818 and 1819, was taxed only for the land at Big Spring that he held jointly with William Preston. After 1819, John Sr. was dropped from taxation on the Big Spring tract. That tract, which had been patented directly to Preston and John White [Sr.], was not part of the Peters land. While this 1819 court order implies that John Sr. held land on Brush Creek in September 1818, he was not taxed on it because he did not have a clear title to the land until September 1819.

All points considered, it appears that John Sr. shifted his residence from Big Spring to Brush Creek by September 1818, and acquired land adjacent to or very near his proposed son Benjamin. If he had not been an occupant of the land with some pretext to title, he would not have been able legally to lodge a request that the road be moved through land of other landholders.

Re Philip Peters:

In 1831, **Philip Peters** and wife Rebecca **Pearis**, with other heirs at law of Robert A. Pearis, sold to Elijah Peters “part of a tract known by the name of Big Spring.” (Giles DB D: 102–3; also 178–79 for Philip and Rebecca’s 1832 sale of land on Laurel Creek of Brush Creek to Reuben French). The land was originally granted to Rebecca’s and Robert’s father Capt. George Pearis, founder of Pearisburg, who is cited as adjacent landowner to the 98-acre grant at Big Springs made to John White [Sr.] and William Preston.

27 OCTOBER 1818

GILES COUNTY, VA

Court order

“Ordered that **John Prince Senr.** and **John Prince Jnr.** be Exempt from the payment of County Levy and poor rates on account of their age and infermities.”³²⁷

6 NOVEMBER 1818

GILES COUNTY, VA

Marriage bond

William Cooper to Sally White. No parental or other data.³²⁸

COMMENT:

William Cooper, as a child in 1798, had been bound out by the overseers of the poor to James McClagherty.³²⁹ James Sr. and his sons James Jr. and John were associates of John Toney and Benjamin White for the next quarter-century or more.³³⁰

This Sally could only be the daughter of Benjamin and Ann White—one of the five females aged 0–15 in their 1810 household. The 1810 household of John Sr. and Frankey White did not have a daughter.

³²⁷ Giles Co., VA, Order Book 4 (1817–1822), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 235.

³²⁸ Giles Co., VA, Register of Marriages, 1806–1870: 27; imaged, *FamilySearch* digital film 7490220.

³²⁹ Montgomery Co., VA, Order Book 10, 1797–1798: 270.

³³⁰ For the numerous associations between James and John McClagherty, John Toney, and the Benjamin White family, see the previously cited report, “Mills & Associates: Montgomery County, VA, Extended Research (Bias, Sartain, Toney, White, Whitt/Witt),” 20 Jan. 2020.

TO DO:

Obtain this bond when Library of Virginia reopens. The digitized collection at *FamilySearch* begins with 1821.

24 NOVEMBER 1818

GILES COUNTY, VA

Land sale

Hugh Jordan and wife **Sally**, late **Sally Chapman**, of Giles Co., one of the coheirs and Legatees of **George Chapman Decd.**, sell to **Isaac Chpman** of Giles for \$19.71 a tract of 17 acres granted 23 April 1798 to **John Chapman** decd, and deeded by John's heirs to George. The land lies on the W side of **New River**, beginning at a corner to "his own" (John's) land, to the top of a ridge ..." No witnesses. Proved, etc., November Court 1818 by Hugh's acknowledgment and an examination of Sally.³³¹

2 DECEMBER 1818

GILES COUNTY, VA

Marriage

John Wilburn to **Sally Chapman**. No parental or other data.³³²

5 DECEMBER 1818

GILES COUNTY, VA

Will

Last will and testament of **Thomas Copley** of Giles. **Wife: Rhoda**, the land "whereon I now live with all its tenements, early rents and profits, messuages dwelling house and outhouses, orchards and Gardens with all my stock of every Kind and Kitchen furnetture ... during her natural life or so long as she shall continue my Widow ... at the death of my wife or if she should again Marry, I give and bequeath unto my dearly beloved children, namely, **Thomas Copley Jr., Betsey McKinney, Nancy White, James Copley, and Joshua Copley**, all my stock of any kind... farming utentials ... household kitchen furniture ... and the rest of my Children to Wit—**Rachel Johnston** Decd to have one dollar for her portion of my estate, Also **Abigail Walker** to have one dollar for her portion of my estate, Also **John Copley** my son to have one dollar for his portion of my estate, Also **Joseph Copley** to have one dollar for his portion of my estate, **Sally McKinney** to have one dollar for her portion of my estate. ... unto my son **Joshua Copley** and to his son **Johnston Copley** after him, ___ of land whereon I now live, beginning on the ___ at the lower end of the tract and to run up the River to a black Walnut ... provided that the said Joshua Copley or **Johnstone Copley** his son do pay unto **Freeman Copley** son of **Joseph Copley** fifty pounds within two years after they come in possession of the land if the said Freeman Copley came of age the Fifty pounds to be paid in Cattle or horses. ... [Signed] Thomas Copley. Witsesse: Joseph Smith, Stephen Rowe (x), and David Millirons (x).³³³

23 FEBRUARY 1819

GILES COUNTY, VA

Land sale

Isaac Chapman and wife **Elyann** to **Henley Chapman**, all of Giles, sale for \$1500 two tracts of land. (1) 400 acres by survey dated 20 November 1788 in Giles County (formerly Montgomery) on **Walkers Creek**, "joining land formerly owned by **Thomas H. Napier** who is now deceased and including the **Cow Hollow** and the **Grindstone Hollow** and was granted unto the said Isaac Chapman by patent dated" 14

³³¹ Giles Co., VA, Deed Book B: 62–63.

³³² Giles Co., VA, Register of Marriages, 1806–1870: 27; imaged, *FamilySearch* digital film 7490220.

³³³ Giles Co., VA, Probate Book A: 283–86; accessed as FHL digital film 007645086.

September 1798. (2) 20 acres by survey lying in the County of Giles (formerly Montgomery) on the waters of **Walkers Creek** adjoining the 400-acre tract above described, "which said tract of twenty acres was granted unto the said Isaac Chapman" by patent dated 1 March 1810, **also adjoining land of the late Thomas H. Napier.**" Postscript: "Said Henley Chapman is to run the Risque of the title of John Hoge, James Hoge, Wm McCoy & his own against said land held under James M. Benoist which is now conveyed to him the said Henley Chapman." [Signed] Isaac Chapman, Eleyann Chapman. No witnesses. Acknowledged in March 1819 Court, Giles, by Isaac and wife Eleyann was examined.³³⁴

COMMENT:

- This document tells us that Isaac Chapman, uncle of Archibald who married Betsy Mills, daughter of Sarah of Amherst, lived adjacent to the Napiers.
- A June 1820 Deed from Hoges and McCoys to Henley Chapman deals with this land and an 18,000 acre grant that had been made to Benoist. See B: 187–90.

10 APRIL 1819
GILES COUNTY, VA

Court order

"**John Toney** to **John Conner** lease acknowledged in Court and ordered to be recorded. Same to **Zachariah Crawford**, the same."³³⁵

26 APRIL 1819
GILES COUNTY, VA

Land sale

Benjamin White & Nancy his wife of Giles Co. to **Daniel McKinzie** of same, sale for \$400, 388 acres in "Giles (formerly Montgomery)" on the S side of **Christian's Fork** of **Brush Creek**, joining the land of **John Toney** and bounded as followeth:

Beginning at two white oaks and hycory Corner to **Toneys** land and runing with the Same N 13 W 210 poles to two white oaks in a hollow, Corner to **Toney**, N 70 W 108 poles to two white oaks by the Creek, S 79 W 140 poles to a double Swamp white oak by the Creek, S 220 poles up a branch to a double poplar on the N side of a ridge, thence S 87 E278 poles to the Beginning.

[Signed:] **Benjⁿ White, Nancy White.** Certified 26 April 1819 by David Johnston and William Smith, magistrates for Giles Co., who attest that Nancy White was questioned separately and acknowledged her consent to the sale.³³⁶

COMMENT:

David Johnston in 1808 witnessed a Marcum-to-Farley deed for land on Sugar Run. As previously noted, his wife was the widowed Sally (Chapman) Miller, aunt of Archibald Chapman who married Elizabeth Mills, daughter of Sarah (Mills) Sartain.

26 APRIL 1819
GILES COUNTY, VA

Land sale

Benjamin White and wife **Nancy** to **Reuben French**, all of Giles Co., sale for \$220 cash in hand paid, acreage not stated, in Giles County (formerly Montgomery) on the S side of **Christian's Fork** of **Brush Creek**. [Metes and bounds not copied]. No acreage stated in the deed. No witnesses named. Signed

³³⁴ Giles Co., VA, Deed Book B: 114–15.

³³⁵ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 243.

³³⁶ Giles Co., VA, Deed Book B: 88–89.

Benjⁿ H. White. Acknowledged before **David Johnston** and William Smith, magistrates, along with examination of Nancy, on 26 April 1819. Proved At Giles June Court 1819.³³⁷

26 APRIL 1819

GILES COUNTY, VA

Land purchase

Ritchard Blankinship to **Cornelius White**, both of Giles Co., for \$150 paid by Cornelius, sale of land on **East River**, being part of the tract Sd. Blankinship now lives on, containing by Estimation 50 acres, land known as **Sink hole**, joining the **land Cornelius White now lives on** on the N side of sd. River” ...

Beginning at sd **C. White’s** line on the top of ridge and Runing with a Conditional marked line along sd. Ridge to **East River**, thence with the old line of the original Survey to the line of him the sd. **Cornelius White**, thence with sd line a South Course to the Beginning.

[Signed] Richard Blankinship. Certified by David Johnston & William Smith, magistrates for Giles Co., 26 April 1819.³³⁸

COMMENT:

Cornelius bought his first land on 25 November 1817 (see above) from Travis Stowers, adjacent to his (Cornelius’) father-in-law William Garrison and Richard Blankenship. This should be the land referenced above as “the land Cornelius White now lives on.” Now, he is expanding onto two additional tracts—part of Blankinship’s land and (below) part of his father-in-law’s land.

Travis Stowers in 1799 had married Elizabeth Blankenship, daughter of Peter, by a Montgomery County bond.³³⁹

26 APRIL 1819

GILES COUNTY, VA

Land purchase

William Garrison to **Cornelius White**, both of Giles. Sale for \$150 paid cash in hand by Cornelius, “being part of the tract said Garrison now lives on and adjoining the land **sd White now lives on**, lying between said Garrison and sd White on the **S side of East River** containing by estimation 30 acres:

Beginning at the End of the Clift above **Wm. Garrason’s Spring** on the **S side** of the Creek, Runing up the hill with the Conditional line to the back line of the original Survey and with that line to the line of sd. Cornelius White’s land, thence with White’s line to **East River** and down Sd River to the beginning.

[Signed] Wm. Garrison. Certified by David Johnston & William Smith, magistrates for Giles Co., 26 April 1819.³⁴⁰

29 JUNE 1819

GILES COUNTY, VA

Court order

Cornelius White appointed to grand jury for this session”³⁴¹

³³⁷ Giles Co., VA, Deed Book B: 103.

³³⁸ Giles Co., VA, Deed Book B: 89–90.

³³⁹ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 228.

³⁴⁰ Giles Co. VA, Deed Book B: 93–94.

³⁴¹ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 244.

29 JUNE 1819

GILES COUNTY, VA

Court order

“On motion of **John Toney** who proved in Court that he has previously advertised his intention at two Several Court [sessions], leave is given him to include his Several tracts of land in one Survey.”³⁴²

30 JUNE 1819

GILES COUNTY, VA

Court order

Acknowledgments of deeds:

“**Benjamin H White** & wife to Reuben French ... **Benjamin White & wife** to Daniel McKenzie.”³⁴³

17 AUGUST 1819

GILES COUNTY, VA

Property sale

John Toney of Giles County sells to son **Jonathan Toney** of same, “all my Personal and real Estate consisting of bonds notes acts Stocks household & kitchen furniture negroes and lands within the S^d County ... forever upon this condition that the S^d Jonathan Toney doth pay every Just debt which I owe in the United States of America. In witness whereof I have hereunto set my hand and Seal this the Seventeenth day of August one thousand Eight hundred and nineteen. [Signed] John Toney. Signed and Sealed in the Presence of us London Duncan, **Zachariah Crawford**, Auston Teviss, James Dunn, James Mullen, **William Chapman**, **John McClagherty**, **William Smith**. Proved at Giles June Court 1819 by oath of William Chapman, John McClagherty & James **Mullins**.”³⁴⁴

COMMENT:

- This document suggests that John Toney is in significant decline. It may help to explain the vagaries in the “1816” and “1817” documents that were filed by him four months before this conveyance of his property to his son.
- McClagherty, in 1808, co-purchased with Toney land on Wolf Creek of the Bluestone from Benjamin White and wife Ann. McClagherty thereafter married Toney’s neighbor Sally Dingess, the apparent mother of Sally Mills, fathered by Samuel Mills. Meanwhile, as discussed under 12–13 November 1835 below, Sally Dingess’s brother Charles Dingess fathered a child by Elizabeth White, who should be another daughter of the Dingess neighbor Benjamin White, given that the only other White family of their neighborhood (John and Frankey) had no females on the 1810 census.
- On 15 October 1830, John Toney executed a deed to Jonathan saying that Jonathan had complied with the terms of the 1819 deed and paid all his debts; therefore he now (1830) makes a final deed to all his property. Metes & bounds are given for 5 tracts of land. Four are adjacent at juncture of New River and East River, running down three quarters of a mile on East River. Witnesses: Jesse Foster, John Maupin X his mark, and **Zacrariah Crawford**.³⁴⁵

Re James Mullins, note that

- he signed the 1816 and 1817 Toney leases with William Mills.
- he is cited below as the co-owner of a large block of land that he and Christian Peters parcelled out to Samuel Mills, several of the Whites, and John Copley.

³⁴² Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 245.

³⁴³ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 245.

³⁴⁴ Giles Co., VA, Deed Book B: 108.

³⁴⁵ Giles Co., VA, Deed Book C: 706–7.

20 SEPTEMBER 1819

GILES COUNTY, VA

Land sale

Christian Peters, en masse title clearance to 1700 acres for \$34 in favor of John Thompson Sen^r, John Thompson Jun^r, Noah Blankenship, Ely? [Oty?] Blankenship, **Francis Prince**, Jeremiah Jones, William Tiller, **Travis Stowers**, Linsey Davis, Robert Stuart, David Payne, Lewis Ford, Samuel B. Blankenship, **Samuel Mills**, **John Copley**, Henry Bailey, Jonathan Bailey, George Bailey, **John White Sen^r**, **William White**, **John White Jun^r**, **James White**, William Miller, John Clendenon, Willim Swinney, John Gunoe S^r, John Gunnoe J^r, William Gunnoe, Jacob Gunnoe, Robert Gunnoe, John Smith, James Rowland, Isaac Cole, and Jacob Straly Jun^r, all of Giles. Said land was part of a tract of 75,000 acres patented to Robert Pollard and sold for taxes, then conveyed by the Sheriff of Wythe County to John Headrick and others and by them to Joseph Fletcher and others and by them to Christian Peters and **James Mullins**. The 1700 acres being conveyed are in Giles Co. on **East River Mountain, Beginning at the Tazewell County line** ... up the N side of the **Mountain** to the top, thence **down the Mountain toward New River**. ... No neighbors named. No witnesses. Acknowledged by Peters and proved at April Court 1820.³⁴⁶

COMMENT:

- **Benjamin H. White** is not included in this neighborhood grouping. After the 1819 sale of his land on Brush Creek, he appears to have moved across the county line into Cabell, where he was enumerated in 1820.
- Note on Map 2 that the Tazewell-Giles County line runs beside “Big Spring” near the western end of East River Mountain. The Brush Creek area where Benjamin H. owned land from November 1816 to June 1819 does not fall within this area. The mountain land covered by the deed would appear to be on the north side of East River. *The National Map* shows the county and state line between present Bland and Mercer running with the peak of the mountain range. It also marks a site “**Mills Valley**” **about 1.5 miles north of the Giles/Mercer county/state line on “Big Spring Branch”** where Interstate 77 crosses Jug Neck Road.
- On 26 November 1819 **James Mullins (X)** witnessed, with William Peters and Christian Peters, an acknowledgment of deed of trust from John Peters & Francis his wife, to Andrew & George Burne of Monroe Co., with Andrew Johnston and Benjamin Peck as trustees.³⁴⁷

30 NOVEMBER 1819

GILES COUNTY, VA

Court order

“Ordered that Andrew Johnston be appointed over seer of the road from the County line of **Monroe** to **McClaghertys Mills** in the room of **John Peters**”³⁴⁸

28 JANUARY 1820

GILES COUNTY, VA

Marriage

William White to **Lavina Munsey**. No parental or other data.³⁴⁹

³⁴⁶ Giles Co., VA, Deed Book B: 166–67; see images in files: Mills of VA > Documents > Giles Co. L MillsSamuel White William et al from C Peters 1819 DB B–166 and DB B–167

³⁴⁷ Giles Co., VA, Deed Book B: 183.

³⁴⁸ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 262.

³⁴⁹ Giles Co., VA, Register of Marriages, 1806–1870: 28; imaged, *FamilySearch* digital film 7490220 > image 36 of 250.

COMMENT:

This William would be the William named as a son in the 25 April 1822 deed, below, executed by John White of Bear Spring (husband of Nancy Copley). Tax rolls shows that he remained there amid his parents, siblings, and the Munseys.

7 FEBRUARY 1820
GILES COUNTY, VA

Land entry

“**John McClaugherty** by virtue of a land office treasury warrant for 500 acres No. 6802 bearing date the 9th of Feby. 1820 enters **50 acres** of land Beginning at a white oak on NE side **Big Bluestone** at the line of **John Toney & sd. McClaugherty’s** land above the improvement on said land thence up and down the river for quantity.”³⁵⁰

COMMENT:

- The adjacent land cited above, co-owned by Toney and McClaugherty, should be the tract that they bought in 1808 from Benjamin White and wife Ann.
- Page 75 carries another deed for John McClaugherty that I did not have time to abstract—this one at “N end of Pearis Mountain above the town of Pearisburg.”

23 FEBRUARY 1820
GILES COUNTY, VA

Land sale

“**Cornelius White** to **John Dillion**, both of Giles Co., sale for \$60 cash in hand, 30 acres bounded as follows:

Beginning at two white oak saplings on a ridge between the head of **little Harman’s branch** and **East River**, runing thence with the conditional line across the head of said **Harman’s branch** to the old line of the Original Survey at the **Stoney ridge** and with the old line to the Conditional line between the said **White** and **Richard Blankinship** and with the said conditional line to the Beginning; it being the upper end of the land deeded to said **White** by **Richard Blankenship** known by the name of **The Sink hole.**”

[Signed] Cornelius White. 23 February 1820, acknowledged before David French, Clerk, Giles County.³⁵¹

COMMENT:

Note the absence of a reference to wife in the document above and below.

29 MARCH 1820
GILES COUNTY, VA

Court order

“**Cornelius White** to John Dillion Deed acknowledged in the Clerk’s Office and returned into Court and ordered to be recorded.”³⁵²

22 APRIL 1820
GILES COUNTY, VA

Land sale

³⁵⁰ Giles Co., VA, Land Entry Book 1818–1853: 74; FHL microfilm 1928290 (item 2).

³⁵¹ Giles Co., VA, Deed Book B: 143.

³⁵² Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 268.

John Chapman and wife **Jemima** to **James Chapman**, all of Giles, sale for \$1 a tract of land in Giles formerly Montgomery on the Waters of **Woolf Creek**, containing 85 acres by survey dated 23 April 1798. No neighbors named. No witnesses. Acknowledged by John at April Court 1820.³⁵³

22 AUGUST 1820
GILES COUNTY, VA

Tax roll

William Preston is said to be a resident of “Kentucky.” He is charged with two tracts:

- 673 acres on Cole River 500 acres, no locale;
- 95 acres, no locale [This is the tract formerly owned with John White, whose name is now dropped from the tax roll.]

27 JUNE 1820
GILES COUNTY, VA

Court order

Cornelius White served on Grand Jury.³⁵⁴

27 JUNE 1820
GILES COUNTY, VA

Court order

Grand jury handed down an indictment of **John Toney** for “wilfull and Corrupt Purjury.”

“Dodge vs. **Tony** Dismisd. by order of plts attor.”

“On motion of **John Toney** It is ordered that **William Smith** be summoned *duces tecum* commanding him to bring before the next August Court a warrant on which **James French** obtained Judgement for before [*sic*] the said Smith against John Toney for nine dollars & Seventy Cents which said warrant is wanted to be read as Evidence in a prosecution on indictment now depending against the said Toney for Perjury which said warrant was Executed and retuned before s^d Smith by John Clendenen.”³⁵⁵

COMMENT:

A subpoena duces tecum is one “that requires the witness to produce a document or documents pertinent to a proceeding—coming from the Latin *duces tecum*, meaning ‘you shall bring with you].”³⁵⁶

27 JUNE 1820
GILES COUNTY, VA

Court order

Robert Clendenen against **Toney & McClaugherty**. On injunction. Injunction defeated. “That the said Toney & McClaugherty the plaintiff at law have the benefit of this Judgement at Law ... and recover their Costs attending this defence in chancery.”³⁵⁷

AUGUST 1820
GILES COUNTY, VA

³⁵³ Giles Co., VA, Deed Book B: 167–68.

³⁵⁴ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 273.

³⁵⁵ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 275.

³⁵⁶ Cornell Law School, *Legal Information Institute* (https://www.law.cornell.edu/wex/subpoena_duces_tecum : accessed 1 January 2020).

³⁵⁷ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 279.

Census

Semi-alpha by first letter of surname, as per tax roll

(p. 119 verso, stamped; begin line 11)

Muncy, Samuel
 McClaugherty, John
 Muncy, Zachariah
 Muncy, Holten
 Mullens, James
 Mares, Archabald
 Marshal, James
 Mare, Daniel
 Mare, Amos
 Miller, Sarah

Mills, Samuel	1 male 26–44	1 female 26–44	8 in household
	1 male 10–15	1 female 0–10	2 in agriculture
	4 males 0–10		

Meadows, William
 Meadows, William Jr.
 [Mc] Graw, William
 Mgloughlin, William
 Mongolet, William
 [end of M's]

(p. 123 stamped; begin line 1)

Wilson, David
 Wilson, Antony
 Workman, Joseph
 Walker, Oliver
 Watts, Polly

White, Cornelious	1 white male 26–44	1 white female 16–25	4 in household
	2 white males 0–10		1 in agriculture

Walker, Anos

White, John	1 white male 45+	1 white female 26–44	11 in household
	2 white males 16–25	1 white females 16–25	6 in agriculture
	1 white male 16–18	3 white females 0–10	
	2 white males 10–15		
	1 white male 0–10		

COMMENT:

- The male 16–18, which I've greyed out above, is duplicated in the 16–25 category, as per Census Bureau instructions for this year.
- The age of the oldest female in this John White household is too young to be Frankey. Several explanations could exist, including these: (a) The census taker put his tickmark in the wrong column; (b) John has found a new wife, (c) the 26–44 female is an unmarried daughter who was not enumerated in 1810; (d) the 26-44 female is the wife of one of the males 18–25.
- Explanation (a) or (d) is the most compatible with other known data.
- There are a considerable number of offspring that need to be identified.
- The four children aged 0–10 should be too young to be children of Frankey. Her oldest proved child (Rachel Mills) is now about 34. The two boys 10–15 *do* correspond to the males attributed to John's and Frankey's household in 1810 and *would* be of age to be sons of Frankey.

- All things considered, this may be a combined household, shared by John with a son 16–18, 2 sons 10–15, and a married son and his wife who are about 25–26 and have 4 children 0–10. The younger couple would not be the William and Editha who married in 1816; that couple was enumerated in their own home, below.
- Comparing this John White household with the 1810 household yields the following conclusions:
 - one male b. 1792–93 is missing
 - two males b. 1795–1800 are missing
 - one male b. 1795–1800 is still in the household
 - two males b. 1800–10 are still in the household
 - one male b. 1800–10 is missing

Wilson, William

Wray, Daniel

Webb, Thomas

Walters, William

Walters, John

Webb, Stephen

Wilson, James

Williams, Elenor

Webb, William

Webb, Pleasant

Webb, Julius

Walker, William

Williams, Jeremiah

Williams, George

Williams, Henry

White, James [Doe Cr]	1 white male 45+	1 white female 26–44	12 in household
	3 white males 16–25	2 white females 10–15	5 in agriculture
	2 white males 16–18	2 white female 0–10	
	1 white male 10–15		
	2 white males 0–10		

Williams, Andrew

Williams, Joseph

Williams, Jeremiah

Williams, Hugh

(p. 123 verso, line 1)

Williams, James

Williams, Abraham

Williams, John

Walker, Charles

Waddle, Abby

Waddle, Alexander

Waddle, James

Wilson, Robert

White, William	1 white male 26–44	1 white female 16–25	5 in household
	2 white males 0–10	1 white females 0–10	1 in agriculture

COMMENT:

This William should be the William who married Editha in 1816. In that case, Editha’s husband is clearly not the William named as son of John Jr. and wife Nancy Copley in 1822. That William is below, adjacent to John’s family at Bear Spring in lower Giles.

Wilbern, William
 Wilbern, William, Jr.
 Wilburn, Stephen
 Williams, Alexander
 Wilson, Andrew
 Williams, Larkin
 Williams Daniel
 Walls, William

White, William	1 white male	16–25	1 white female	16–25	2 in household 1 in agriculture
White, John [Bear Spring]	1 white male	45+	1 white female	45+	12 in household
	4 white males	16–25	1 white females	0–10	7 in agriculture
	1 white male	16–18			
	2 white males	10–15			
	3 white males	0–10			
White, John [s. of John, above]	1 white male	16–25	1 white female	16–25	2 in household 1 in agriculture

Williams, Eliza
 Williams, George
 Williams, Federick
 Wilbern, John
 [end of list]

COMMENT:

Benjamin H. White is no longer a head of household in Giles County. See Cabell County for five White households: William, Benjamin, **Benjamin H.**, John [no data at all], and James.

30 AUGUST 1820
GILES COUNTY, VA
Court order

Commonwealth vs. **John Toney**. On Indictment for Perjury. This day came as well the attorney for the Commonwealth [**Henley Chapman**] as the defendant by **John Chapman** and **Robert Craig**, his attorneys who says he is not Guilty of committing the perjury as in the Indictment against him is alleged and of this he puts himself upon the Country and the attorney for the commonwealth likewise. And there upon came a Jury ... [who] having heard the evidence in part were adjourned until tomorrow morning and committed to the Custody of Christophe Champ a sworn bailiff.”³⁵⁸

31 AUGUST 1820
GILES COUNTY, VA
Court order

Commonwealth vs. **John Toney**. On Indictment for Perjury. “The Jury ... having fully herd the evidence and arguments ... find for the defendant. It is considered by the Court that the defendant be discharged and go thereof without d[e]lay.”³⁵⁹

31 AUGUST 1820
GILES COUNTY, VA
Land sale

Jonathan Toney and wife **Betsy** to **William Chapman**, all of Giles, sale for \$1, Lot No. 60 in town of Pearisburg, joining lots belonging to Benjamin Peck. No witnesses. Acknowledged by Toney at August Court 1820.³⁶⁰

COMMENT:

Jonathan Toney married Betsy Caperton by Giles County bond dated 23 October 1811. Hugh Caperton was the longtime neighbor and associate of Jonathan’s father John.³⁶¹

31 AUGUST 1820
GILES COUNTY, VA
Land sale

William Chapman and wife **Nancy** to David J. Chapman for [blank] dollars, all of Giles, sale of “his moiety” in 200 acres in Giles on Waters of **Walkers Creek**. No witnesses. Acknowledged by Chapman at August Court 1820.³⁶²

1 SEPTEMBER 1820
GILES COUNTY, VA
Court order

Henley Chapman vs. **Brumfield heirs**. See image.³⁶³

20 SEPTEMBER 1820
GILES COUNTY, VA

³⁵⁸ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 284.

³⁵⁹ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 285.

³⁶⁰ Giles Co., VA, Deed Book B: 190–91.

³⁶¹ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 240.

³⁶² Giles Co., VA, Deed Book B: 192.

³⁶³ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 286.

Court order

John Toney against Solesberry heirs on appeal, cont'd."³⁶⁴

14 OCTOBER 1820

GILES COUNTY, VA

Land sale.

Rebecca Napier (x) "late of the county of Giles but now in the county of Cabell" to **Henly Chapman** of Giles, sells **one-seventh part** of two tracts of land in Giles (formerly Montgomery) on **Walkers Creek, about two miles from its mouth**. At the death of **Thomas H. Napier**, intestate, the land descended to his Seven Children, To Wit **Patrick Napier, Ashford Napier, Joice Napier** who has intermarried with **George Chap[m]in, Nelly Napier** who has intermarried with **Bird Brumfield, Champion Napier, Dicey Napier**, who has intermarried with **Daniel Justice**, and **Rebecca Napier**.

- One tract of 120 acres was patented by Murdock McKinsey on 7 October 1785 and conveyed to [by] Murdock McKinsey by deed duly recorded in Montgomery County to Thomas H. Napier.
- The other tract of 84? acres by survey was granted to Thomas H. Napier by patent on 8 March 1792, adjoining the McKinsey land. No witnesses named.

"**Cabell County** ... We **Elisha McComas** and **Peter Dingess** Justice[s] of the peace in the county aforesaid do hereby Certify that Rebecca Napier ... on the 14th Day of October ... 1820 ... appeared before us ... and acknowledged the same to be her act and deed." Proved Giles Co., February Court 1821.³⁶⁵

COMMENT:

Both of these Cabell County justices were formerly of Giles. As documented elsewhere in this report, Peter Dingess Jr.'s brother Charles had a daughter by Elizabeth White and left that daughter a bequest in his will. Meanwhile Sally Dingess had a child called Sally Mills, prior to marrying John McClaughterty, the Toney storekeeper who became a county justice.

31 OCTOBER 1820

GILES COUNTY, VA

Court order

"**John Toney** asse. of **Henley Chapman** against Peter Robertson, the defendant comes into court and acknowledges Judgement for fifty dollars with interst [sic] thereon at the rate of Six pr Centum pr annum from the 21st day of Sept. 1820 & the costs in this behalf Expended and the deft. in mercy &c."³⁶⁶

2 NOVEMBER 1820

GILES COUNTY, VA

Court orders

"Floyd vs. Toney [Cont'd.]

"Goodbille Lesse vs Blankenship, Cont'd."

"Same vs. **White**, the same.

"Same vs. **Mills** the same"

"Same vs. Dillion, the same."³⁶⁷

29 NOVEMBER 1820

GILES COUNTY, VA

³⁶⁴ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 287.

³⁶⁵ Giles Co., VA, Deed Book B: 224–26.

³⁶⁶ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 289.

³⁶⁷ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 292.

Court orders

“**Toney** vs. Solisberry heirs continued.”³⁶⁸

29 NOVEMBER 1820

GILES COUNTY, VA

Land sale

Isaac Chapman and **Elyanne** his wife to **Gibson Jarrell**, all of Giles. Sale for \$666.67 a tract of 230 acres patented 8 February 1793, lying in Giles (formerly Montgomery) on N fork of **Cole River**, at the **mouth of Sycamore Creek**, beginning “about a mile and a quarter below the mouth of said creek No witnesses. Acknowledged by Chapman, with examination of Elyann [sic] at November Court 1820.”³⁶⁹

26 DECEMBER 1820

GILES COUNTY, VA

Court orders

“**John Toney**, appellant, against **Henry Clay**, appellee. On an appeal from a Judgement rendered by William Smith a Justice of the peace for this County, this day come the parties by their attorneys and on motion of the plaintiff It is ordered that the Said Judgement be reversed and the Court proceeding to Give Such Judgement as the Said Justice ought to have Given. It is further ordered that the warrant be quashed and the Suit dismissed. And that the appellee pay to the appellant his costs about his Suit here and before the magistrate Expended.”³⁷⁰

26 DECEMBER 1820

GILES COUNTY, VA

Court orders

“Henley Chapman vs. Brumfield Heirs.” See image.³⁷¹

27 JANUARY 1821

GILES COUNTY, VA

Land sale

Jonathan Toney and **John Toney** to **Alexander Stuart**, all of Giles, for \$125, sale of Lots 18, 19, 20 in Town of Pearisburg. No witnesses named. Acknowledged by Jonathan Toney in Giles February Court 1821.³⁷²

COMMENT:

On 20 September 1820 Alexander Stuart/Stewart was appointed a deputy sheriff at the recommendation of Sheriff Christopher Champ.³⁷³

30 JANUARY 1821

GILES COUNTY, VA

Court orders

“Ordered that **Cornelius White**, **William White**, John Walker & Chrispyanos Walker or any three of them being first Sworn do appraise the personal Estate of **William Prince & Matthew Erickson** and make a report thereof to the Court.”³⁷⁴

³⁶⁸ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 294.

³⁶⁹ Giles Co., VA, Deed Book B: 215–16.

³⁷⁰ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 297.

³⁷¹ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 297.

³⁷² Giles Co., VA, Deed Book B: 228–29.

³⁷³ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 288.

COMMENT:

This William White, in the neighborhood of Cornelius White and Chrispyanos Walker, should be the William who married Editha—i.e., the son of Benjamin and Ann White, as Cornelius seems to be. (See analysis under the 1810 census entry.) Meanwhile, John Sr. and Frankey White's son Samuel Mills also married into the Prince family.

15 FEBRUARY 1821

GILES COUNTY, VA

Association

Inventory of personal estate of **William Prince**, deceased, taken by C. H. A. Walker, John Walker, **Cornelius White**, and **William White**. Joseph Evvins, adm., swore on 18 July 1821 in Giles Co. court that the goods were purchased by "**Elizabeth Erixon** once the wife of the said Wm Prince decd. ... except the articles which are not carried Out in the aprasement bill which is said to be made use of by **Matthew Erixon Decd** in his lifetime and has not yet been found by the information of Elizabeth Erixon." ³⁷⁵

27 MARCH 1821

GILES COUNTY, VA

Court orders

James White and **Cornelius White** appointed to Grand Jury. ³⁷⁶

24 APRIL 1821

GILES COUNTY, VA

Court orders

"John McClaugherty to Burgess Godfrey the same [deed acknowledged and ordered to be recorded.]"

"Same with **John Toney** to the same acknowledged by McClaugherty & costs ?." ³⁷⁷

24 APRIL 1821

GILES COUNTY, VA

Land sale

Christian Peters to **James Mullins** both of Giles, for \$1, sale of one-half of a part of land that the said Christian Peters Bought of Joseph Fletcher and Philip Lambert situate ... in the Countys of Giles & Tazewell containing twelve thousand acres ... East River ... Clinch River ... No witnesses. Acknowledged by Peters in Giles April Court 1821. ³⁷⁸

COMMENT:

- The 1818 personal tax roll shows James Mullins paying a fee for an ordinary's license.
- Samuel Mills was also a purchaser of Fletcher-Peters land. His title was cleared in 1819, along with "John White Senr.," "John White Junr.," William White, and James White.

29 MAY 1821

GILES COUNTY, VA

Court orders

³⁷⁴ Giles Co., VA, Order Book 4 (1817–1822), unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 299.

³⁷⁵ Giles Co., VA, Probate Book A: 251–52; imaged as *FamilySearch* digital film 007645086.

³⁷⁶ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 302.

³⁷⁷ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 294.

³⁷⁸ Giles Co., VA, Deed Book B: 255–56.

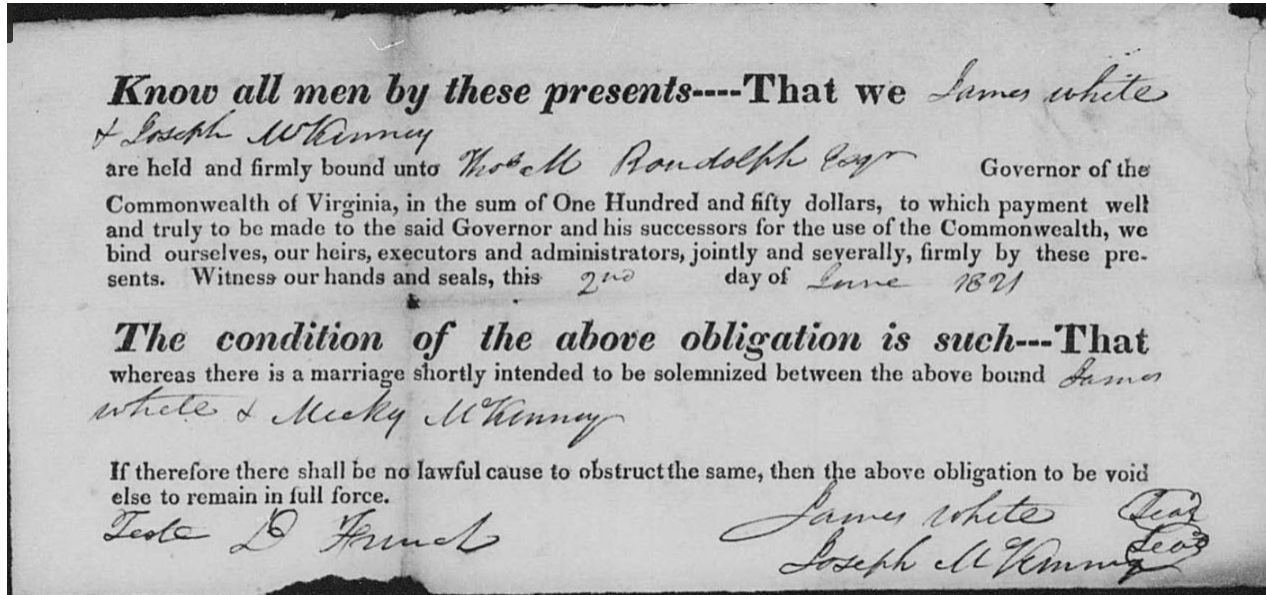
“John Toney & John McClaugherty to Burgess Godfrey deed [one illegible word] acknowledged by John Toney and ordered to be recorded.³⁷⁹

2 JUNE 1821

GILES COUNTY, VA

Marriage Bond

James White and Joseph McKinney post bond for James to marry Meeky McKinney.³⁸⁰



COMMENT:

James White came onto the tax roll in early 1817, but was then dropped until 1819 when he was added back adjacent to Benjamin H. White. He appears to be the oldest of the males aged 0–10 in Benjamin H. White’s 1810 household—i.e., born about 1800, who married in 1821 when he came of full age.

Joseph McKinney, the father of Meeky, was married to Elizabeth Copley,³⁸¹ a sister of Nancy Copley, wife of John White Jr. As seen under 1 September 1813, McKinney ended up with the land that Benjamin White staked a claim to in 1800 through Gordon Cloyd, surveyor.

25 JUNE 1821

GILES COUNTY, VA

Court orders

Cornelius White serves on jury.³⁸²

26 JUNE 1821

GILES COUNTY, VA

³⁷⁹ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 306.

³⁸⁰ Giles Co., VA, Marriage Bonds [and Permissions], 1821, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490216 > image 40 of 821.

³⁸¹ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 158.

³⁸² Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 310.

Land tax roll

John is not cited. The 95 acres held jointly with William Preston from 1797–1819 are again taxed to Preston, whose tax data is the same as in 1820.

26 JUNE 1821

GILES COUNTY, VA

Personal tax roll

“W” Consecutive entries:

Walker, George

Walker, John

Walker, Eanoss [Chrispyanos]

White, William [son of Benj] 1 tithe, 0 slaves, 1 horse or mule, 13.5¢

White, Neeley [Cornelius of Benj.] 1 tithe, 0 slaves, 2 horses or mules, 27¢

White, John B.C^r [Sr.] **3 tithes, 0 slaves, 2 horses or mules, 27¢**

White, James B.C^r [son of Benj] 1 tithe, 0 slaves, 3 horses or mules, 40.5¢

White, John [son of Benj] 1 tithe, 0 slaves, 2 horses or mules, 27¢

Wilbourn, Robert

Wilson, Andrew

Williams, Larkin

Wilson, William

COMMENT:

- This is the last tax roll on which John Sr. appears.
- The older sons attributed to John’s household in 1810 appear to have left the county—or else they are tallied, without a name, in the household of an employer.
- Two males aged 16+ are still with John. One of these two appears to be **Thomas White**, who made his first appearance on the personal tax roll in 1822.³⁸³ The other is likely to be the **Reuben White** who made his first appearance in this set of notes in 1827.
- Meanwhile, one **Wesley White** first appears in 1824, although other records suggest Wesley was more likely a son of Benjamin and Ann. In 1850, aged 48, he is enumerated in Logan County as “Benjamin W.” with a wife Sarah and sons Cornelius, 13, and Benjamin H., 8. In 1860 he is enumerated in Logan as “Wesley White, 58” wife a wife Sarah and sons Cornelius, 23, and Benjamin H., 18.)

30 AUGUST 1821

GILES COUNTY, VA

Court orders

William White serves on jury.³⁸⁴

25 SEPTEMBER 1821

GILES COUNTY, VA

Land sale

Edmund Morgan of Montgomery Co. to **John White Seigner** of Giles Co., sale for \$20 of 65 acres being

³⁸³ In 1870 Thomas White, age 66, was living one house from Cornelius White, age 77. See 1870 U.S. census, Mercer Co., WV, East River Township, p. 12, dwelling/family 81/81 (Cornelius) and 83/83 (Thomas). Also 1860 U.S. census, Mercer Co., VA, “My Division” p. 87, places Thomas and apparent wife Polly at dwell./family 599/366, while Cornelius is in the same division, p. 71, dwell./fam. 487/459 (with Polly 59, Henry M. 18, and Elizabeth V. 10) enumerated adjacent to Cornelius’s apparent son Harman, aged 34. Jacob Conner, aged 71 (also of Montgomery > Giles), is on the other side of Cornelius.

³⁸⁴ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 322.

part of 365 acres patented to John Grant on 23 November 1798 lying in Giles County on the **Side of the Buckeye Mountain** and on the **Waters of the Bear Spring**, waters of New River,

Beginning at two white oaks and a black oak on the Patent line and with the same N 60° E 68 poles to two black oaks in a **hollow on Alsups** line and with the same N 18° E 100 poles passing his corner to a black oak and two white oaks on the spur of the Mountain, N 8° W 40 poles with the patent line thence leaving the same S 84° W 72 poles to a chesnut oak and Locust On the mountain S 10° E 162 poles to the beginning

No witnesses named. Acknowledged by Morgan “before two Justices of the peace and returned into Court. September term 1821.”³⁸⁵

COMMENT:

The word “Seigner” is written very clearly. The index entry at the front of the record book, made contemporaneously, is “White, John, Sen’.” Clearly, “Senior” is the designation intended for the Bear Spring man.

This is *not* the “John White Sr” who married widow Frankey Mills. This John White who is buying land from Edmund Morgan—and later sold it with wife Nancy—would be John “H” White, aka “Jack White” and formerly “John White Jr.” (husband of Nancy Copley), who is now “elevated” to “Sr.”

From this use of Sr. for John Jr., we might hypothesize that **the older John who married Frankey has died**. That should place the death of Frankey’s husband between the early-1821 creation of the tax roll and this 25 September 1821 deed.

Note that in 1824, when Logan County was created from parts of Cabell, Giles, Kanawha, and Tazewell, the John “Sr.” who ended up in Logan is the age of the John formerly of Tazewell. He is not either man of Giles who was called “John Sr.”

25 SEPTEMBER 1821

GILES COUNTY, VA

Land sale

Edmond Morgan of Montgomery County to **John White Seigner** of Giles Co., sale for 70£ in hand paid, 80 acres lying on **Bear Spring**, beginning at John Alsups white oak and hickory. No witnesses. Proved Giles Court September 1821 by certification of John Kirk and John Peck, justices of the peace who said Morgan acknowledged the same before them. Same certification as above.³⁸⁶

25 SEPTEMBER 1821

GILES COUNTY, VA

Court orders

“Edmund Morgan to **John White**, deed acknowledged before two Justices of the peace and returned into Court and ordered to be recorded.”

“The same to the same.”³⁸⁷

13 OCTOBER 1821

GILES COUNTY, VA

³⁸⁵ Giles Co., VA, Deed Book B: 327–28.

³⁸⁶ Giles Co., VA, Deed Book B: 328–29.

³⁸⁷ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 325.

Land sale

Cornelius White and **Polly, his wife** [née Garrison] to **Abraham Garrison**, all of Giles. Sale for \$600 cash in hand, 200 acres lying on **East River**, being a part of a Survey paten[t]ed to **Wm Dinges** Known by the name of the **Mud Lick** on East River

Beginning at the end of the Clift above **William Garrisons Spring** on the S side of the Creek and Runing up the creek to the mouth of **Harmons branch** and then Squar[e] across with **Wm. Garrison** Conditional line to the back line of the survey, thence with old line Up **Little Harmon's branch** to the Conditional line made between **Cornelius White** and **John Dillion**, thence with conditional line across the head of said branch to the top of the Ridge between Sd branch and **East River**, thence down the Ridg to the conditional line between **Cornelius White** and **Richard Blankinship**, thence down the point of a Ridg to the upper end of the Land **Sorrel bottom** to the old line of the Survey, thence down with the old line to the conditional line between **William Garrison** and **Cⁿ White**, thence with the Conditional line to the begining [*sic*].

[Signed] Cornelius White, Polly White. Certified 13 October 1821 by James French and Wm. Smith, Justices, who attested that Polly was duly examined separate and apart from her husband and consented to the sale.³⁸⁸

COMMENT:

Parts of the Dillion family was also in Franklin County,

31 OCTOBER 1821
GILES COUNTY, VA

Court orders

Cornelius White and **Polly** his wife acknowledge a deed to Abraham Garrison.³⁸⁹

JANUARY 1822
GILES COUNTY, VA

Marriage bond

Thomas White, William White & John White post bond for Thomas to marry **Agness Bradley**.³⁹⁰

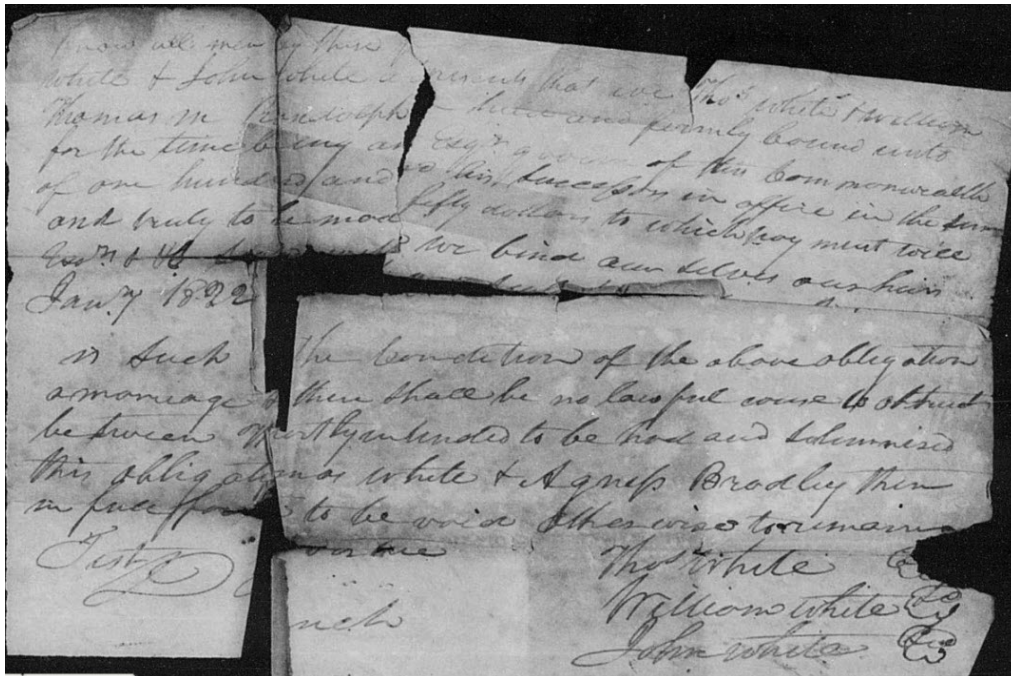
COMMENT:

This Thomas White is the son of John H. and Nancy (Copley) White who lived in the Bear Spring and Gap Mountain region. See his acquisition of land later this year from Micajah Bradley. The bondsmen should be Thomas's brother William and either his father John or brother John.

³⁸⁸ Giles Co., VA, Deed Book B: 295–96.

³⁸⁹ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 328.

³⁹⁰ Giles Co., VA, Marriage Bonds [and Permissions], 1822, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490216 > image 196 of 821.



1 MARCH 1822
GILES COUNTY, VA

Land sale

Joseph Cloyd to **James Emmons**, both of Giles, for \$1,000, 370 acres of which 240 acres are part of a grant of 900 acres made to Cloyd on 16 February 1793 and 130 acres being part of a patent of 200 acres granted to George Pearis on 30 March 1785, lying in Giles County on the waters of **Walkers Creek** ... beginning at a ridge on E side of the mouth of **Cox's Hollow** ..." No witnesses named. Acknowledged by Cloyd before **Gordon Cloyd** and James Hoge, Justices of the peace on 14 March 1822 and proved at April Court 1822.³⁹¹

26 MARCH 1822
GILES COUNTY, VA

Court orders

Edmund Morgan against **John White**, Joshua **Copley** Special Bail. Whereupon the special bail surrendered in court the body of the defendant and he is prayed in custody of the sheriff."

"Edmund Morgan against **John White**. The defendant comes here into court and confesses Judgment of Sixty dollars and fifty cents with Interest from the 9th of September 1820 and the costs and Judgment is given by the court for the same whereupon he is preyed in Execution."³⁹²

COMMENT:

This John White who previously bought the land from Morgan on credit was John H., husband of Nancy Copley.

27 MARCH 1822
GILES COUNTY, VA

Court orders

³⁹¹ Giles Co., VA, Deed Book B: 356-57.

³⁹² Giles Co., VA, Order Book, 1817-1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 338.

Edward Lucas against **John Toney** on a *Capias ad satisficendum* Issued on a Judgement & Execution rendered against him by a Justice of the peace and the defendant being arrested Comes here into Court by John Chapman and Robert Craig his attorneys who moved the Court to quash the Execution which was done by the Court accordingly and Judgement by the Court for the defendant Costs.”

Ordered that Robert Gou, James Copley, William Garrison, Josiah Ferguson and **Cornelius White** be appointed Commissioners to Superintend a separate Election to be held at **Reuben French’s** on **Brush Creek.**”

“**John White** to Christopher Champ sheriff of Giles county for the purpose therein mentioned, deed acknowledged in court and ordered to be recorded.”³⁹³

COMMENT:

A capias ad satisfaciendum was a writ or process commanding an officer to place a person (as a debtor) under civil arrest until a claim is satisfied.

27 MARCH 1822

GILES COUNTY, VA

Land sale

John H White [sic] of Giles Co. to Christopher Champ, Sheriff of Giles. Whereas White is now confined in the Jail of the county aforesaid at the suit of **Edmund Morgan** and White “desires to give up all his property to satisfy the debt due the sd Edward Morgan and to take the oath prescribed by Law for insolvent Debtors ... White conveys

- 99 acres on N side of the “Gap Mountain or Walkers Mountain on waters of Bear Spring, joning or near the lands of Samuel Lindsey which land was conveyed to him the sd. John H. White by Alexander Waddle”
- 80 acres on Bear Spring “known by the name of the **Mill Place** on which the sd. John H. White now lives on, which he bought from the sd. Edward Morgan.”
- About 70 acres which the said John H White gave to **his son William White** “some time ago” but has not yet conveyed the title.

Champ will sell the land at “some Court Day at the Giles Court House.” “Acknowledged in court and ordered to be recorded.” March Court 1822.³⁹⁴

29 MARCH 1822

GILES COUNTY, VA

Court orders

The case of overseers of the poor vs. Champion Napier is still being “continued.”

“Goodtitle Lessee vs. Dillion. In ejectment, cont’d.”

“Same vs. **White** in ejectment, same.

“Same vs. Blankenship in ejectment, same.

“Same vs. **Mills** in ejectment, same.”³⁹⁵

1 APRIL 1822

GILES COUNTY, VA

Land purchase

³⁹³ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 340.

³⁹⁴ Giles Co., VA, Deed Book B: 353–54.

³⁹⁵ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 343.

Gordon Cloyd, Thomas Cloyd, and David Cloyd of the county of Montgomery to **William White** of Giles Co. Sale for \$500 cash in hand, 100 acres being the same granted to them by patent dated 20 April 1809, lying in “Giles (formerly Montgomery)” on the dividing ridge, including some of the head branches of **Spruce Pine Fork** of **Laurel Creek** and some of the head drains of **Pain’s Fork** of East River.” [Metes and bounds not copied; adjacent landowners not named.] Signed: Gordan Floyd, Thomas Floyd, David Floyd. Certified 1 April 1822 by Daniel Howe and John Hoge, justices of the peace. Proved November Court 1829, Giles County. No wives participated in the sale.³⁹⁶

COMMENT:

This should be the William White who married Editha White.

25 APRIL 1822

GILES COUNTY, VA

Land sale

John White to **Hannah White**, both of Giles, for \$21.50½ in hand paid, sells 80 acres by survey on Bear Spring in Giles County, described as

Beginning at **John Alsups** corner a white oak and Hickory on the N side of a hill N 56° W 96 poles crossing the creek along his line to two Poplars, N 56 poles to a black oak and white oak in his line, S 83° E 156 poles to three white oak saplings on a Hill, S10° E 66 poles to a white oak and Maple and then S 75° W 90 poles to the Beginning.

No witnesses. Acknowledged and proved in Giles June Court 1822.³⁹⁷

COMMENT:

This John White of Bear Spring was the husband of Nancy Copley. See 14 September 1824, below, for the sale of this land by “John H White, Nancy his wife, and Hannah White.” Given the 27 March document by which John, amid his debts, swore he had already given part of his land to “son William” without benefit of deed—a failure he remedied on this same day that he and Nancy deeded land to Hannah—it would appear that Hannah was a female relative for whom he was also trying to provide protection (or one he was using to shield another part of his land).

Notably, John did not state a relationship to Hannah as he did with “son William” and he did not use the phrase “for good will and affection,” as he did with William. Similarly in the 14 September 1824 deed below, by which John and Nancy sold this land together with Hannah, the deed states that Nancy is John’s wife but does not state a relationship to Hannah.

Hannah would appear to be an unmarried sister or widowed sister-in-law. If John H. (previously John Jr.) was a son of John Sr. who married Frankey Mills in 1792, then John H.’s mother should not still be living.

25 APRIL 1822

GILES COUNTY, VA

Land sale

John White to **William White**, both of Giles, for the good will and affection he bears toward his son, deeds to him 65 acres, being part of a tract of 365 acres granted to John Grant by patent dated 23 November 1798, on the **S side of the Buckeye Mountain** and on the **waters of Bear Spring** in Giles County, described as

³⁹⁶ Giles Co., VA, Deed Book C: 598–99.

³⁹⁷ Giles Co., VA, Deed Book B: 389.

Beginning at two White oaks and a black oak on the patent line and with the line N 60° E 68 poles to two black oaks in a hollow on **Alsup's** line and with the same N 18° E 100 poles passing his corner to a black oak and two white oaks on the Spur of the Mountain, N 8° W 40 poles with the patent line, Thence leaving the same S 84° W 73 poles to a chesnut, oak & Locust on the Mountain, S 10° E 162 poles to the Beginning,

No witnesses. Acknowledged and proved in Giles June Court 1822.³⁹⁸

COMMENT:

Again, this is the John who is married to Nancy Copley. Nancy's non-participation goes unexplained.

25 APRIL 1822

GILES COUNTY, VA

Land sale

Christopher Champ, Sheriff of Giles Co., and **John White** and **Nancy his wife**, also of Giles, parties of the first part, to **Robert Young** of the same. Whereas John White was indebted to **Edward Morgan** of the county of Montgomery in the sum of \$480 and whereas Morgan initiated suit in the county court of Giles and obtained a judgment, "the said John White was confined in the Jail of the County of Giles aforesaid, and whereas the said John White in order to extricate and release himself from the jail ... signed and subscribed a Schedule of his whole estate ande [*sic*] conveyed his land to the said Christopher Champ Sheriff ... to be by him or one of his deputies Sold and the money arising from the sale thereof to be appropriated toward Satisfying the Judgement of the said Edward Morgan ... and whereas the said John White has sold unto the said Robert Young of the second part 99 acres, a part of the land conveyed to the Sheriff as aforesaid, and the said Robert Young has paid Guy D. French, deputy for the said Christopher Champ fifty dollars, it being the balance of the said Judgment in full satisfaction Of the same ..." The land is described as

Beginning at a large White oak & Mapel by a Road on the side of a Hill, thence N 66° E 60 poles to a white oak, N 45° E 52 poles to a white oak & Hickory by a branch, S6 W 28 poles to a Double? Sowerwood and Hickory, S 3½ E 46 poles to a chestnut on the side of a Hill, S 24 E 18 poles to a poplar in a Hollow, S 24 W 41 poles to two chesnuts on the side of a Mountain, S 68 W 190 poles to a chestnut by a large Rock, N 12 W 40 poles to two chesnuts, N 57 E 97 poles to a Red oak, S 7½ E 28 poles to a hickory, N 65 E 16 poles to a black oak on a side, N 5 E 44 poles to a white oak and hickory on the top of a ridge, and thence N35 E 44 to the beginning.

"Witnesses to the assignment of White & Wife: Guy D. French, Samuel Lindsey, Joseph Hetherington."
[Signed]: **John White**, **Nancy White**, her **Z** mark, Chris^r H[igh] Sheriff for Giles.

Proved by oaths of Guy D. French and Samuel Lindsey in Giles August Court 1822.³⁹⁹

25 APRIL? 1822

GILES COUNTY, VA

Land sale

"This Indenture ... between **Christopher Champ**, Sheriff of Giles County and **John White and Nancy his wife**" of Giles. Whereas the said John White was indebted to **Edward Morgan** of Montgomery Co. for \$80 and whereas Morgan sued White in Giles Court and obtained a Judgment for the same, on which Judgment the said John White was confined in the Jail of the County of Giles. And whereas the said John White in order to extricate and release himself from the Jail aforesaid Signed and Subscribed a Schedule

³⁹⁸ Giles Co., VA, Deed Book B: 391.

³⁹⁹ Giles Co., VA, Deed Book B: 421-22.

of his whole estate and conveyed his land to the said Christopher Champ” to be sold and the money used to satisfy the debt. And whereas, **John White** had sold to **Robert Young** 99 acres, being a part of the land conveyed to the Sheriff, Young has paid Guy D. French, deputy, \$50, it being the balance of the said Judgment in full satisfaction of the same. By this present indenture, **John White** and **Nancy his wife** have sold to Young 90 acres on the **Bear Spring**. [Metes and bounds not copied. [Signed] **John White, Nancy White, her Z mark**, Chris^r Champ, H. Sheriff for Giles. Witnesses: Guy D. French, Samuel Lindsey, Joseph Hetherington. Certified 30 April 1822 by John Burk and Ralph Lucas, magistrates. Proved August Court 1822, Giles.⁴⁰⁰

25 JUNE 1822
GILES COUNTY, VA

Court orders

James White appointed to grand jury.

“**John White** to **Wm White** deed acknowledged in Court & ordered to be recorded.”

“Same to **Hannah White** the same.”⁴⁰¹

25 JUNE 1822
GILES COUNTY, VA

Court orders

Hoge & Kirk vs. **John White, Joshua Copley** special bail, the defendant surrendered in Court by special bail and is prayed in custody of the sheriff.”

“Hoge & Kirk vs. **John White** the defendant in custody of the sheriff comes here into court and confesses Judgment for forty dollars eighty five & one fourth cents with Interest from 27 March 122 until paid & Costs. Thereupon it is considered by the court that the plaintiffs recover against the deft. the sum of forty dollars eighty five Cents with Interest from 27 March 1822 & Cost & the deft in mercy &c.”

Hoge & Kirk vs. **White**, the defendant came here into and signed and subscribed a schedule of all his whole estate and took the oathe prescribed by Law for Insolvent debtors and is discharged from the custody of the Sheriff.⁴⁰²

COMMENT:

This would be John White, husband of Nancy Copley.

26 JUNE 1822
GILES COUNTY, VA

Court orders

~~“Goodtitle vs. Dillion same [cont’d]~~

~~Same vs. **White** same.”~~

~~Same vs. Blankenship same.”~~

~~“Same vs. **Mills** same.”⁴⁰³~~

30 JULY 1822
GILES COUNTY, VA

Court orders

⁴⁰⁰ Giles Co., VA, Deed Book B: 423–25.

⁴⁰¹ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 350.

⁴⁰² Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > images 351–52.

⁴⁰³ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 357.

“Andrew Reid vs. **John Toney** On forth coming bond Notice proven Judgment & execution is awarded him according to bond interest & Cost.”⁴⁰⁴

30 JULY 1822

GILES COUNTY, VA

Court orders

Henley Chapman Plaintiff vs. [Brumfield heirs]. Notice “has been duly Published in the **Republican Farmer newspaper** published in **Staunton** in this state and also at the front door of Giles Court House according to law ...”⁴⁰⁵

TO DO:

This newspaper needs searching for White and Mills.

27 AUGUST 1822

GILES COUNTY, VA

Court orders

“Goodtitle Lessee of on the demise of Pollard &c against Richard Blankenship – the same vs. John Dillon – same versus **Cornelius White**, & against **Saml Mills** – on four ejections. The plaintiff come into court & dismisses his said actions, therefore it is considered by the court that they severally recover their costs against Christian Peters Lessee of the plaintiff.”

“A Deed of Bargain and sale from **John White & Nancy** his wife & Christopher Champ Sheriff of Giles county to **Robert Young** proven in court by the oaths of Guy D French, Samuel Linsey & Joseph Heatherington as to the acknowledgement of said White and wife and acknowledgement in court by Christopher Champ which is ordered to be recorded.”⁴⁰⁶

29 AUGUST 1822

GILES COUNTY, VA

Court orders

Case of Overseers of the Poor against **Champion Napier** is dismissed.⁴⁰⁷

23 OCTOBER 1822

GILES COUNTY, VA

Court orders

Robert Wiley vs. Pleasant Webb. William Walker who Justified Special bail, John Chapman for deft. Office Judgment set aside. Payment plead Replication and Issue.”⁴⁰⁸

COMMENT:

In 1825 Pleasant Webb and wife Peggy were residents of Doe Creek, selling part of their land to Jacob **White**, son of James. See below.

RE **Robert Wiley**:

William Mills-Whitt and wife Drucilla Kemp of Franklin County gave this name to their son b. c1824. No connection has been found between Drucilla’s family and any Robert Wiley. The following Robert Wileys have been pinpointed and need to be thoroughly studied:

⁴⁰⁴ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 359.

⁴⁰⁵ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 360.

⁴⁰⁶ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 363.

⁴⁰⁷ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 366.

⁴⁰⁸ Giles Co., VA, Order Book, 1817–1822, unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 375.

- 1800–29 petitions of **Monroe County** show a Robert Wiley Sr. and Jr. in a community across New River from Toney’s Ferry.
- 1811 Robert Wiley of **Botetourt** tax list (Joseph Hannah list) has “Fincastle” after his name (No Mills that year in either district)
- 1820, Robert Wileys were in **Botetourt** (m & f 26–44 & children), **Montgomery** (male & female 16–25, living at Christiansburg near Abijah, Hezekiah & James Whitt) and **Rockbridge** (45+)
- 1829 (6 December), one Robert Wiley signed a **Cabell** County petition with “**C. White,**” **James White,** and T. C. Maupin.
- 1821, Robert Wiley is on **Botetourt** List B, 2 slaves over 12, 1 horse (no Mills on either list)
- 1822, Robert Wiley on **Botetourt** List B, 3 slaves over 2, 1 horse, 1 carriage @\$150, merchant
- 1822, Robert Wiley in **Montgomery** List B, 2 slaves, 1 horse
- 1822, one Robert Wiley sued Pleasant Webb in **Giles**
- 1823, Robert Wiley on **Botetourt** List A, essentially same data (no Mills)
- 1824, Robert Wiley on **Botetourt** List A, essentially same data (no Mills)
- 1825, Robert Wiley on **Botetourt** List A, essentially same data (no Mills)
- 1826, Robert Wiley on **Botetourt** List A, essentially same data (no Mills)
- 1827, Robert Wiley on **Botetourt** List A, essentially same data (no Mills)
- 1828, Robert Wiley on **Botetourt** List A, essentially same data; one “Weston H. Mills” is in District A
- 1829 Ditto
- 1830, Robert Wiley of **Botetourt** is the only such census entry indexed by Ancestry.

29 OCTOBER 1822

GILES COUNTY, VA

Land sale

David McComas, appointed by decree of the county court of Giles made 30 July 1822, a commissioner for and on behalf of [heirs of James Brumfield Sr., deceased.] Those heirs are named as:

- **Joseph Tombling** and **Ceily** his wife, late Ceily Brumfield; **Humphrey Brumfield**; **Garland Burgiss** and **Lovice** his wife late Lovice Brumfield, children and heirs of James Brumfield Sen^r deceased;
- **William Hatfield** and **Ann** his wife late Ann Brumfield; **Linsey Carmeans** and **Susannah** his wife late Susanna Brumfield, **Wiliam Brumfield**; **Bird Brumfield**; **Sugar Johnston** and **Polly** his wife late Polly Brumfield, **Rowland Bias** and **Dicey** his wife late Dicey Brumfield; **John Jordan** and **Sina** his wife late Sina Brumfield; **Walker Samford** and **Sally** his wife late Sally Brumfield, children and heirs of James Brumfield jun^r deceased, who was one of the children and heirs of James Brumfield Sen^r deceased;
- **Patrick Napier** [Jr.] who intermarried with **Fanny Brumfield**, one of the children and heirs of James Brumfield Senr., deceased, the said Fanny being now deceased; **Edmund Napier**, **James Napier**, **Micajah Napier**, **William Napier**, **Thomas Napier**, **Rainey Napier**, **Judy Napier**, **Mary Napier**, **Patrick Napier**, and **Elizabeth Napier**, children and heirs of said Fanny Napier deceased, the said Mary and Elizabeth being infants under twenty one years;
- **Polly Brumfield**, **Nancy Brumfield**, **Tabitha Brumfield**, **Susanna Brumbfield**, and **Adam Brumfield**, children and heirs of **Joel Brumfield**, deceased, who was one of the children and heirs of James Brumfield Sen^r deceased

The Brumfield heirs were “defendants in Chancery at the suit of Henley Chapman to make a deed of conveyance to Henley Chapman for a certain ... parcel of land” in Giles County, formerly Montgomery, on the **west side of New River** containing sixty-five acres granted to James Brumfield Senr. by patent on 12 September 1787 [metes and bounds same as before]

McComas, as commissioner, in exchange for \$1 paid by Henley Chapman has conveyed to Chapman all rights, title, and interest to the land. [Signed] David McComas, Commissioner. Proved at Giles October Court 1822 by acknowledgment of McComas.⁴⁰⁹

COMMENT:

In 1817, this set of heirs conveyed the land to John Buford; however, only three of the heirs actually signed the conveyance. Buford then conveyed to Henley Chapman the three-eighths part of the three who had signed. The suit by Chapman should have been to recover the remaining five-eighths part that was intended in the original deed. McComas was the commissioner appointed by the court to work out a settlement.

30 APRIL 1823

GILES COUNTY, VA

Association

Daniel Shumate to **Joseph McDonald** of the second part and **Stephen McDonald** of the third part. Deed of trust, relating to 250 acres "in the Marshes of **Cole River** where Daniel Shumate now lives, formerly land of **William Dingass**, who sold to John Cooke, who sold to Shumate. Patented by "John Preston or John & Francis Preston." Witnesses: **John McClagherty**, Jesse Hale, Charles Le Maris, **Benj^a H. White**.⁴¹⁰

COMMENT:

Benjamin H. has returned to Giles after his 1820 census appearance in Cabell. In 1824 he would be cut away into Logan County, where we find him on the 1830 census, living at a considerable distance from the other Benjamin White cluster rooted in the old Cabell part of Logan.

26 JUNE 1823

GILES COUNTY, VA

Court orders

Robert Wiley vs Pleasant Webb & George Albert on a motion for an award of an execution on a forthcoming bond. This day came the plaintiff by his attorney who proved to the court by the oath of Guy D. French D.S. [Deputy Surveyor] that the defendant had legal notice of this motion they being solemnly called came not. It is therefore considered by the court that the plaintiff have execution against the defendants for the sum of one hundred and eight dollars and sixty six cents the penalty of the said bond and his costs which execution is to be discharged by the payment of ninety four dollars and thirty three cents with interest thereon at the rate of six per centum per annum from the 11th day of April 1823 until payment and his costs by him about his motion in this behalf expended and the defendants in mercy &c."⁴¹¹

29 JULY 1823

GILES COUNTY, VA

Court orders

On motion of **William White** who wishes to have some alteration made in the road leading from Charles Dingess to the her ford? of of [sic] **Reuben Frenchs** field and Brush Creek. It is ordered that **James McClagherty**, Charles Hale, John Peters, and **Charles Dingess** or any three of them review the ground ... and report to this Court

Ordered that Ezekiel Smith be appointed overseer of the road from Charles Dingess to Reuben French's

⁴⁰⁹ Giles Co., VA, Deed Book B: 431–32.

⁴¹⁰ Giles Co., VA, Deed Book C: 30–31.

⁴¹¹ Giles Co., VA, Order Book 5 (1822–1829): 45; imaged as *FamilySearch* digital film 008151679.

Field on Brush Creek in the room of James Coplea.”⁴¹²

COMMENT:

This should be the William, son of Benjamin, who married Editha, daughter of John H. (John Jr.). Reuben French in 1819, above, bought one tract of Benjamin H. White’s land.

Charles Dingess, meanwhile, fathered a child by Elizabeth White, the apparent daughter of Benjamin and likely sister of William. See the Dingess discussion below under 1835.

27 AUGUST 1823

GILES COUNTY, VA

Court orders

“A deed of Trust from **William White** to James Jenks trustee to secure a debt due Isaac & William **Chapman** which was acknowledged in Clerks office and returned into Court and ordered to be recorded.”⁴¹³

COMMENT:

I did not find this deed in the master index or the indexes in the individual volumes. The Chapman association implies this is William, son of John H. White and wife Nancy Copley.

29 OCTOBER 1823

GILES COUNTY, VA

Court orders

“Ordered that **Benjamin White** be appointed overseer of the road from the top of the Mountain at the **Head of Mill Creek** to the **Ferren Spring** on **Barkers Ridge** in the room of **Stephen McDonald** and **James Shannon** and that he with the usual hands keep the same in repair.”⁴¹⁴

30 MARCH 1824

GILES COUNTY, VA

Court orders

“Joseph Evans admr of Matthew Erickson vs. Henry Clay, Josiah Ferguson & others. Debts in Chry. [Chancery]. By consent of the parties the determination of this Cause is submitted to John **McLaugherty**, **Cornelius White**, and William Maxwell whose award thereupon is to be made the Judgments of the court.”⁴¹⁵

25 MAY 1824

GILES COUNTY, VA

Court orders

“**Sally Mills** comes here into Court and made Choice of **John M. McLaugherty** hir Guardian whereupon the said John McLaugherty appeared in Court and intered in to bond with Henry Harmon his Security in the Sum of one hundred dollars conditioned as the law directs.”⁴¹⁶

COMMENT:

This document places Sally’s age between fourteen and twenty-one. These guardianships were assigned for minors who were (a) about to be married or (b) minors who had some inheritance

⁴¹² Giles Co., VA, Order Book 5 (1822–1829): 52; imaged as *FamilySearch* digital film 008151679.

⁴¹³ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 421.

⁴¹⁴ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 428.

⁴¹⁵ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 435.

⁴¹⁶ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 442.

to be “guarded.”

Samuel Mills was the only Mills male in Giles County from its creation until he began producing sons. He and his White step-family were frequent associates and neighbors of McLaugherty and McLaugherty’s late wife Sally Dingess. Thus, Samuel is the likeliest candidate for Sally Mills’ father. Sally’s birth to an apparently unwed mother may have prompted Samuel’s removal to Cabell County in 1808–9, otherwise unexplained.

Orders of December 1824 reveal that John McLaugherty was a county justice.

27 JULY 1824

GILES COUNTY, VA

Court orders

Court orders payment of \$20.20 to **Westley White** as one of five guards for the prisoners Samuel Summerfield Sr. and Samuel Summerfield Jr, charged with “killing the property of Elizabeth Wallar.”⁴¹⁷

COMMENT:

This is Westley’s first appearance on record, suggesting that he has just come of age, which means he was born about 1802–3. He does not seem to fit into the 1810 census household of Benjamin White, while that census attributes to John and Frankey several sons not yet identified. However, as previously noted, the 1850 and 1860 censuses identify “Westley,” age 48 and 58 respectively, as Benjamin W. (1850) and “Wesley” (1860). Both censuses attribute to him sons Benjamin H. and Cornelius. The data from this pair of censuses suggests that he was more likely from the Benjamin branch of the family. Considerably more work needs to be done on Wesley and all the Whites who were cut away into Logan and Mercer.

14 SEPTEMBER 1824

GILES COUNTY, VA

Land sale

John H White and **Nancy his wife** and **Hannah White** to Samuel Linsey, all of Giles Co. Sale for \$163, by “John H White and Nancy his wife and Hannah White,” 80 acres on Bear Spring described as

Beginning at **John Alsups** Corner a white oak and hickory on the N side of a hill, N 56 W 96 poles Crossing the Creek along his line to two poplars, N 56 poles to a black oak and white oak on his line S 83 E 156 poles to three white oak saplings on a hill, S 10 E 66 poles to a white oak and Maple and thence S 75 W 90 poles to the beginning.

[Signed] John H White, Nancy White (x), Hannah White (x). Certified 14 September 1824 by Andrew Johnston and John McLaugherty, Justices, attesting that they had separately questioned the wife Nancy and she had acknowledged freely relinquishing her rights.⁴¹⁸

COMMENT:

Note that (a) no husband participated with Hannah; and (b) Hannah was not included in the questioning. Under coverture, Nancy held an interest in the property only as wife of John. Hannah would be an unmarried woman or widow for whom coverture did not apply.

20 SEPTEMBER 1824

GILES COUNTY, VA

Land purchase

⁴¹⁷ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 451.

⁴¹⁸ Giles Co., VA, Deed Book C: 191.

James Coplea and Zillah, his wife of Hawkins County, TN, to James White, of Giles, for \$300, 180 acres in Giles on **Five Mile Fork of East River** being part of 300 acres granted to George Pearis, including **Pains Camp**, and deeded by Pearis to Coplea. Repeated references to “conditional line” between Coplea and Mordica **McKinzie**. Witnesses: none. Acknowledged before John Kirk and Wm. Chapman, justices of the peace for Giles on 20 September 1824. Proved Giles September Court 1824.⁴¹⁹

COMMENT:

Mordecai McKenzie was married to Sarah Brumfield.⁴²⁰ This James White should be the James who married Micky McKenzie in 1821 and died in 1827.

28 SEPTEMBER 1824

GILES COUNTY, VA

Court orders

“Parkinson Shumate assignee of Tolison Shumate vs. **John and Jonathan Toney, Cornelius White** special bail [for the Toney]. John Chapman for the deft. office Judgement set aside. Payment plead. Replication and Issue.”⁴²¹

28 SEPTEMBER 1824

GILES COUNTY, VA

Court orders

“**Benjamin H. White** returned into Court his Claim vs the Com’th for attendance and mileage as a witness for the Com’th vs. Allen Christian Charged with felony amounting to \$8.53 cts which was examined by the Court and allowed and ordered to be Certified to the auditor of Public accounts.”⁴²²

28 SEPTEMBER 1824

GILES COUNTY, VA

Court orders

“A Deed of Bargain & Sale from **James Coplea and Zilla** his wife to **James White** which was acknowledged before two justices of the peace by the said **James White** was presented in court and is ordered to the recorded.”⁴²³

27 OCTOBER 1824

GILES COUNTY, VA

Court orders

“Joshua Bruce Constable returned in Court his Claim vs. the Commonwealth for arresting Peter Galbert **Alias William White** Alias George Ryon who was charged with Pettit Larceny and removing him from the County of Wythe to the County of Giles & other Expenses amounting to \$3.36 Cents which was allowed and and [sic] ordered to be Certified to the auditor of Public accounts.”⁴²⁴

27 OCTOBER 1824

GILES COUNTY, VA

Court orders

“James Henderson deputized Constable produced in Court his Claim vs the Com’th for arrest of Peter

⁴¹⁹ Giles Co., VA, Deed Book C: 141.

⁴²⁰ Giles Co., VA, Deed Book B: 53–54.

⁴²¹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 463.

⁴²² Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 464.

⁴²³ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 460.

⁴²⁴ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 465.

Gabbert **Alias William White** Alias George Ryan and James Johnston Alias James McLeis Alias James M Leas who were Charged with Pettit Larceny and taking them to Jail fifteen miles in going and the same in returning Guards cleets? &c amounting to fifteen dollars which was allowed and ordered to be Certified to the auditor of Public accounts."⁴²⁵

COMMENT:

On 30 November 1824 (image 471), the county jailor, Morton P. Emmons, submitted his claim for "dieting" these two men. There he identified them as "James McLeas and George Ryon." Presumably those names had been determined to be their legal names and Ryon was not actually "William White" as claimed. (image 471)

25 JANUARY 1825
GILES COUNTY, VA

Court orders

"Ordered that **James White** be appointed overseer of the road from the mouth of the **five mile fork** to the top of the hill near **Joseph Fletchers** in the room of **Ezekiel Smith** and that he with the usual hands keep the same in repair."⁴²⁶

26 APRIL 1825
GILES COUNTY, VA

Marriage

Adam White and Eliza Williams post bond for Adam White to marry **Polly Williams**.⁴²⁷

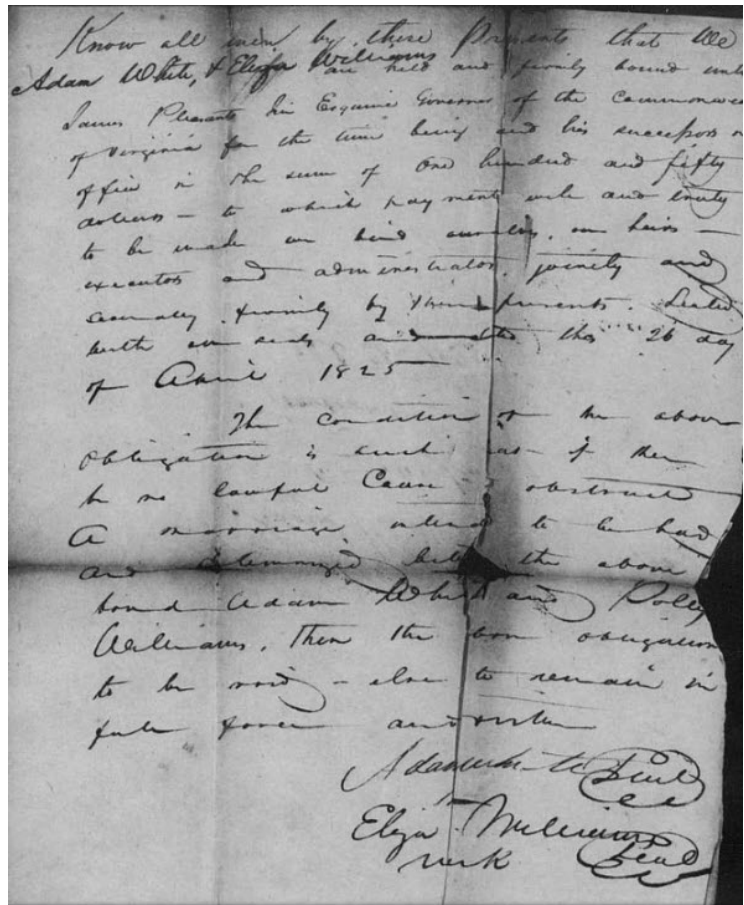
COMMENT:

Tax roll groupings identify Adam as one of the sons of James of Salt Pond and Doe Creek. Several of James's children married into this Williams family.

28 JUNE 1825
GILES COUNTY, VA

Court orders

"A Report of the road from Joseph Fletchers to William McDowells on Bluestone returned into Court under the signatures of **Joseph Fletcher**, **William White** and **James White**. Therefore it is Considered by the Court the said road will be public utility and the same is accordingly established,



⁴²⁵ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 465.

⁴²⁶ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 477.

⁴²⁷ Giles Co., VA, Register of Marriages, 1806–1870: 31; imaged, *FamilySearch* digital film 7490220. Giles Co., VA, Marriage Bonds [and Permissions], 1825, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490216 > image 412 of 821

and that Joseph Fletcher be appointed overseer of the same and that he with the hands to be allotted him by William Garrison, Abram Garrison, Thomas Little and **Cornelius White** open and keep the same in repair."⁴²⁸

COMMENT:

William and James should be brothers, the first and second sons of Benjamin, born of his wife Ann Goodwin.

28 JUNE 1825

GILES COUNTY, VA

Court orders

"The Grand Jury returned unto Court with the following bill of Indictments: With a bill of indictment vs. **James White** for failing to keep the public road in repair, a true bill. With a bill of Indictment vs. **William White** for a breach of the peace, a true bill."⁴²⁹

COMMENT:

In January 1825 James was appointed overseer of the road from Fletcher's to McDowell's on Five-Mile fork.

26 JULY 1825

GILES COUNTY, VA

Court orders

"On motion of Charles L. Pearis who wishes to alter the road leading from **Joseph Fletchers** to the **Clover bottom on Bluestone River**, it is ordered that William Garrison, **Cornelius White**, Reuben French and William H Hair or any three of them ...view the ground ... and report to this Court. ..."⁴³⁰

30 AUGUST 1825

GILES COUNTY, VA

Court orders

"**William White** was one of the grand jurors sworn in for this term."⁴³¹

1 SEPTEMBER 1825

GILES COUNTY, VA

Court orders

"Con'wth vs **William White**. Not guilty."⁴³²

27 SEPTEMBER 1825

GILES COUNTY, VA

Court orders

"On motion of **James White** who wishes a view of the ground proposed for a road from Joseph William's Mill by way of the last pond to Robert M Hutchison, It is ordered that Samuel Pack Jr, Guy D. French, Ralph Lucas, Philip Lybrook & Willliam H Snidow or any three of them ... view the ground ... & report to this court."⁴³³

⁴²⁸ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 494.

⁴²⁹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 495.

⁴³⁰ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 497.

⁴³¹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 498.

⁴³² Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 507.

⁴³³ Giles Co., VA, Order Book 5 (1822–1829) :unnumbered; imaged as *FamilySearch* digital film 008151679 > image 510.

COMMENT:

This James White would be the James of Salt Pond Mountain and Doe Creek.

17 OCTOBER 1825

GILES COUNTY, VA

Association

Sale from John Dillon, his wife Nancy, and Rebecky Blankenship of Giles Co., to **Abraham Garretson**, for \$150 in hand paid by Garretson, 50 acres on East River being part of 327 acres known as the Mudlick Survey made by James Turner.

Beginning at upper end of the Correl bottom at East river on the Conditional line of said Garretson and running thence with the same a north course to the top of a hill to sd Garretsons line between **Harmans branch** and East River, and thence a Wwar course with top of the dige [ridge] to a conditional line between Richard Blankinship and sd Dillon and thence with the same to east River and down the same with old line of the original survey to the beginning.

Signed ... John Dillon, Nancy Dillon, Rebecca Blankinship, in the "presents" of **James White**, Thomas Little, Elijah Peters.⁴³⁴

COMMENT:

Abraham Garretson/Garrison is said to be the son of Rev. William Garrison and brother of the Polly Garrison who married Cornelius White. After the White-Garrison marriage, Cornelius bought land on Harmon's branch from Richard Blankenship, adjacent to his father-in-law.

The James White who is in this neighborhood in 1825, witnessing Abraham Garretson's purchase of land adjacent to Blankenship, is almost certainly Cornelius's brother.

19 OCTOBER 1825

GILES COUNTY, VA

Land purchase

Jacob Dun and wife Elisabeth, Nancy Walker as wife of John Walker, and Elisabeth Toney as wife of Jonathan Toney, all of Giles, to **Jonathan Toney of Monroe County**, Virginia, and **William Witten of Tazewell County, VA**, and **Enos Walker** of Giles Co., sale for \$800 of 150 acres in Giles on **Richland Creek**, a branch of **Blue Stone**. No neighbors named, reference to a line on "Rich Creek." Acknowledgement and dower relinquishment before William Smith and Elijah Peters, justices of the peace for Giles, 30 May 1826. Filed for recording, n.d. Marginal note: "Sent pr. mail to Wm. Whitten pr his order this 12th April 1837."⁴³⁵

25 OCTOBER 1825

GILES COUNTY, VA

Court orders

William White and **James White** both serve on juries this term.

Commonwealth vs **James White**. On indictment for failing to keep the road in repair. The attorney for the commonwealth declared that he would not prosecute the case and White was discharged by the court.

Commonwealth vs **William White**. Breach of the peace. Defendant acknowledges a judgment of \$3 and the court orders that it be recovered from him.⁴³⁶

⁴³⁴ Giles Co., VA, Deed Book C: 222–23.

⁴³⁵ Giles Co., VA, Deed Book C: 352.

⁴³⁶ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679> images 514–15.

Pleasant Webb and wife **Peggy** to **Jacob White** and wife **Elizabeth**, for \$450, sale of land on **Doe Creek**, adj. Webb's own land, **Jeremiah Williams**, decd. Acknowledgment and dower relinquishment before Ralph Lucas and William H. Snidow, magistrates of Giles, 4 April 1826. Returned to court and ordered to be recorded, August term 1826. Marginal note: "Lifted by Jacob White, April 25, 1838."⁴³⁹

31 JANUARY 1826
GILES COUNTY, VA

Court orders

"On the application of **John Clendenen** who wishes a Road from Charles Dingess by the way of **John Walker** to the **Flat Top Mountain** at the **Logan Line** at the **Blue Spring**, It is ordered that **James White, William White, Akeles Fannon, Ezekiel Smith, Josiah Fargason & John Waler [Walker?]**, or any three of them ... view the ground ... and report to this Court."⁴⁴⁰

COMMENT:

The court order tells us that this pair of Whites lived along the Giles-Logan line. The 1824 creation of Logan cut away several family members who had formerly lived in Giles. In 1827, Mary Fannon married Reuben White, one of the proposed sons of John White Sr. and wife Frankey Mills, with "Acles" Fannon as surety on the marriage bond.

10 APRIL 1826
GILES COUNTY, VA

Land sale

John Toney, Jonathan Toney, and Elizabeth the wife of Jonathan, to **John McClagherty** of the second part and **James McClagherty** and **Joel Stodhill**, Executors of **William Wilson**, decd. of the third part. The Toney's are justly indebted to Wilson's executors for \$1531.05 due 1 October next by a bond dated 10 April 1826 and are "willing and desirous to secure" the bond. Therefore, for \$1, they give a deed of trust on three parcels containing 394 acres in the County of Giles on New River "known to be the same whereon the said John and Jonathan Toney now lives and bounded as follows":

Tract 1: 100 acres beginning at a bunch of Lynns on the bank of **New River**, thence up the river S 75° E 68 poles to a poplar, [then] S 52 W 100 poles to a hycory, [then] S 62 W 102 poles to a white oak on the bank of **East River**, [then] N 19 W 36 poles crossing East river to a poplar, [then] N 12 W 126 poles crossing East river to a stake in the point of an island at the mouth of East river, thence up New River and on the bank of the island and including the same 150 poles to the beginning.

Tract 2: adjoining the first, containing 100 acres by survey, Beginning near the mouth of East river and up the courses of the river N 5° W 45 poles to an ash, N 37 W 30 poles to a black [genus not stated] on the side of a hill, N 2° W 46 poles to a bunch of Lynns, N 80° East 50 poles to a hycory and Walnut at the mouth of East river, thence down New River N 44° W 26 poles to a black oak, N 17 2 30 poles to a hycory and locust, North 55 W 26 poles to a Sassafras, N 43° W 26 poles to a hycory, N 64 W 114 poles to an ash, N 43 W 34 to a sugar tree, S 5° E 22 poles to three Lynns, S 37° E 380 poles to the beginning.

Tract 3: containing 194 acres adjoining or nearly adjoining the above tracts known by the name of the **Prince Place** and extending in the bend of East river **whereon Zachariah Crawford and John Conner now lives**. [Metes and bounds not given]

⁴³⁹ Giles Co., Deed Book C: 285.

⁴⁴⁰ Giles Co., VA, Order Book 5 (1822-1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 524.

Signed: John Toney, Jonathan Toney, Elizabeth Toney, John McClaugherty, James McClaugherty, Joel Stodghill.

10 April 1826 attestation by William Smith and Elijah Peters, Justices, that the five parties executed the deed before them and that they questioned Elizabeth Toney separately and she freely gave her consent.

May 1826 term of court, deed proved in court by the two justices.

COMMENT:

The presence of Crawford and Conner on Toney's land in 1826—and its identification as the **Prince Place** is significant to the hypothesis that Frankey (Mills) White may be the mother of William Mills (of the Whitt-Witt Y) of Franklin County. Consider the following:

- **Samuel Mills**, the premarital son of Frankey (Mills) White, married Rachel **Prince** in 1807. (See above.)
- **Zachariah Crawford**, in December 1811 (see above) married Jane **Bowling**, daughter of Jesse. (Conner's marriage has not been found)
- **John Conner** and **Zachariah Crawford** leased land for 7 years from John Toney by leases dated 15 May 1816 and 15 May 1817, **with William Mills as witness** to both documents.
- On 2 August 1827, a mass title-clearance deed was issued to **Samuel Mills** and his son David, along with [as sequenced in the deed] "**Benjamin White**, Jesse Davis, **James White**, John Shrewsbury, Samuel Thomas, William **Prince**, **Wesley White**, **James Prince**, Joseph Workman, William **Bowling**, [8 others], John Purdue, Parkinson Shoemate, Thomas Perdue, **Thomas White**, Archibald Clendenning, James Thompson, **Isaac White**, **John Conner**, **Zachariah Crawford**" and two others. All had purchased parcels from a tract of 1,973 acres on waters of East River. Tax rolls clusters suggest that Isaac White was a son of John White Sr. by Frankey Mills.⁴⁴¹
- The cited acreage would represent about 3 square miles, suggesting that all were close neighbors.

16 APRIL 1822? 6?

GILES COUNTY, VA

Land purchase

Micajah Bradley to Thomas White, conveyance for [consideration not stated] of land in Giles on waters of **Bear Spring** a branch of New River, 44 acres bounding on land of Bradley, described as

Beginning at a chesnut and chesnut oak and white oak at the point of a **ridge** on or nearly a line of said Bradlys, then S 55 W 58 poles crossing a **Brook** to a beach and Hickory on a Rocky Point, S 45 E 109 poles crossing a branch to a large White Oake and poplar on a Spur of the **Gap Mountain**, N 50 E 43 poles to a poplar and Hickory on the side of said Mountain, N 4 E 20 poles to a chesnut and Hickory, N 15 W 22 poles to a chesnut and Chesnut oak on a hill side, N 57 W 24 poles to a hickry Saplin on the top of a ridge on a line of Said Bradly land, then with the same N 54 W 56 to the beginning

No other neighbors named. No witnesses. Acknowledged in court April Term 1826 by Bradley. Marginal note: Deed lifted by **David White (son of Thomas)**, 28th September 1845. Teste: Wm. A. Stewart, D.C.⁴⁴²

⁴⁴¹ See the following research reports and analyses posted at *HistoricPathways.com* under the "Research" tab:

• E. S. Mills, "Mills, Whites & Associates: Giles County, Virginia, Tax Roll Data, 1805–23 & (Partially) 1824–41; Including Selective Entries for Marcum, Preston & Toney," report to file, 28 February 2020.

• E. S. Mills, "John White (c1740–1821); Spouses: 1. Unknown & 2. Frances "Frankey" Mills: Research Notes," a work-in-progress last updated 20 December 2020.

⁴⁴² Giles Co., VA, Deed Book C: 244.

25 APRIL 1826

GILES COUNTY, VA

Land purchase

Thomas Mowls and **wife Elizabeth** to **John White**, all of Giles, for \$120, sale of 100 acres on **Spruce River**, a branch of **New River**. Described as

Beginning at a black oak and chesnut locust and hickory on the **Gab** [*sic*] **Mountain**, thence N 26 W 40 poles to two gums, S 40 E 60 poles to a black oak and Chesnut oak, N 64 E 96 poles to the Beginning

Sold with “the priviledge of taking stone, timber and where parallel with the closing line to the top of the Gap Mountain. Land was part of 2500 acrs granted to **Robert Mains** by patent 15 March 1788, from whose estate it was sold to Ebenezer Melvin. Acknowledgement and dower relinquishment before Ralph Lucas and Wm. H. Snidow, J.P.’s for Giles Co. 27 May 1826. Proved Giles Court 1826. Marginal note: Deed lifted by **Hugh D. Ferrell** per orders of **John H White**, April 11, 1846.”⁴⁴³

30 MAY 1826

GILES COUNTY, VA

Court orders

“Josiah Lilly vs Ephraim Meadows, Henry Clay, John Clendennen, Richard Blankenship and **Thomas White** on motion for an award of an execution on a Forth-coming bond this day came the Pltf by Henley Chapman, Gent. his Attorney who proved to the Court by the oath of Samuel Pack that the Dfts had legal notice of this motion. Therefore it is considered by the Court that the Plft have execution against the according to bond interest and Cost.”⁴⁴⁴

COMMENT:

This should be Thomas White of Brush Creek, a son of John Sr. and Frankey White who came onto the tax roll the year that ohn Sr. was dropped.

27 JUNE 1826

GILES COUNTY, VA

Court orders

“It is ordered that **Cornelius White** be appointed overseer of the road from where Richard Blankenship formerly lived on **East river** to the County line on the head of the same in the room of the said Blankenship and that he with the usual hands keep the Same in repair.”⁴⁴⁵

COMMENT:

Cornelius has not moved. He is still in the area he settled when he first married—on land from his father-in-law William Garrison and from Richard Blankenship.

31 AUGUST 1826

GILES COUNTY, VA

Marriage bond

“Williams, Jeremiah (s/o Eliezer Williams) (nephew of Joseph Williams) & **White, Susan** (b. d. 8 Sep 1804).”⁴⁴⁶

⁴⁴³ Giles Co., VA, Deed Book C: 277.

⁴⁴⁴ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > images 530–31.

⁴⁴⁵ Giles Co., VA, Order Book 5 (1822–1829): unnumbered; imaged as *FamilySearch* digital film 008151679 > image 536.

⁴⁴⁶ Giles Co., VA, Marriage Bonds [and Permissions], 1826, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490216 > images 454–55.

COMMENT:

As shown below in the marriage permission, this Jeremiah was a son of Eliza Williams, whose daughter Polly married Adam White in 1825.

David Brunch Esq^r Sir
My Son Jeremiah
Williams informs me he is going to unite
himself in matrimony with Miss Susan White
though not of age it must my approbation and
consent. I therefore procure him his own agent
to act and do for himself independant of
my further jurisdiction his Uncle Joseph Williams
will appear as his friend on application for
Licence if granted on this my Acknowledg
ment of his ex.emption

Giles County 30th Sept 1826 Remaining Yours
Eliza Williams
Joseph Williams
John Williams
David Brunch Esq^r

2 SEPTEMBER 1826

GILES COUNTY, VA

Land sale

William White and **Levinah** his wife of Giles County to **Adam Johnston** of Montgomery. Sale for \$80 cash in hand, 65 acres being part of a tract of 305 acres patented 23 November 1790 on the S side of **Buckeye Mountain** on the **waters of Bear Spring** [metes & bounds not copied here]. Signed: William White, "Levinah White." Certified 2 September 1826 by John Peck and John Kirk, Justices of the Peace in

Giles who attest that they questioned “Viney White,” separately from her husband William and she acknowledged her free consent to the sale. Proved Giles County court, October 1826.⁴⁴⁷

COMMENT:

This William would be the son of John Jr. and Nancy (Copley) White of Bear Spring, from whom he received land in 1822, above. He married Levina Munsey in 1820.

1 NOVEMBER 1826

GILES COUNTY, V A

Court order

“**John Toney** who was in the Jail of this County on an Execution of **Thomas Lewis** against him issued from the Clerks Office of the Superior Court of Law for **Dinwiddie County** was brought before the Court by virtue of a warrant issued by David Johnston, a Justice of the peace of this County. On the petition of said **Toney** who desired to take the oath prescribed by law for the relief of **Insolvent debtors** and being brought before the Court and refusing to make a deed of conveyance to the Sheriff of his lands in this County, which he had mentioned in his schedule, ~~the said Toney was thereupon remanded to Jail without taking said oath~~ he having produce[d] a deed from himself to **Jonathan Toney** bearing date on the 17th of August 1819 which is recorded in the county court of Giles and is in the words and figures following to wit: Know all men by these presents &c—which he contend[s] conveyed to the said Jonathan Toney all his right title and interest to all the real and personal estate which he was seized or poss[ess]ed of in the county of Giles—the Court was of opinion that the said deed did not convey the said real and personal [property] and the said **John Toney** was thereupon remanded ... to Jail.”⁴⁴⁸

2 NOVEMBER 1826

GILES COUNTY, VA

Court order

“**Toney vs. Clay’s** Executors in Chancery, dismissed agreed.”⁴⁴⁹

27 NOVEMBER 1826

GILES COUNTY, VA

Association

James T. Watson of City of New York to Gordon Cloyd late of Montgomery Co., VA. Watson, “in consideration of the release of a mortgage of the said Cloyd on a tract of land herein after described and also in consideration of the sum of one dollar to him paid by the said Gordon Cloyd ... [sells] to the said Gordon Cloyd ... one **equal undivided third part** of a certain tract of land Surveyed for John Leyburn and Thomas Cloyd” 15 September 1795, lying now in Giles Co. on **W side of New River upon Wolf Creek, East River, Island Creek, Lick Creek, Brush Creek**, and the waters thereof, which said tract was granted to Samuel M. Hopkins by patent in the month of July 1796. On 18 February 1806 it was conveyed by Samuel M. Hopkins, Oliver Wolcott and Mary Watson to the said James T. Watson. Consists of 80,000 acres. The immensely long metes and bounds may be summarized as

“Beginning at a black oak marked **H** and two white oaks, 280 miles from the mouth of Wolf Creek and corner to **Samuel Hollingsworth Survey** of 73,034 acres ... crossing some branches of **Wolf Creek ... crossing Wolf Creek ... to two chesnuts on East River mountain ... Dry fork of Wolf Creek ... line that divides Montgomery and Wythe Counties** thence with said line N 48 W 2800 poles crossing **East River** and Some branches thereof and **Brush Creek** and **Black lick Creek**

⁴⁴⁷ Deed Book C: 293–94.

⁴⁴⁸ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 388.

⁴⁴⁹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 388.

... and a black oak corner of a Survey made in **Wythe County** for **John Beale** N 64 poles to pointers **one mile S of Bluestone river** and corner of a Survey of **Robert McCulloks** of 35,500 acres ... 180 poles ... 564 poles crossing the **Black Lick ... Mill ridge ... Brush Creek ... Lick branch ... Little Laurel Creek ...** “the old path leading from the **Clover Bottom** in **Bluestone** to **Culbertson’s Bottom** on **New River** ... crossing several branches of **Blue stone** ... leaving McCullok’s line ... crossing head branches of **Tours run** ... ridge that divides the waters of **Lick Creek** and **Tour’s Run** ... **Lick Creek** and **Simmon’s Fork** ... **Lick Creek near the mouth** ... **cutting New River at the mouth of Island Creek** ... up the courses of the river ... corner of **William Toney’s** land ... up several Courses or the river binding thereon ... to the **mouth of Wolf’s Creek** ... crossing the **Stoney fork**, to the beginning.⁴⁵⁰

COMMENT:

This is one of three related documents filed together. Pages 379–80 refer to 80,000 acres surveyed for Cloyd and Lybrook “between New River, Wythe County, Wolf Creek & Bluestone.”

28 MARCH 1827
GILES COUNTY, VA

Court order

“George Williams Plft. against **John Toney**, Deft. John Chapman for defendant. Office Judgement set aside. Payment pled replication & Issue & contd.”⁴⁵¹

24 APRIL 1827
GILES COUNTY, VA

“A deed of bargain and sale from **Polly Toney**, wife of **John Toney**, **Elizabeth Dunn**, wife of **Jacob Dunn**, **Elizabeth Toney**, the wife of **Johnathan Toney**, and **Nancy Walker**, the wife of **John Walker** to William Miller and Enos Walker was certified in Court and ordered ... recorded.”⁴⁵²

COMMENT:

The structure and the nature of the document implies that Elizabeth Dunn and Nancy Walker were daughters of Polly Toney and the now-incapacitated John Toney.

23 MAY 1827
GILES COUNTY, VA

Marriage bond

Reuben White and Acles Fannon posted bond for Reuben to marry **Mary Fannon**.⁴⁵³

COMMENT:

About 27 January 1818, *Aclis Fannon* married Polley Martin in Giles.

Under February 1829 below, we also see that Accles Fannon was a neighbor of Cornelius White, Charles Dingess, and Jonathan Toney. This strongly suggests that the Reuben above is the Reuben of East River > Brushy Creek who attended the estate sale of James White in 1827—not the Reuben born to James of Salt Pond and Doe Creek.

⁴⁵⁰ Giles Co., VA, Deed Book C: 374–80.

⁴⁵¹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 400.

⁴⁵² Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 404.

⁴⁵³ Giles Co., VA, Register of Marriages, 1806–1870: 32; imaged, *FamilySearch* digital film 7490220. Giles Co., VA, Marriage Bonds [and Permissions], 1827, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490216 > image 513 of 821.

Acles ("Eakless") Fannon bought his land on Five Mile Fork of East River, adjoining Shadrake Blankinship, from William and Rebeccka Tiller on 21 May 1827. It was in part originally granted to William Dingess and formerly owned by Benjamin Smith and Mordecai McKenzie.⁴⁵⁴

Know all men by these presents that we Reubin
White and Acles Fannon are held and firmly
bound unto the governour of this commonwealth
for the time being and his successors in office
in the just and full sum of five hundred dollars
to the payment whereof well and truly to be
made we bind ourselves jointly and severally
firmly by these presents as witness our hands and
seals this 12th day of may 1827.

The condition of the above obligation is such
that if there should be no lawfull cause to
obstruct a marriage shortly intended to be solemnized
between the above bound Reubin White and Mary
Fannon then this obligation to be void other wise
to remain in full force and Virtue in law given
under our hands and seals the date above written

Teste
John Abblangharty

Reubin ^{his} ~~mark~~ ^{mark}
Acles Fannon

23 MAY 1827
GILES COUNTY, VA
Marriage return

"I do hereby Cretify [*sic*] that I joined to gether by virtue of A license from the Clerk of Giles County Josiah Maxey & Sally Solesberry on the 16th day of April 1827. Also on the 23rd day of May 1827 **Reubin White & Mary Fannon**. [Signed] Thomas Rice."⁴⁵⁵

⁴⁵⁴ Giles Co., VA, Deed Book C: 356–57.

⁴⁵⁵ Giles Co., VA, Register of Marriages, 1806–1870: 32; imaged, *FamilySearch* digital film 7490220. Giles Co., VA, Marriage Bonds [and Permissions], 1827, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490216 > image 513 of 821.

I do hereby Certify that I joined to get the
by Virtue of A license from the Clerk
of Giles County Josiah Maxey & Sally
Shrewsbury on the 16th day of April 1827
also on the 23rd day of May 1827
Reubin White & Mary Farnow by Thomas

26 JUNE 1827
GILES COUNTY, VA

Court order

“Ordered that the following Claims be allowed in the State of the present Levy, to wit:

To **Cornelius White**, overseer of the road \$3.00 ...

Jonathan Toney D^o 3.00 ...

William White 1 d^o [old Wolf head] \$5.00”⁴⁵⁶

31 JULY 1827
GILES COUNTY, VA

Court order

“David Marlen [Martin?] appeared in Court and entered unto a bond with Security according to law, as constable, with John Martin & **James White** his Security in the Sum of two thousand dollars and took the oath required by law.”⁴⁵⁷

2 AUGUST 1827
GILES COUNTY, VA

Land sale

James Hector and **wife Charlotte** to Thomas Walker, Cornelius Haldron, Hezekiah Melven, Israel Jones, Peter Blankenship, Green Dillion, William Moore Blankenship, Elijah Browning, **David Mills**, Joel Davis, **Benjamin White**, Jesse Davis, **James White**, John Shrewsbury, Samuel Thomas, William **Prince**, **Wesley White**, **James Prince**, Joseph **Workman**, William Bowling, Benjamin **Workman**, Jeremiah Shrewsbury, Jesse Thomas, Charles Spangler, Jacob Meadows Junior, George Spangler, Joseph Ball, John Maupins, John Purdue, Parkinson Shoewmate, Thomas Perdue, **Thomas White**, Archibald Clendenning, James Thompson, **Isaac White**, **John Conner**, **Zachariah Crawford**, Jeremiah Cockburn, Andrew Thompson (as undivided but joint purchasers) of **Giles, Tazewell, and Monroe Counties, VA**, on the other part and their heirs forever, a certain tract of Land lying on the N side of **Bluestone River** (and north side of its tributary Wolf Creek], Giles County, Virginia, containing” 1973.5 acres (be the same more or less) and bounded as follows ...⁴⁵⁸

⁴⁵⁶ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 410.

⁴⁵⁷ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 413.

⁴⁵⁸ Giles Co., Va, Deed Book C: 414; imaged at *FamilySearch*, from microfilm 31728. DB C does not have its own index.

Beginning at a Spanish Oak, poplar and White oak on a **south side of a ridge, near the forks of a branch & near Jas. White's** Corner, Thence S 58° W 592 poles to two Black oaks and a locust near a cave, Thence S 41° E 615 poles crossing Several branches and a high ridge to three White oaks near a **Swampy place**, Thence N 61° E 563 poles Crossing two branches to two white oaks & a red oak in a **brush Hill side**, Thence N 39½° W 637 poles to the Beginning

"being part of a Survey granted to W. C. Nicholas and legally Conveyed to the said James Hector by deed **recorded in Tazewell County** County [sic] books." Signed: James Hector, Charlotte Teresa Hector. Witnesses: Wm. Smith, Efraim Meadows, "on 27 Sept^r 1827 **at Dingess**." Introduced Giles October court 1827 by oaths of William Smith and Ephraim Meadows and continued for further proof. ... And on the 17th day of April 1828 the same was acknowledged before me in my office by James Hector and ordered to be recorded." Signed: David French CGC.⁴⁵⁹

COMMENT:

Note the Bowlings in the neighborhood of Mills, Conner, and Crafford. Zachariah Crafford married the daughter of Jesse Bowling (see 24 December 1811, above).

This Isaac White should be another son of John Sr. and Frankey, not the Isaac who was son of James of Salt Pond. Note this Isaac's coupling with John Conner and Zachariah Crawford, the two men whose leases from John Toney were witnessed by William Mills in 1816–17.

30 AUGUST 1827

GILES COUNTY, VA

Court minute

"**S? Toney vs. Jonathan Toney** cont'd.

"Williams vs. **Toney**, Same [plea waved and Judt by *non sum in for maters* according to specially in interest & cost] with stay of Exn. till ordered by plaintiff."⁴⁶⁰

30 OCTOBER 1827

GILES COUNTY, VA

Court minute

James White was one of the grand jurors sworn in for the current session. ... "indictment against **Jonathan Toney** overseer of a public road for not keeping the same in repair: a true bill."⁴⁶¹

31 OCTOBER 1827

GILES COUNTY, VA

Court order

"A deed of bargain and sale from **William Toney** and **Polly** his wife to **Jonathan Toney** was returned into court with a certificate of two Justices of the peace for the county of **Logan** certifying the same ..."⁴⁶²

22 NOVEMBER 1827

GILES COUNTY, VA

Land purchase

⁴⁵⁹ Giles Co., VA, Deed Book D: 414–15; imaged at *FamilySearch*, from microfilm 31728.

⁴⁶⁰ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 420.

⁴⁶¹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 424–25.

⁴⁶² Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 427.

John B. George and wife Rhoda of Tazewell County to Cornelius White of Giles Co. sale for \$1200 cash paid in hand, two tracts of land lying in **Rich Valley**, Giles Co.:

200 acres Beginning at two Elms and a hickory on the bank of the **Six Mile Fork** (or **Twelve Mile Fork**) [sic] of East River, thence N 6 W 24 poles, N 13, W 38 poles to a Sugar tree & black oak by the bank, S 68 W 18 poles to a chesnut & hickory at the foot of a ridge, S 3 W 42 poles to two white oaks, S 48 W 16 poles to a hickory & Spanish oak, S 80 W 22 poles to two white oaks, S 34 W 48 poles to a buckey & poplars, W 52 poles to a white oak, S 72 W 240 poles to a poplar & locust & white oak on a hill side, N 86 W 44 poles to a Sugar & Maple on a hill side, S 12 E 80 poles to a poplar, dogwood & white walnut, N 75 E 330 poles to a Spanish oak by a cliff of rocks, N 55 E 40 poles to a Sugar locust & white oak, N 65 E 50 poles to three white oak saplins on a ridge, thence N 5 E 54 poles to the beginning.

Plus 225 acres adjoining the above "in same valley": Begins at a white oak locust and hickory at the Mouth of said **Six or Twelve Mile Fork** of East River, thence S 40 poles along the bank of the river, S 16 W 46 poles to a Dogwood & buckey by the bank, N 87 W 66 poles to three white oaks corner to the above 200 acres, and with a line thereof N 5 E 54 poles to two Elms & a Hickory.

Said 225 acres were entered 22 August 1783 and the 200 acres on 7 February 1782, both granted to George Pearis. [Signed] John B. George, R. J. George. Certified by Joseph Davidson and John Davidson, justices of the peace for **Tazewell Co.**, 23 November 1827, attesting that they questioned Rhoda separately and she acknowledged her free consent to the sale. Proved March Court 1828, Giles Co.⁴⁶³

COMMENT:

- John B. George married Rhoda Pearis by Giles County bond dated 24 June 1820.
- Cornelius appears to have moved onto this land. In 1834, *Tazewell*, he was recommended by the county court for the position of county justice.⁴⁶⁴

29 JANUARY 1828
GILES COUNTY, VA

Court order

"**John McClagherty** who was appointed to open the road on the lower side of **East River** to **Toney's Mill** having performed the same ~~agreeable~~ the Court receives the Same and withdraws the said overseers and hands from further working on the Same road."

"A deed of Trust from **John Toney** and **Jonathan Toney** to Samuel Pack Jnr. Trustee, to secure a debt due Saml. Pack Senr. and Anderson Pack was acknowledged in Court by **John Toney**, Samuel Pack Jr. the trustee, and Anderson Pack and Continued."⁴⁶⁵

26 FEBRUARY 1828
GILES COUNTY, VA

Court order

"On motion of **William White & Cornelius White**, who made oath and entered into bond with Security in the Sum of five hundred dollars, with Charles Hale, Isaac Hale, and **Joseph McKenny**, conditioned at the law directs, administration of the Estate of **James White** is granted them.

"Ordered that **Charles A. Dingess, William Garrison, Thomas Little and Abram Garrison** or any three of them being first sworn for that purpose do appraise the personal Estate of **James White** decd. and make

⁴⁶³ Giles Co., VA, Deed Book C: 429–30.

⁴⁶⁴ John Newton Harman Sr., *Annals of Tazewell County, Virginia, from 1800 to 1924*, vol. 1, 1800 to 1852 (1922; reprinted Baltimore, MD: Clearfield Co., 1999), 213 (Shadrack) and 234 (Cornelius).

⁴⁶⁵ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 433.

report thereof to Court.”

“Ordered that **Charles A. Dingess** be appointed guardian of **Eleanor White** and **Priscilla White**, orphan children of **James White** Deceased where upon the said Dingess appeared in Court and entered into bond and Security conditioned as the law directions.”⁴⁶⁶

COMMENT:

Benjamin H. White, the proposed father of James and William, is not living in the county now. After James’ death, his two proposed brothers who administered his estate—William and Cornelius— remained in Giles for several years. Both would end up in Mercer.

The Joseph McKenny who served as surety was father of James White’s widow Meeky.

The will of Charles A. Dingess in 1836 left \$1000 to the minor “Evalina White, daughter of Elizabeth White” to pay for her education and clothing, with the balance to be paid to her in cash when she reached adulthood. That provision suggests that Evalina was his child.

A relationship with this Elizabeth White, coupled with his appointment to guard the financial inheritance of James White’s children, suggests that Elizabeth, like James, was born to Benjamin and Ann (Goodwin) White.⁴⁶⁷

7 MARCH 1828

GILES COUNTY, VA

Probate inventory

James White Decd. Abram Garretson, Thomas Little, William Garrison, and **Charles A. Dingess**, appraisers. Returned to Court, May 1828.⁴⁶⁸

25 MARCH 1828

GILES COUNTY, VA

Court order

“**John Toney** to Elizabeth Neely deed acknowledged in Court and ordered to be recorded.”⁴⁶⁹

COMMENT:

Note that this does not refer to a deed by John Toney *and wife*.

25 MARCH 1828

GILES COUNTY, VA

Court order

A notice from Philip Peters and **William White** to cause **Ezekiel Smith** to give Counter Security in an inspection bond, the said Ezekiel vs. A [letter smeared over] Pennell fil^d and cont^d until to morrow.”⁴⁷⁰

COMMENT:

This William should be William of East River, given the association with Ezekiel Smith and Peters.

26 MARCH 1828

GILES COUNTY, VA

⁴⁶⁶ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > images 435–36.

⁴⁶⁷ Giles Co., VA, Will Book B: 110–13.

⁴⁶⁸ Giles Co., VA, Probate Book A: 480–81; accessed as FHL digital film 007645086.

⁴⁶⁹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 437.

⁴⁷⁰ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 438.

Court order

“On motion of **Cornelius White** who wishes to turn the road on **East River** from the lower end of **Charles A. Dengess** plantation to the upper end of the said plantation, it is ordered that **John Peters Sen’**, **Philip Peters**, **Abram Garrison & Cornelius White** or any three of them being first Sworn for that Purpose do view the ground along which Such road is proposed to be altered and report to this Court the comparative conveniences and inconveniences which will result as well to Individuals as to the public if Such road be allowed.”⁴⁷¹

COMMENT:

Abram Garrison appears to be the brother-in-law of Cornelius White.

29 APRIL 1828

GILES COUNTY, VA

“On motion of **James McClougherty**, It is ordered that Landon Duncan, Charles Hale, George N. Pearis and Jesse Foster or any three of them being appointed to allot the hands to work under **John Toney**, **Jonathan Toney**, Absalum Pine, and James McClougherty, overseers of road, and make report thereof to Court.”

“**John Toney** appellant against **James McClougherty**, appellee on appeal from a Judgement rendered against him by Thomas Kirk, Isaac Chapman, David Johnston, and Robert Gore, Justices of the peace for said County, this day came the parties by their attorneys and on motion of the appellant this Cause is continued for him and at his Cost to next Court.”⁴⁷²

30 APRIL 1828

GILES COUNTY, VA

Land purchase

Adam Johnston Ju^r and **Nancy** his wife of Giles Co. to **William White of Montgomery County**, sale for \$70 cash in hand, 65 acres in Giles on the S side of the Buckeye Mountain in the **Waters** of the **bear spring**, being part of 365 acres granted to **John Grant** by patent dated 23 November 1798. [Metes and bounds not copied here; refers to “the spur of the mountain.”] “It is also clearly understood that the said Adam & Nancy are conveying to the said William White the same land, which the said William White & Leviny his wife conveyed to the aforesaid Adam Johnston, on the 2nd day of September 1826 and for which the contract has been canceled [*sic*].” [Signed:] Adam Johnston, Nancy Johnston her X mark. Certified 30 April 1828 by William Chapman and Thomas Kirk, Justices of the Peace for Giles Co., who attested that they had questioned Nancy separately from her husband and she had consented to the sale. Proved Giles Co. August Court 1828.⁴⁷³

COMMENT:

This William White of Bear Spring would be the William called “son” in the 1822 deed to him from John White (aka John H) of Bear Spring.

17 JUNE 1828

GILES COUNTY, VA

Probate sale

“A list of sales of **James White’s** Decd property. ... **Thomas White** ... **Samuel Mills** (plow, ax), **Jonathan Toney**, **Cornelius White** (one “*sang hoe*” & other items), ... **Wm. Bowling** ... **Ribin [Reuben] White**,

⁴⁷¹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 440.

⁴⁷² Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > images 441–42.

⁴⁷³ Giles Co., VA, Deed Book C: 446–47.

Cornelius White, Wm. Bowling, Wm. White, David Mills, Jonathan Toney, Thomas White, David Mills, Cornelius White, Meeky White [many items, apparently the widow] ... Note on **Jonathan Toney** ... William Wilson, Reuben Garretson, **Samuel Mills, William White**. Administrators: **Cornelius White & William White**. Proved 17 June 1828 term of court.⁴⁷⁴

COMMENT:

- David Mills was the oldest son of Samuel Mills.
- Jonathan Toney was son and heir of land of John Toney that was leased to John Connors and Zachariah Crafford, with **William Mills** as witness in 1816–17.
- Thomas White and Reuben White appear to be sons of John Sr. and Frankey—i.e., half-brothers of Samuel Mills who also participated in the sale.

30 JUNE 1828

GILES COUNTY, VA

Court minute.

“An Inventory and appraisement of the Estate of **Jas. White** dec^d as also an Inventory of the Sales of the Same was returned into Court by the adm^{rs} thereof and ordered to be recorded.”⁴⁷⁵

“Ordered that the following Claims be allowed in the State of the present Levy to wit ...

John McCaugherty 2 days servics as Overseer of road: .50

Jonathan Toney, Surveyor of Road: \$11.74

John Toney, Surveyor &c: \$4.25.”

“**Robert Gore vs. John & Jonathan Toney** Plea waved and Judt. by *non Sum informatus* according to specialty interest & Costs.”⁴⁷⁶

29 JULY 1828

GILES COUNTY, VA

Court order

“On motion of **John H White** who filed his bill in Court and made oath to the materiality there of, an Injunction is granted him to stay the proceeding on a Judgement at law rendered against him in favour of **David & Andrew Johnston** assee. of Thos. Moulds until the matters there in contained Can be heard in Equity and time is given the said **John White** to give bond and Security untill the next Court which May be given in the Clerks office.”⁴⁷⁷

COMMENT:

The first reference to White was written as “John White.” Then a carat was added between the two parts of the name and “H” was penned in superscript there.

29 JULY 1828

GILES COUNTY, VA

Court minute

“**John Toney** appellant against **James McClougherty**, appellee. On appeal from a Judgt. rendered against him by David Johnston, Isaac Chapman, Thomas Kirk, and Robt. Gore, Justices of this County, This day came the parties by their attorney and the Judgement of the Justices aforesaid being seen and inspected

⁴⁷⁴ Giles Co., VA, Probate Book A: 481–82; imaged as *FamilySearch* digital film 007645086.

⁴⁷⁵ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 444.

⁴⁷⁶ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > images 446, 448.

⁴⁷⁷ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 450.

and a number of witnesses being sworn and Examined and the parties by their attorneys fully heard, therefore it is Considered by the Court that the Judgement rendered by the Justices aforesaid be confirmed and that the appellee recover against the appellant and Jesse Hale & Philip Peters his Securities ten dollars and also two dollars Seventy Seven Cents the Costs before the Justices with interest on Principal & cost from the 21st day of April 1828 at the rate of ten per centum till paid and his costs attending this defense in this behalf Expended.”⁴⁷⁸

27 AUGUST 1828
GILES COUNTY, VA

Court minute.

John Toney serves on jury in the case of Commonwealth against Ezekiel Smith, for failure to keep roads under repair.

Also charged in this term of court (without John Toney on the jury) is the case of Commonwealth against **Jonathan Toney** for the same offense. Both Smith and Toney were found not guilty.⁴⁷⁹

22 SEPTEMBER 1828
GILES COUNTY VA

Association

“Sale Bills of the Estate of Jaconias Cooper, Deceased ... [Purchasers in order] Mary Cooper, Samuel Cooper, Elijah Dykes, **Jeremiah Crawford** (one small bell), Samuel Cooper, **Jeremiah Crawford** (2 plows, augur and old saddle), Samuel Cooper, Robert Lilly, Mary Cooper, Anderson Pack, George Spangler, Samuel Cooper, Anderson Pack, Joseph **Farley**, Anderson Pack, Joseph Canterbury, Wm. Pack, Mary Cooper, William Pack, Anderson Pack, **Jeremiah Crawford** (1 bell & bridle bit), Anderson Pack, Mary Cooper, Anderson Pack, Samuel Cooper, Mary Cooper, Charles Cooper, Mary Cooper, John H. Rolison, Anderson Pack, Samuel Cooper, Mary Cooper, William Pack, Geoge Spangler, William Pack, Thomas Cadle.”⁴⁸⁰

29 SEPTEMBER 1828
GILES COUNTY, VA

Court order

“Ordered that Linsey Davis be appointed overseer of the road from the house where **Richard Blankenship** formerly lived to the **Tazewell County line**, in the room of **Cornelius White**, resigned, and that he with the usual hands keep the same in repair.”

“Ordered that **Charles A. Dingess** be recommended to his excellency the Governor and honorable council of state, as a proper person to be commissioned as **Major** in the **86th Regiment** of Militia in the County in the room of [in the place of] David Johnston resigned.

“Christian Peters same as Cap in the room of **Chas. A. Dingess**, promoted.

“**Cornelius White** same as Lieutenant in the room of Christian Peters promoted” [etc.].⁴⁸¹

COMMENT:

Before 1830, Cornelius had either moved into Tazewell or there was an adjustment of the county line. He and Thomas White are both enumerated in Tazewell in 1830; and in June 1833 the county court of Tazewell recommended him to be appointed justice of the peace in Tazewell. (In

⁴⁷⁸ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 450.

⁴⁷⁹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > images 454–55.

⁴⁸⁰ Giles Co., VA, Probate Book A: 493–94; imaged as *FamilySearch* digital film 007645086.

⁴⁸¹ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 459.

August Term 1826, one Shadrack White was appointed constable there in Tazewell, a post that Cornelius had filled in Giles at the time he turned twenty-one.)⁴⁸²

TO DO:

Investigate Shadrack as another possible son of John Sr. and Frankey.

27 OCTOBER 1828

GILES COUNTY, VA

Court minute

“John H. White” is appointed to the grand jury. That jury returned bills of Indictment against George Johnston, David D. Camp, Randolph Lucas, **Adam White**, and **James White** for “breach of peace.

COMMENT:

This James and Adam would be the sons of James of Salt Pond and Doe Creek, who had been a Lucas neighbor since the 1790s.

“Charles A. Dingess Produced in Court a Commission from his Excellency the Governor William B. Giles Esqr. under the Seal of the Commonwealth appointing him Major in the 86 Regiment of militia [*sic*] in this County, where upon he took the oaths required by Law.”⁴⁸³

28 OCTOBER 1828

GILES COUNTY, VA

Court minute

“Commonwealth vs. Philip Harless,” breach of peace. **Jacob White** served on jury that found him guilty.⁴⁸⁴

COMMENT:

Tax roll couplings also place this Jacob as a son of James of Salt Pond and Doe Creek.

29 OCTOBER 1828

GILES COUNTY, VA

Court order

“Toney vs. Toney, In case, Continued.”⁴⁸⁵

24 NOVEMBER 1828

GILES COUNTY, VA

Court order

“On motion of **Jas. Hector** who wishes a road leading from the **Clover bottoms** by Hector, thence up **Howe’s Branch**, thence down the **Twelve Mile Fork** to **Cornelius White**, thence to the main waggon road, thence over **East river Mountain**, through a **Cow Gap** opposite said **White’s House**, thence down the **Dry Fork** of **Laurel Creek**, to the **county line**, crossing to Joshua Day’s. It is ordered that James Hector, Elijah Peters, **Cornelius White** be appointed to view the ground along which said road is proposed to be conducted and report the conveniences and inconveniences which will result if such way be offered.”⁴⁸⁶

⁴⁸² John Newton Harman Sr., *Annals of Tazewell County, Virginia, from 1800 to 1924*, vol. 1, 1800 to 1852 (1922; reprinted Baltimore, MD: Clearfield Co., 1999), 213 (Shadrack) and 234 (Cornelius).

⁴⁸³ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > images 461–62.

⁴⁸⁴ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 463.

⁴⁸⁵ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 464.

⁴⁸⁶ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 468.

FEBRUARY 1829
GILES COUNTY, VA

Court order

“A report of the alteration of the road on East River around **Charles A. Dingess Plantation** under the signatures of Thomas Kirk, William Chapman, and Henry Harman was returned into Court whereupon the Court are of opinion that the Said Alterations be Established according to the said Alterations received and marked out. It is therefore considered by the Court that **Charles A. Dingess** be appointed Surveyor of the Same and that he with the hands that working [*sic*] under **Jonathan Toney**, Surveyor of road, and John Blankenship, Thomas Little, **Cornelius White**, Acles Fannon, overseers of the road, with the overseers themselves, open the said road agreeable to t he report of the viewers in this Case filed.”⁴⁸⁷

23 FEBRUARY 1829
GILES COUNTY, VA

Court order

“On motion of **Eaklass Fannon** who wishes an alteration in the road leading from **Charles A. Dingess** to **Joseph Fletchers**, It is ordered that **Charles A. Dingess**, Joseph Hare, **William White**, and William Bowling or any three of them being first sworn for that purpose do view the ground along which such alteration is proposed and report to this Court the conveniences & inconveniences which will result if such road be altered.”⁴⁸⁸

COMMENT:

- Accles Fannon was bondsman for Reuben White to marry Mary Fannon in 1827.
- At this point, the end of Order Book 5, I stopped reading the court order books.

28 FEBRUARY 1829
GILES COUNTY, VA

Land sale

“**Mary Dingess**, one of the heirs at law of her son **William Dingess** Dec^d to David French and **Charles A. Dingess** of the same County [of Giles] ... for the natural love and afcetion [*sic*] which she bears to her daughter Mary French, wife of the said David French, and her son Charles A. Dingess” and for \$50 paid by French and Dingess, she sells to them “her interest in all the lands of which the said William Dingess died seized ... containing one equal share with each of the brothers and sisters of the said William Dingess agreeable to law, he the said William having departed this life without lawful issue.” Signed: Mary Dingess, her X mark. Witnesses: David McComas, John McClaugherty, William H. Bunch?. Acknowledged before David French 25 May 1829. Ordered recorded Giles Court session May 1829.⁴⁸⁹

COMMENT:

When Charles A. Dingess died in 1836, his estate sold a 1/9 of ½ (or ½ of 1/9th) interest in land to Samuel Mills. This appears to be the interest acquired by Charles in the document above.

18 APRIL 1829
GILES COUNTY, VA
Marriage

⁴⁸⁷ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 471.

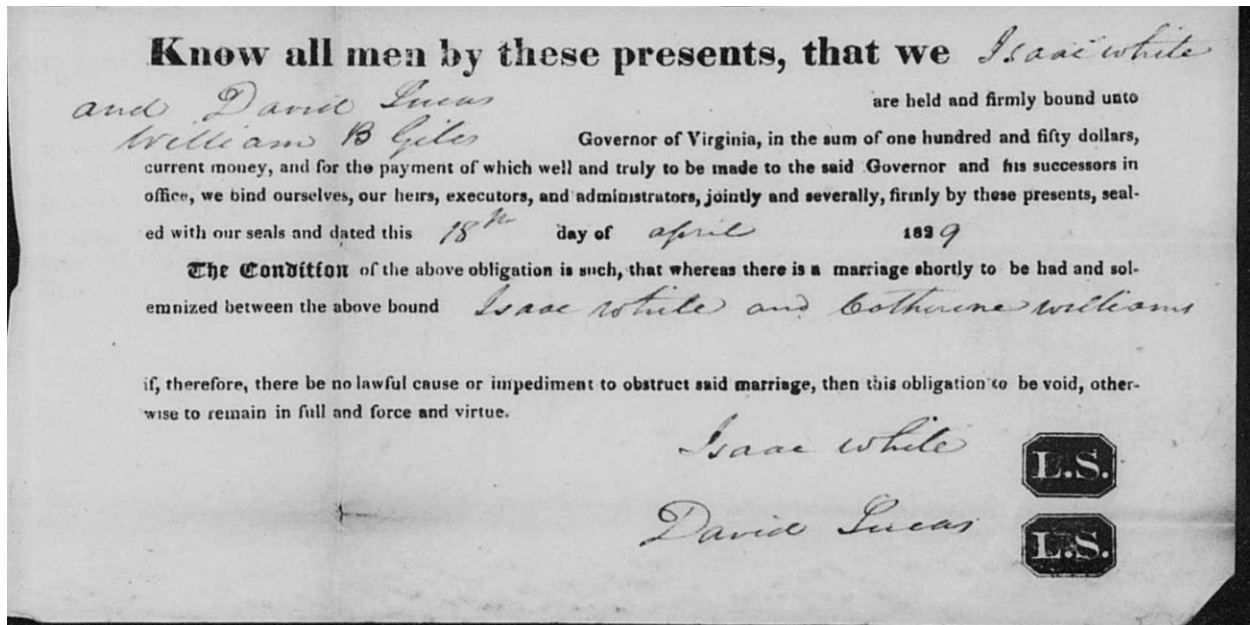
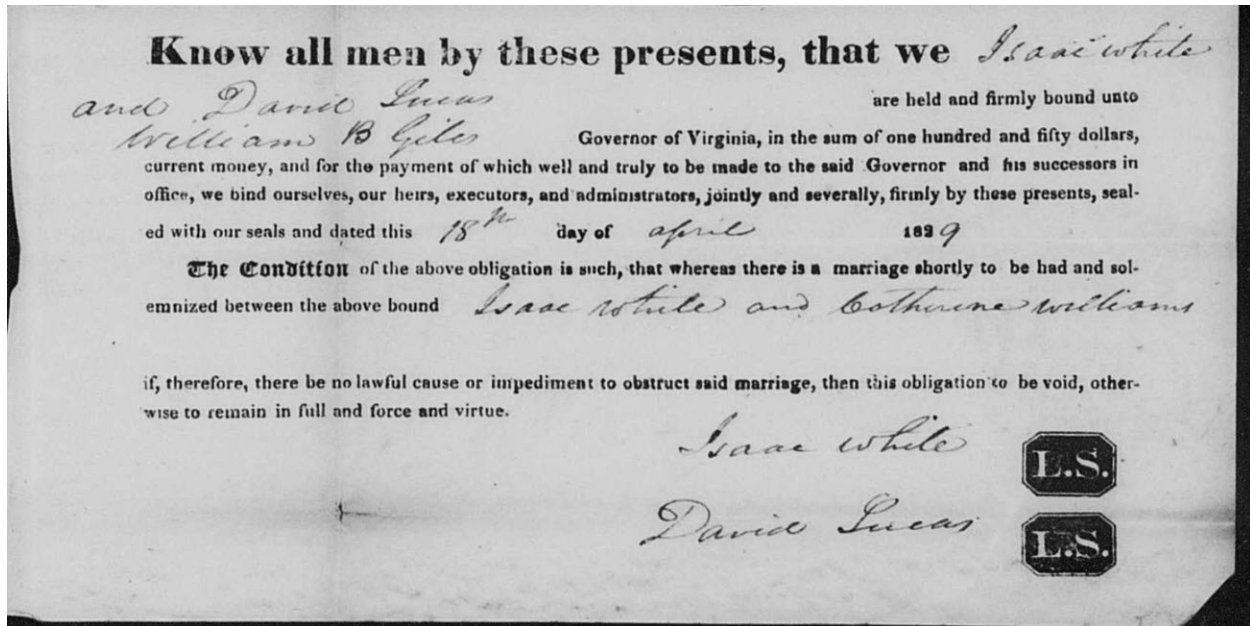
⁴⁸⁸ Giles Co., VA, Order Book 5 (1822–1829): unnumbered page; imaged as *FamilySearch* digital film 008151679 > image 474.

⁴⁸⁹ Giles Co., VA, Deed Book C: 533–34.

Isaac White and David Lucas post bond for Isaac to marry Catherine Williams. Joseph Williams, father of Catherine, gave permission.⁴⁹⁰

COMMENT:

Tax roll groupings place this Isaac into the family of James of Salt Pond and Doe Creek, at least four of whose children married Williamses.



⁴⁹⁰ Giles Co., VA, Register of Marriages, 1806–1870: 33; imaged, *FamilySearch* digital film 7490220. Giles Co., VA, Marriage Bonds [and Permissions], 1829, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490216 > image 664 and 666 of 821.

21 APRIL 1829

GALLIA COUNTY, OH

Probate quitclaim

“Whereas **John Sartain** of ... Giles ... lately died intestate, possessed of both real and personal estate and leaving **Elijah Sartain, Thomas Sartain, Joel Sartain,** and **Sally Brumfield**, his brothers and sister, his heirs and legal representatives. Now know ye that I **Joel Sartain** of the County of **Gallia** in the state of **Ohio**, brother of the above named John Sartain dec^d and one of his heirs ... in consideration of one yoke of oxen to me delivered and the sum of [\$15] to me in hand paid by **James Brumfield** of the County of **Lawrence** in the state of **Ohio**, have ... quitclaimed ... unto the said James Brumfield ... all my right, title, interest, and claim as heir to my said brother, to any and all land and real estate, of which he died seized or possessed ... and every other article of personal property of which my said brother died possessed and **Avesillar**, wife of the said Joel, in consideration of ten cents to her in hand paid by the sid James Brumfield ... does release the the said Jame her right of dower in all and every part of the within granted premises.” Signed: **Joel Sartain; Avesillar Sartain**, her X mark. Witnesses: John Swindler, Elijah Fowler, justices of the peace for Gallia county who attested that Joel and Avesillar appeared before them to acknowledge the deed as their on act and that Avesillar, questioned separately, acknowledged her free consent. Ordered to be recorded, in Giles County, VA, June Court 1829.⁴⁹¹

21 APRIL 1829

LAWRENCE COUNTY, OH

Probate quitclaim

“Whereas **John Sartain** of ... Giles ... lately died intestate, possessed of both real and personal estate and leaving **Elijah Sartain, Thomas Sartain, Joel Sartain,** and **Sally Brumfield**, his brothers and sister, his heirs and legal representatives ...” **Humphrey Brumfield**, husband of the said Sally, in exchange for \$25 paid by James Brumfield, quitclaims Sally’s interest in the estate of her brother. Signed: Humphery Brumfield, his X mark; Sally Brumfield, her X mark. Witnesses: James Hughart, William Cardergr?. Acknowledged by the Brumfields 21 April 1829 before John Swindler and Elijah Fowler, Justices of the Peace for Gallia County. Ordered to be recorded in Giles County, VA, June Court 1829.⁴⁹²

26 SEPTEMBER 1829

GILES COUNTY, VA

Land sale

Cornelius White and **wife Polly** of Giles Co. to Archibald **Burdet** of same, sale for \$1000 in hand paid, two tracts of adjoining land in Giles on waters of **East River** in the **Rich Valley**.

- 200 acres granted 28 August 1800 to George Pearis and conveyed by him to John B. George and wife Rhoda (one of heirs of George Pearis): Beginning at 2 Elms and Hickory on the bank of the **Six or Twelve Mile Fork of said river**, then N 6 W 24 poles, N 13 W 38 poles to a sugar tree and black oak by the bank of the river, S 68 W 18 poles to a chesnut tree and hickory at the foot of a ridge, S 3 W 42 poles to two white oaks, S 48 W 16 poles to a hickory and Spanish oak, S 84 W 22 poles to two white oaks, S 34 W 48 poles to a hickory and poplar, W 52 poles to a white oak, S 72 W 240 poles to poplar locus and white oak on the side of a hill, N 86 W 44 to a sugar tree and maple on the side of a hill, S 12 E 80 poles to poplar dogwood and white walnut, N 75 E 330 poles to a Spanish oak by a Clift of rocks, N 55 E 40 poles to a sugar tree, locust, and white oak, N 65 E 50 poles to Three white oak saplings on a ridge, N 5 E 54 poles to the beginning.

⁴⁹¹ Giles Co., VA, Deed Book C: 527–28.

⁴⁹² Giles Co., VA, Deed Book C: 528–30.

- Other tract same origin, who conveyed it to said **Cornelius White**. Beginning at the mouth of the **Six Mile Fork** and a white oak, hickory, and locust, then S 40 poles by the bank of the river, S 16? [26?] W 40 poles to a buckeye and dogwood by the river, N 87 W 66 poles to three White oaks, a corner of **Henry Farley's** survey of 200 acres, and with the lines of the same N 5 E 54 poles to Two elms and hickory on the **Six mile fork**, N6 W 24 poles, N 13 W 38 poles to a sugar tree and black oak on the bank of the River, S 68 W 18 poles to a chesnut tree and hickory at the foot of a ridge, S 5 W 42 poles to two white oaks, S 48, W 16 poles to a buckeye and poplar, W 52 poles to a white oak, S 72 W 240 poles to a poplar locust and white oak on the side of a hill, N 86 W 44 poles to a sugar tree and maple, N 12 W 36 poles to a stake, N 66 E 440 poles to Two poplars and white oaks, and S 48 E 130 poles to the beginning.

Proved Giles Court 26 September 1829. Etc.⁴⁹³

27 APRIL 1830

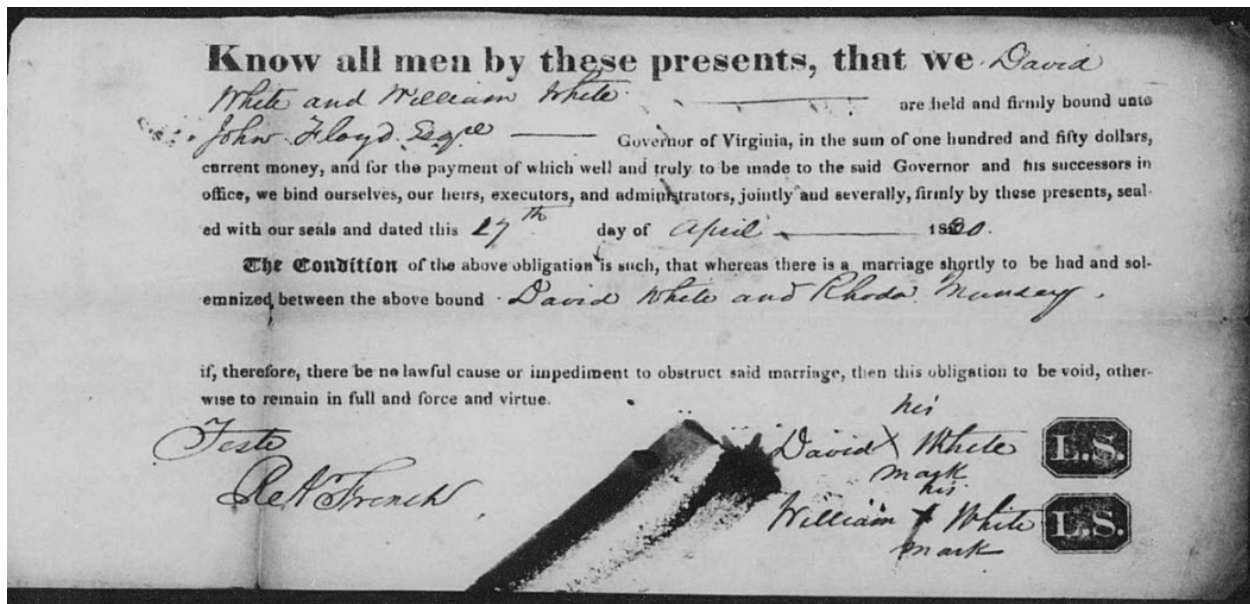
GILES COUNTY, VA

Marriage

David White (x) and **William White** (x) post bond for David to marry **Rhoda Munsey**. William swore that both David and Rhoda were of full age.⁴⁹⁴

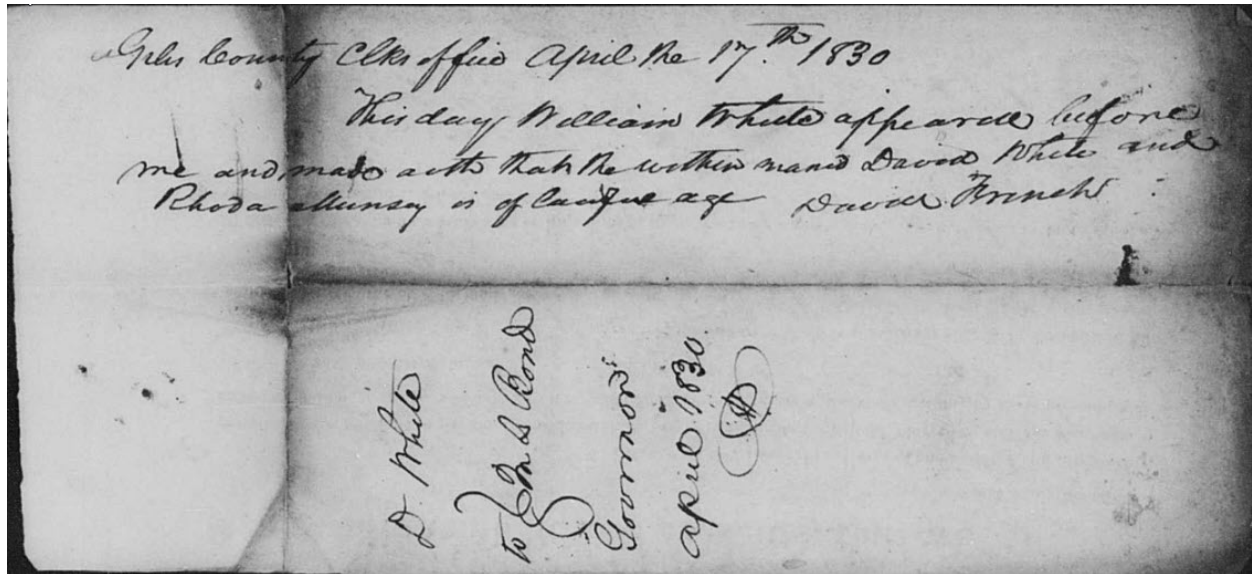
COMMENT:

This David should be one of the sons of John Jr. and Nancy Copley, who lived in the Munsey community. In 1820, their son William had married Lavina Munsey.



⁴⁹³ Giles Co., VA, Deed Book C: 624–26.

⁴⁹⁴ Giles Co., VA, Register of Marriages, 1806–1870: 34; imaged, *FamilySearch* digital film 7490220. Giles Co., VA, Marriage Bonds [and Permissions], 1830, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490216 > images 806–7 of 821.



1 JUNE 1830
GILES COUNTY, VA
 Census

COMMENT:

All of Giles is rearranged semialphabetically by first letter of surname. Within that framework, some neighborhoods can be defined based on land and tax work for clusters of names.

(p. 228, start of "M" section)

Dennis McCormic
 Alexander Mhood
 Thomas Mhood
 Kire Melalor?

Samuel Mills	1 male 40-50	1 female 40-50	6 in household
	1 male 15-20	1 female 5-10	
	1 male 10-15		

Joseph McKinny [His daughter Meeky married James Mills, proposed son of Benjamin. His son and grandson married granddaughters of Samuel Mills]

Ephraim Meadows
 (end of page)

(p. 229, start of page)

David Mills	1 male 20-30	1 female 14-20	1 in household
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Jurdin Meadows
 Hugh McClougherty

"W" section

(p. 237, start of "W" section)

Thomas White	1 male 20-30	1 female 20-30	4 in household
	1 males 0-5	1 female 0-5	
Reubin White	1 male 20-30	1 female 20-30	4 in household
	1 male 0-5	1 female 0-5	

Robert Wilbern [aged 50–60]

COMMENT:

The above Thomas and Reubin should be the sons of John Sr. and Frankey, living in the Brush Creek area north of East River.

(p. 238, begin with line 1)

James Wiley

Abram Williams

William Walker

Alexander Waddle

Mary Waid

Thomas Walker

William Wiley Jun^r

Rankin Wiley

William White	1 male 30–40	1 female 30–40	10 in household
	1 male 10–15	1 female 10–15	
	2 males 5–10	1 female 5–10	
		3 females 0–10	

John Williams

Reubin Willbern

James Williams

Frederick Williams

[skip 13 to end of page]

(p. 239, begin with line 1)

William Webb

Julius Webb

Pleasant Webb

Henry Williams

Uriah Warren

John Whitline

COMMENT:

Beginning at this point, we find the Salt Pond–Doe Creek family of James White:

Jeremiah Williams

Adam White	1 male 20–30	1 female 20–30	4 in household
		2 females 0–5	
Isaac White	1 male 20–30	1 female 15–30	2 in household
James White	1 male 50–60	1 female 30–40	8 in household
	1 male 10–15	1 female 20–30	
	2 males 5–10	1 female 15–20	
		1 female 10–15	

Joseph Williams

Hancy Williams

Hugh Williams

James Williams

Jacob White	1 male 30–40		3 in household
	1 male 0–5	1 female 0–5	

Thomas Wilmore

Polly Watts
 John Wilbern
 Francis Waggoner
 [skip 7 to end of page]

(p. 240, beginning line 1)
 Stephen Wilbern

COMMENT:

At this point, the list moves to the Gap Mountain–Bear Spring region, the locus of John White Jr. (aka John Hunter White and “Jack” White) who married Nancy Copley.

John White [“Jack”]	1 male	60–70	1 female	50–60	11 in household
	2 males	20–30	1 female	20–30	
	1 male	10–15	2 females	15–20	
	1 male	0–5	1 female	10–15	
			1 female	5–10	
Thomas White	1 male	30–40	1 female	20–30	6 in household
	2 males	0–5	1 female	5–10	
			1 female	0–5	
John White	1 male	20–30	1 female	20–30	4 in household
	1 male	0–5	1 female	0–5	

Jacob Williams

[Skip 7 “W” entries]

Enos Walker [Chrystianos]

John Walker

Micky White			2 females	30–40	5 in household
	1 male	0–5	1 female	5–10	
			1 female	0–5	

John Williams

[end of “W” section]

COMMENT:

Micky/Meeky (McKinney) White, widow of young James White of Brushy Creek, is a new add at the end of the “W” section on the tax roll that was used as the basis for the census. While women were not taxed a tithe, she was now a landowner.

3 JULY 1830

GILES COUNTY, VA

Association

William Wiley Sr. to William Wiley Jr. and Absolem Wiley, all of Giles, conveys for \$800, 110 acres on New River in Giles “being part of a **tract granted to Robert Wiley Senior**” dated 4 August 1785, bounded as follows:

Beginning at a double yellow Lynn and poplar on the river bank and running S 73° E 54 poles to two black oaks and hycory, N 26° E 36 poles to a pine and Hycory, N 74° E 46 poles to a black oak and white oak, S 1° E 40 poles to a large white oak, S 66° W 110 poles to three white oaks on a hill, N 31° E ___ poles to a branch, a conditional line between the said William Wiley Sr. and

James Wiley, and with the said Conditional line down the branch to the River, thence down the river with its several meanders to the Beginning.

Signed: William Wylley. 20 July 1830, William Smith and **Robert Gore**, Justices of the Peace for Giles Co., certify that William Wylley personally appeared before them to acknowledge the sale. Proved in July Court 1830 by Smith and Gore; ordered to be recorded.⁴⁹⁵

COMMENT:

- William Mills (of the Whitt-Witt Y) gave the name **Robert Wiley** to a son born in 1824.
- Between 1800 and 1805, this James Wiley—on land of **Robert Wiley Sr.**—repeatedly turned in his tax list on the same day as John White Sr. (Robert Wiley, himself, was not taxed in Montgomery or Giles this year—apparently his residence was across the river in Monroe.)

1800, 26 May:

John White Sr., John & Wm. Toney, **James Wiley**, Gabriel Maupin, and Wm. & Robert Wilson [storekeeper for Toney]

1801, 7 June:

John White Sr., Benjamin White, **James Wiley**, Joseph **Gore** (“Goare”); also Travis Stower, Nimrod Smith, James Stuart (of Wolf Creek) and four Walkers: Charles, Wm., John & Benjamin

1802, 9 June:

John White Sr., Benjamin & Robert White, **James Wiley**; also Charles Walker Sr. & Jr., and William Walker

1803, 4–5 June:

(4th) John White Jr., **James Wiley**, Charles Walker Jr.; (5th) John Toney, **John White Sr.**, Charles Walker Sr.

1804, 6–7 April:

John White Sr. & Jr., Benjamin & James White; (7th) Robert White, **James Wiley**, Peter Dingess (Benj. White associate), **John Conner** (land lease with Toney witnessed 1816 by **William Mills**), Charles Walker, William and Andrew Wilson

1805, 6 April

John White Sr. & Jr., Benjamin White, **James Wiley**, Charles Walker

26 JULY 1830

GILES COUNTY, VA

Land sale

James T. Watson of City and State of New York “of the two third parts” and **Gordan Cloyd** of the County of Montgomery & State of Virginia of the one Third part, together sell to **James McClagherty** of Giles Co. of the second part. Whereas Andrew Johnston, attorney in fact for Watson and Cloyd have sold to McClagherty 314 acres for \$180 in hand paid and acknowledged, now for the further sum of \$1 paid by the said McClagherty, they have given him title to the said 314 acres, being part of a survey of 80,000 granted to Samuel M Hopkins, assignee of John Leyburn and Thomas Cloyd by patent dated [blank] day of July 1796. Afterwards, on 18 February 1806 it was conveyed by the said Hopkins to Oliver Wolcott in trust. Afterwards on 22 June 1808, it was Conveyed by the said Hopkins, Wolcott, and Mary Watson to the said James T. Watson “as by reference to the records of the County Court of Giles.” Afterward on 7

⁴⁹⁵ Giles Co., VA, Deed Book C: 680–81.

November 1827, the said James T. Watson conveyed on equal undivided third part to Gordon Cloyd, lying in Giles County and bounded as follows:

“Beginning at a hycory and White oak on a branch, corner to the **“Brushy Bottom”** survey and with a line of the same S 23° E 38 poles to two Lynns, S 40 W 112 poles to a black oak, S 49° W 160 p^s to a black oak, thence leaving the Brushy Bottom line N 10 E 92 poles crossing the branch to a white oak and three pines at the head of a **rocky hollow**, N 55 W 220 poles to five White oak saplings and a gum, N 16° W 48 poles to a White oak on the **point of a ridge**, E 80 poles to three White Oaks, S 60° 89 poles to two Speckled oaks, N 82° E 30 poles to a double Maple and White Oak, S 85° E 90 poles to two White Oaks on the **top of a hill** by the head of a **Steep Hollow**, N 33° E 56 poles crossing the branch to a sugar tree by said branch, S 63° E 58 poles to two White Oaks on the **side of a hill** and S 23° E 20 poles to the Beginning.

Signed: “James T. Watson, Gordan Cloyd By their Attorney And^w Johnston.” Proved at Giles August Court 1830 by acknowledgment of Andrew Johnston.⁴⁹⁶

12 AUGUST 1830
GILES COUNTY, VA

Land sale

James T. Watson of City and State of New York “of the two third parts” and **Gordan Cloyd** of the County of Montgomery & State of Virginia of the one Third part, together sell to **Eleanor White, Priscilla White, and James White**, Children and heirs of **James White** dec^d of Giles Co. of the second part. Whereas Andrew Johnston, attorney in fact for Watson and Cloyd have sold to the said James White deceased, 31 acres of land and the said James White having departed this life before the title of the said land was conveyed to him, And it appearing that the said Eleanor White, Priscilla White and James White are the Only Children and legal heirs of the said James White deceased, in consideration of \$23.25 paid to their said attorney Andrew Johnston, Watson and Cloyd convey to the said Eleanor White, Priscilla White, and James White 31 acres being part of a survey of 80,000 granted to Samuel M Hopkins, assignee of John Leyburn and Thomas Cloyd by patent dated [blank] day of July 1796. Afterwards, on 18 February 1806 it was conveyed by the said Hopkins to Oliver Wolcott in trust. Afterwards on 22 June 1808, it was Conveyed by the said Hopkins, Wolcott, and Mary Watson to the said James T. Watson “as by reference to the records of the County Court of Giles.” Afterward on 7 November 1827, the said James T. Watson conveyed on equal undivided third part to Gordon Cloyd, lying in Giles County. The land being conveyed is on the **Five Mile fork of East River** adjoining the **land on which the said James White deceased did live** and bounded as follows:

Beginning at two white Oaks On the S side of the Creek “his own Corner” and Thence S 14 E 2 poles to a large white oak, W 80 poles to a white oak and three lynns from one root, **on a hill side** N 16 E 26 poles, crossing the **five mile fork** to a double poplar on a **Steep Hill side** N 80 E 70 poles to a Stooping poplar Gum Sapling and White oak, **his own Corner**, N 35 E 70 poles to two beech trees by a branch, N 84 E 40 poles Crossing said branch to a walnut and white oak on a **hill side**, S 60° E 39 poles to pointers on a line of his own land and with the reversed line thereof S 82° W 60 poles, crossing a branch to three white oaks by the same, S 51° W 64 poles to a stooping poplar gum sappling and white oak, and thence S12 E 46 poles crossing the Five Mile Fork to the Beginning.

Signed: “James T. Watson, Gordan Cloyd By their Attorney And^w Johnston.” Proved at Giles August Court

⁴⁹⁶ Giles Co., VA, Deed Book C: 689–91.

1830 by acknowledgment of Andrew Johnston.⁴⁹⁷

COMMENT:

The greyed text is added in the margin of the recorded document.

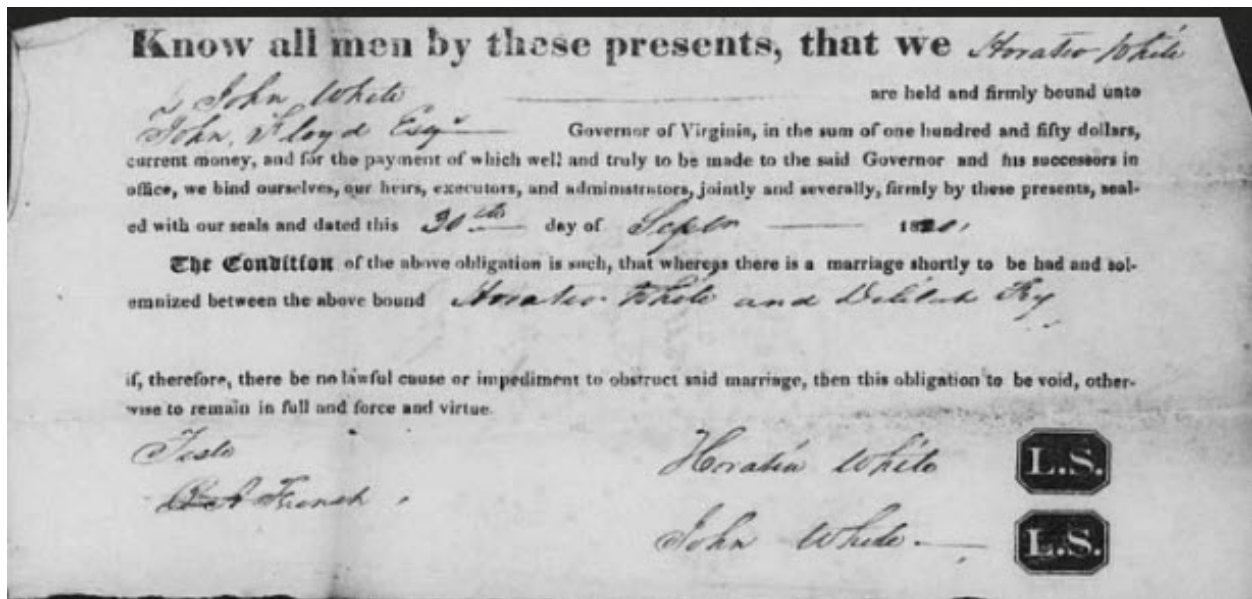
Note that James' land was on "Five-mile Fork" of East River, while Cornelius's land was on "Six and Twelve-Mile Fork."

30 SEPTEMBER 1830

GILES COUNTY, VA

Marriage bond

Horatio White and **John White** posted bond for Horatio to marry **Delilah Fry**. **Henry Fry** gave permission for his daughter's marriage, with John White and John Smith as witnesses.⁴⁹⁸



COMMENT:

- Horatio would be a son of John H White and wife Nancy Copley.
- Note that the two "signatures" of the groom and his surety were written by the same person, likely the justice French.
- On the parental permission for "Delily," below, note again that the signatures of the two witnesses "John Smith" and "John White," also seem to be written by the same person—but not the person who penned the bond above.

30 SEPTEMBER 1830

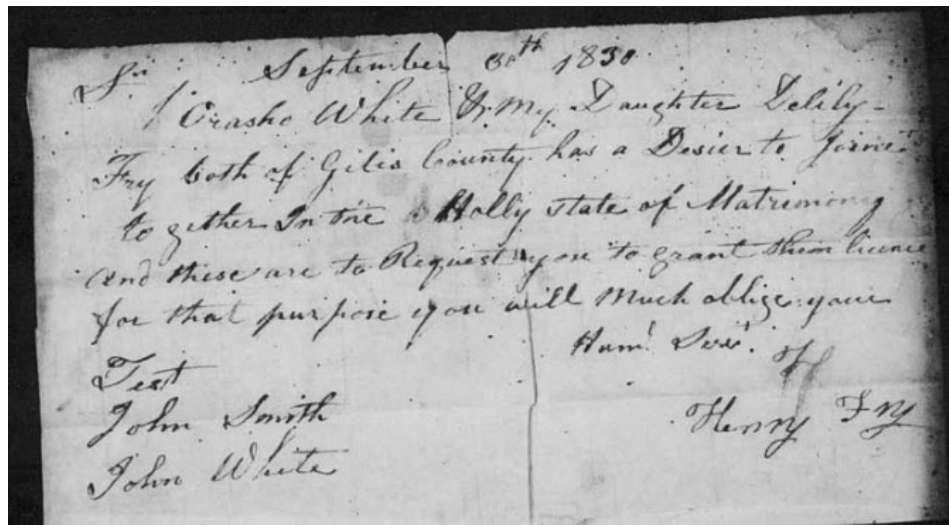
GILES COUNTY, VA

Marriage permission

"Sr. **Orasho White** & my Daughter **Delily Fry**, both of Giles County has a Desier to Join to gether In the Holly state of Matrimony And these are to Request you to grant them license for that purpose[.] You will much oblige your Hum^l Serv^t. **Henry Fry**. Test: **John Smith, John White**."

⁴⁹⁷ Giles Co., VA, Deed Book C: 689–91.

⁴⁹⁸ Giles Co., VA, Register of Marriages, 1806–1870: 34; imaged, *FamilySearch* digital film 7490220.



Sept 27th 1831
Crashe White G. My. Daughter Selily
Fry both of Giles County has a Desier to forme
to gether In the Holy state of Matrimony
And these are to Request you to Grant them license
for that purpose you will Much oblige your
Test
John Smith
John White
Ham. Sec. off
Henry Fry

27 SEPTEMBER 1831

GILES COUNTY, VA

Agreement

Mary Sartain, widow of **John Sartain Dec^d** of **Giles Co., VA**, of the first part, and **James Brumfield** of **Lawrence Co, Ohio**, for himself and as attorney in fact for **Elijah Sartain** of **Gallia Co. Ohio**, and **Thomas Sartain** of Giles, of the second part. Mary is indebted to **Christian Snidow Jr.** and **William H. Snidow** as administrators of the Estate of John Sartain Decd. and those parties have brought suit against her and David Sartain her Security. The parties of the second part have agreed to pay said debt and have the suit dismissed. Mary agrees to give the parties "part all [sic] the personal property now in her possession Consisting of Horses cattle Hogs household and Kitchen furniture and farming utintials and everything that pertaineth to the premises of a personal kind negroes excepted, together with the increase of all the property whatsoever." The parties of the second part agree that Mary may keep all the property in her possession to enjoy the benefits so long as she lives or is able to manage the property. Signed: James Brumfield (his mark), Thomas Sartain (his mark), Mary Sartain (hir mark of a crooked vertical line). Witnesses: John Snidown, David Sartain. Proved at Giles October Court 1831. "This agreement between **Polly Sartain** James Brumfield & Thomas Sartain" acknowledged in the Clerk's Office, 28 September 1831 by Brumfield and T. Sartain, with John Snidow and David Sartain acknowledging the deed for Polly..⁴⁹⁹

COMMENT:

- Elijah Sartain is still in close contact with the Giles Co. family members.
- Lawrence County, OH, is adjacent to Gallia on Gallia's SW border; it is also across the river from Cabell Co., VA/WV.

29 APRIL 1832

GILES COUNTY, VA

Marriage bond

⁴⁹⁹ Giles Co., VA, Probate Book B: 28–29; accessed as FHL digital film 007645086.

M

Know all men by these presents that we Robert Mills
 and John Clendenin are held and firmly bound
 unto John Floyd Esqr Governor of the Com^{ty} of
 Virginia for the Term being and his Successors in
 office in the sum of one hundred and fifty dollars
 to which payment well and truly to be made to the
 said Governor we bind our selves our heirs Exors
 & adm^{rs} jointly & severally by these presents sealed with
 our seals & dated this 28th day of April 1832

The Condition of the above obligation is
 such that whereas there is an marriage shortly
 intended to be had & solemnized between
 Robert Mills & Rebecca Rinehart if there shall
 be no lawful cause to obstruct said marriage
 then the above obligation to be void Else to
 remain in full force & virtue

Test
 D French
 Robert Mills
 John Clendenin

Before David French, J.P., **Robert Mills** and John Clendenin post bond for Robert to marry **Rebecca Rinehart**. Samuel Mills is said to be Robert's father in the register, but the marriage bond file has no permission for his marriage.⁵⁰⁰

COMMENT:

This Robert should be Samuel's third son, who went on Samuel's list for the first time in 1831—i.e., aged 18, apparently born 1811–1812.

14 SEPTEMBER 1833

GILES COUNTY, VA

Land sale

William White and wife **Loviny** to **David White**, all of Giles, for \$90 cash in hand, sell 60 acres on S side of **Buckeye Mountain** and **waters of Bear Spring** [metes and bounds not copied; no neighbors named].

William White his C mark
 Loviny White her X mark

[Signed] William White, his C mark; Loviny White, her X mark.⁵⁰¹

⁵⁰⁰ Giles Co., VA, Register of Marriages, 1806–1870: 36; imaged, *FamilySearch* digital film 7490220. Giles Co., VA, Marriage Bonds [and Permissions], 1832, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490217 > image 87 of 740.

⁵⁰¹ Giles Co., VA, Deed Book E: 63.

COMMENT:

This is William, son of John Jr. and wife Nancy Copley, husband of Laviney Munsey, selling to his brother David who married Rhoda Munsey.

21 MAY 1835
GILES COUNTY, VA
Land purchase

James Wilson to Joseph W. Mills, both of Giles, sale for \$600, 300 acres on **Sinken Creak**, a branch of New River, adjoining lands of Daniel Tawney, Allen Taylor, Mary Jimes & William Nida. Acknowledged by Wilson before Robert M. Hutchison and Wm. H. Snidow, Justices of the Peace for Giles, 21 May 1835. Proved at Giles September Court via certificate of acknowledgement from Hutchison and Snidow.⁵⁰²

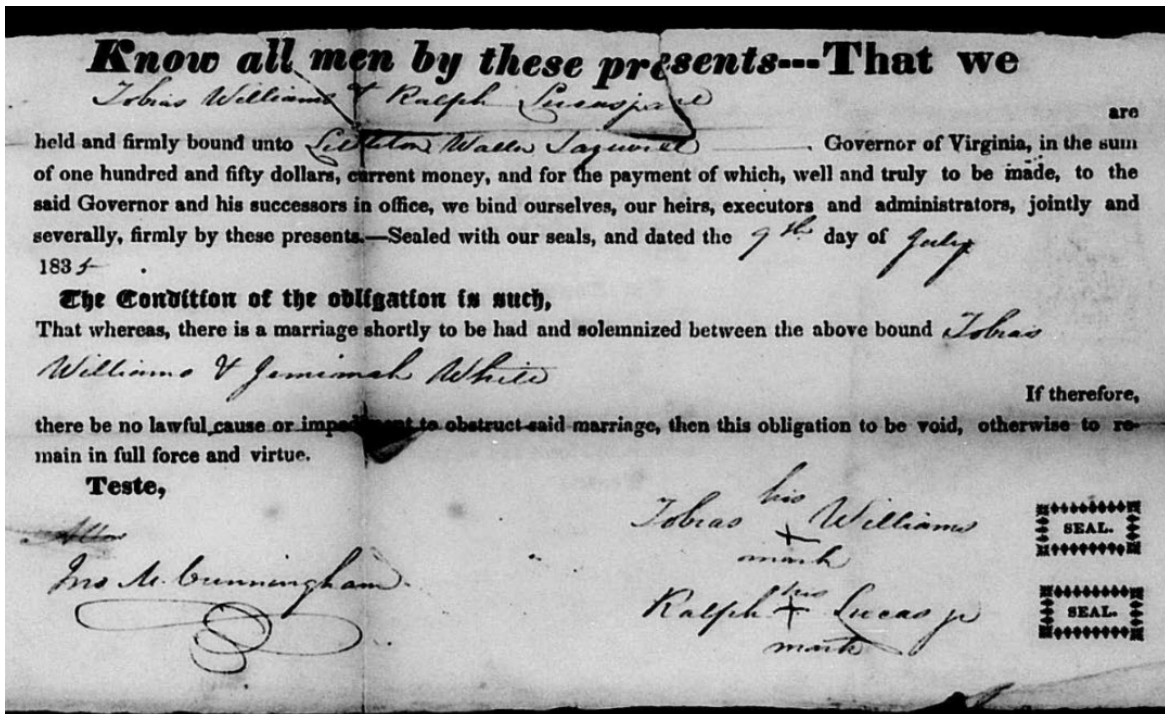
Margin note: Deed lifted by Adam Smith per written order of Joseph W Mills May 25, 1845.”

COMMENT:

This Joseph W. Mills was not a Giles native. He came in from Henry County, according to his descendants.

9 JULY 1835
GILES COUNTY, VA
Marriage

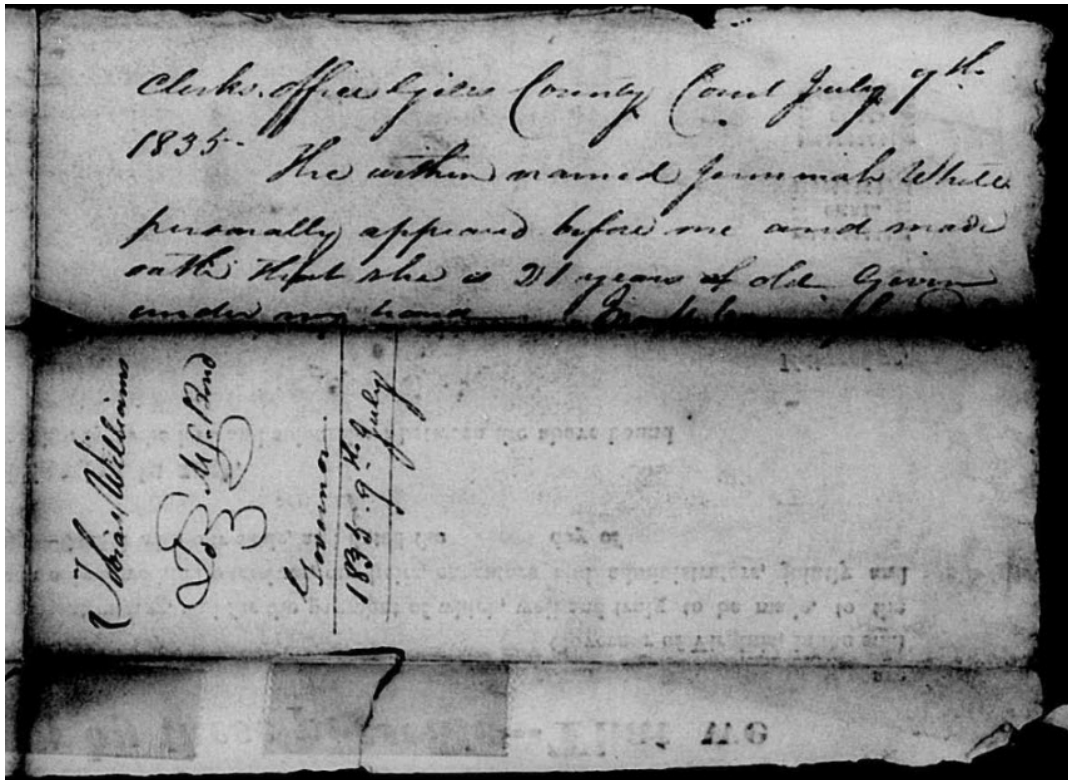
Tobias Williams (x) and **Ralph Lucas Jr.** (x) posted bond for Tobias to marry **Jemimah White**. Jemimah appeared and attested that she was of legal age.



COMMENT:

The Lucas association implies that Jemimah is a daughter of James White, a Lucas neighbor dating back to the 1790s.

⁵⁰² Giles Co., VA, Deed Book D: 577-78.



25 AUGUST 1835
GILES COUNTY, VA
 Land purchase

James T. Watson of the City of New York, James R. Kent, David Cloyd, and **Joseph Cloyd, exrs.** of deceased **Gordon Cloyd** of Montgomery County to **William White** of Giles. Sale for \$275 paid to Andrew Johnston, attorney in fact for the Cloyds, 300 acres being part of a survey of 80,000 acres granted to [see prior documents for Watson and Cloyd to James McLaugherty and **Eleonore White** et al. for fuller discussion of the land's origin]. The land conveyed to William White is described as

Beginning at a double Chesnut and Chestnut oak on an east point at the edge of a Chesnut flat and thence N 6° E 46 poles to a chestnut oak, N 37° E 50 poles to two black oaks and a white oak on a hill side, N 32° W 40 poles to a poplar chesnut oak and white oak, S 51° W 68 poles to three Chestnut oaks and one chesnut, S 12° E 60 poles to a black oak chesnut and poplar, S 46° W 72 poles to two chesnuts and a poplar, N 84° W 88 poles crossing a hollow to three chesnut oaks and chesnut near the **top of a ridge on Pearis's line** and with the same S 30° W 78 poles to two white oaks and hickory in said line and leaving it S 36° E 70 poles to two white oaks from one root, S 55° E 120 poles crossing **Spruce fork of Laurel Creek** at 100 poles to two white oaks in the mouth of a hollow, N 66° E 122 poles crossing a branch to a white oak in a **hill side**, N 60° E 14 poles to two white oaks on a **hil side**, N 87° E 22 poles to a chesnut oak on a rock an iron wood and white oak, S 70° E 46 poles crossing a branch to three white oaks on a point, N 18° E 20 poles to three white oaks in the fork of a grassy branch, corner to a **survey made for Gordan, Thomas, & David Cloyd and now owned by said White**, S 54° E 28 poles to three white oaks on a flat point and thence N 46° W 249 poles to the Beginning.⁵⁰³

⁵⁰³ Giles Co., VA, Deed Book D: 577-78.

COMMENT:

This William was the administrator of the estate of James White, father of the minor Eleonore White. He is the same William who married Editha White in 1816. As discussed above under the 1810 census, he should be the son of Benjamin and wife Ann Goodwin.

**12–13 NOVEMBER 1835
GILES COUNTY, VA**

Association.

“An Inventory of the Sales of the real and Personal Estate of Charles A. **Dingess** Decd.” Purchasers in sequence: Adam Meadow, William Smith, James **McClaugerty**, William Boling, John Walker, French Smith, Jesse Thomas, Jeremiah Jones, Garland **Fannon**, Moses E. Kear, William Alvis, Thomas Solesbury, Jeremiah Solesbury, Hiram Burgess, James Floyd McClaugerty, William Furgason, Giles Burdit, **Thomas White**, James Searer?, Guy D. French, **William Prince**, Henry P. Davidson, Stephen **Blankinship**, John **Garrison**, **Samuel Mills** (“pr Hackle 1.00, one corner cupboard $5.43\frac{3}{4} = 6.43\frac{3}{4}$), William Tiller, Berry Blankinship, Alexander Frazier, John Thomas, Parkison Shumate, Nap^o & U^m H French, Augustus W. Cole, Peter Boulton, Samuel Pack, Capt. T. Boyd, S. Clair French, Jacob Meadows, James Thompson, John Ensor, Philip P. Bailey, Rufus A. French, Jordan Meadows, Augustus W. J. Caperton, Israel Jones, **Samuel Mills** (“pr 1/9 of 1/2 of 200 acres of Land on **Harmans branch**, payable in 2 years), **John McCaugherty**, Joseph Alvis, John Garrison, **Joseph McKinney**, Arch^d Burditt, Gordan French, Thomas Little, Abraham **Garrison**, John P. Bailey, John Jones, William Milam, Andrew Thompson, Lorinzo D. Little, Charles Spangler, Arch. S. Clendenen, John Bailey, Thomas Kirk, James Bailey, Hugh McClaugerty, Elizabeth Smith, **Ben Dingiss**, Hiram Tracy, David McCommas, Wm. Smith, Guy D. French, William Smith.⁵⁰⁴

COMMENT:

Note that Samuel Mills and **John McClaugerty** are both present—the same John McClaugerty who married Sally Dingess. Sally died before her brother Charles, apparently leaving a daughter “Sally Mills” who, in 1824, chose Sally’s husband John McClaugerty, Esq., as the guardian of her inheritance. No document states the paternity of “Sally Mills,” but the only male resident in the county in the period of her birth was Samuel. (*Note*: One William Mills, apparently of Franklin County, has been placed in the neighborhood of Samuel Mills and John and Franky White in 1816–17, but he has not been placed in the county at the time calculated for Sally’s conception.

The 1/9 of 1/2 of 200 acres that Samuel purchased suggests that the deceased Charles A. Dingess (a) died in possession of one undivided half of a tract to which he was an heir or, less likely, one he bought in partnership with someone else; and (b) he had nine heirs who were to divide his property equally. That might be 9 children or 8 children and a widow who agreed to take a child’s part as her dower.

In any event, a man rarely bought 1/9 share of a piece of land—much less 1/9 of 1/2 share—unless there was a family connection and he could foresee buying the rest. Otherwise, he was spending money on what would certainly become a passel of problems. Online trees state, without evidence, that Charles Anderson Dingess married Sarah Farley and “Elizabeth White.”

If the latter were true, and if the widow chose a child’s share, then the most obvious connection to Samuel would be the widow. However, considering that Samuel was only a step-child in the White family, that does not explain his willingness to take on the problems of a 1/18 share—unless

⁵⁰⁴ Giles Co., VA, Probate Book B: 130–32; imaged as *FamilySearch* digital film 007645086.

- Elizabeth were a daughter of Frankey and John White, i.e., Samuel's half-sister; however, the 1810 census does not attribute a daughter to Frankey & Johnny's household; or
- Samuel was the father of Sally Mills by Charles Dingess's sister Sarah, in which case Samuel's reason for purchasing the 1/9 of ½ interest would be to provide for his daughter with a piece of her Dingess family land.

29 MARCH 1836

GILES COUNTY, VA

Land entry

"**James McClagherty & William White** by virtue of two warrants the first a land office Exchange treasury warrant for 3950 acres No. 2651 and dated the 18th Feb. 1834, 160 acres of which was assigned to them by Philip Lybrook assee. of John S. Crockett; the other for 1100 acres No. 12319 and dated the 3d day of March 1835 and the whole of which was assigned to them by Tolison Shumate. In the whole Enters 260 acres of land 160 by the former & 100 acres by the latter warrant at the **Three Knobs** on the top of a ridge then extending south east and south west for quantity."⁵⁰⁵

COMMENT:

This William, interacting with McClagherty, should be the husband of Editha and likely son of Benjamin—or, possibly, William Sr. of Monroe Co.

14 APRIL 1836

GILES COUNTY, VA

Mortgage

Reuben Garrison and **Naomi** his wife to **James McClagherty** of the second part and **William White** of the third part. Whereas Garrison is indebted to White for \$58.98 by a bond dated 14 April 1836, they convey land in trust to cover the debt. Land consists of 100 acres in Giles Co. on waters of **Brush Creek and East River**, adjoining John **Strailey** and Charles French, the land on which Garrison now lives. He is to remain in peaceable possession of the land unless he defaults on the debt and due interest. Signed by all parties. Acknowledgement and dower release before William Smith and John McClagherty 15 April 1836. Proved April court 1836.⁵⁰⁶

COMMENT:

This document is not indexed under White's name. I found it because it was filed immediately before a document executed by and indexed under White's name.

The clerk's copy of this document presents "signatures" of all four parties. Note, however, the document below, filed at the same time, on which William White supposedly made his "x" mark. This is yet another example of why one cannot assume, when confronted with two legal documents bearing the same name—one with a signature and one with an "X"—that two different men must be involved. That distinction might be argued if both documents are *originals*; it cannot be made when working with the "record copies" of documents made by clerks. Copying errors are rife.

23 APRIL 1836

GILES COUNTY, VA

Mortgage

William White (x), party of the first part, Alexander Mahood party of the second part, and Gordan L.

⁵⁰⁵ Giles Co., VA, Land Entry Book 1818–1853: 241; FHL microfilm 1928290 (item 2).

⁵⁰⁶ Giles Co., VA, Deed Book D: 685–87.

Jordan of the third part. Whereas White owes Jordan \$50

to be paid on or before 1 October 1836 he places in trust his 365 acres granted to John Grant on 23 November 1798, which White purchased from Adam Johnston and wife on 30 April 1828 (recorded Giles Book C: 446). He also pledges the following personal property: 2 cows, 12 hogs, 1 black mare, 11 head of sheep. William X'd, Mahood and Jordan signed. Exhibited in court and ordered to be recorded 23 April 1836.⁵⁰⁷

COMMENT:

This William, in the Jordan-Johnston-Mahood neighborhood, should be the William who was son of John H White and wife Nancy Copley.

5 MAY 1836

GILES COUNTY, VA

Land purchase

Hugh Williams and Tabitha his wife, and Joseph Williams, to James White, all of Giles. Sale for \$500 two tracts of land on the waters of Doe Creek, totalling 100 acres.

- First, land deeded in part to Joseph Williams by Jeremiah Willams, Dec'd in two different deeds
- The other bequeathed to the said Hugh Williams by the last will and testament of said Jeremiah Williams Dec'd.

Described as "Beginning at a sugar tree and spanish oak Corner to a tract of 19 acres patented to **Joseph Williams** and ..." [The metes and bounds consist of some two dozen calls; I'm not copying them all here.]

[Signed:] Hugh Williams X, Joseph Williams X, Tabitha Williams X. Certified by Ralph Lucas and William H. Snidow, magistrates, on 5 May 1836, attesting that they questioned Tabitha separately and she freely gave her consent.⁵⁰⁸

6 MAY 1836

GILES COUNTY, VA

Land sale

Hugh Williams and Tabitha his wife to Jacob White, all of Giles, for \$30, sale of land on waters of Doe Creek, granted to Jeremiah Williams by patent, 1 September 1821. [Metes and bounds not copied. Acreage not stated.] Bounded at one marker by "said Hugh Williams." [Signed: Hugh Williams X, Tabitha Williams X. Certified by Ralph Lucas and William H. Snidow, magistrates, on 5 May 1836, attesting that they questioned Tabitha separately and she freely gave her consent.⁵⁰⁹

COMMENT:

This Jacob is son James White of Salt Pond and Doe Creek—the man who, the day previously, had bought another part of Hugh William's land.

6 MAY 1836

GILES COUNTY, VA

Land purchase

John Lucas and wife Hannah, to James White, for \$1 paid by **James White**, acknowledge having sold to James White **one acre** on **Doe Creek** bounded as follows:

⁵⁰⁷ Giles Co., VA, Deed Book D: 685–87.

⁵⁰⁸ Giles Co., VA, Deed Book E: 3–5.

⁵⁰⁹ Giles Co., VA, Deed Book E: 1–2.

Beginning at three Chesnut stumps and running an E Course to the Creek, N with the Creek to the mouth of a **dry hollow**, and with the hollow so as not to touch the fence to the three stumps.

“To have and to hold the said tract or parcel of land to the use of him the said James White and his heirs forever; and the said John Lucas and Hannah his wife for themselves and their heirs will forever warrant and defend against the claims of all persons. [Signed:] John Lucas X; Hannah Lucas X.

Certified by Ralph Lucas and Wm. H. Snidow, magistrates, 6 May 1836, attesting that wife Hannah was separately questioned and freely gave her consent. Proved June Court 1836, Giles.⁵¹⁰

COMMENT:

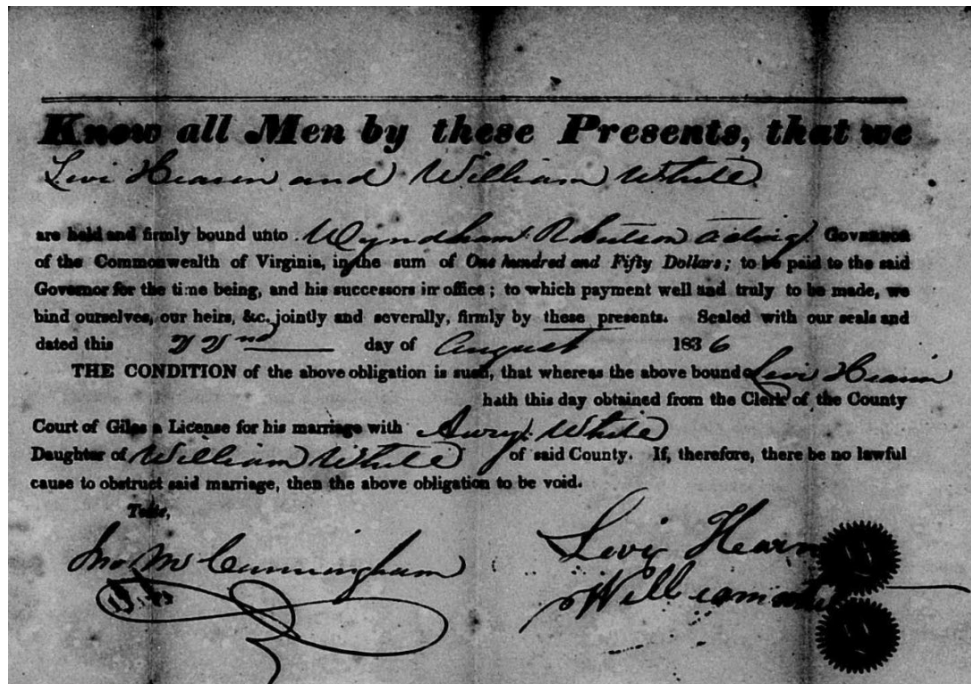
Could Lucas’s wife Hannah be née White? James White’s 1810 census entry implies he has three daughters who have not yet been identified.

Fisher’s *Marriages in the New River Valley* does not show a John Lucas marriage to any woman named Hannah. The 1840 census of Giles (“page 20th”) implies that the widowed Hannah & her late husband had married about 1821–25:

Hannah Lucas		1 female 30–40
	3 males 10–15	1 female 15–19
	2 males 5–9	1 female 0–4
	1 male 0–4	

22 AUGUST 1836
GILES COUNTY, VA
Marriage bond

Levi Hearin and **William White** posted bond for Levi to marry **Aury White**, daughter of William.⁵¹¹



⁵¹⁰ Giles Co., VA, Deed Book E: 3–4.

⁵¹¹ Giles Co., VA, Register of Marriages, **1806–1870**: 38; imaged, *FamilySearch* digital film 7490220 > image 46 of 250. Giles Co., VA, Marriage Bonds [and Permissions], 1836, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490217 > image 504 of 740

22 AUGUST 1836
GILES COUNTY, VA
Marriage

Achs. White to Elizabeth Mawles. No other data.⁵¹²

COMMENT:

Tax roll couplings suggest this Acles White is another son of John H. White and Nancy Copley.

22 OCTOBER 1836
GILES COUNTY, VA
Debt

"A List of accounts [*sic*] due the [estate] of **Ch[a]rles A. Dingess** Decd. ... **Samuel Mills** (\$2.21) ... **Reubin White** pd to McC (.62 ½), **Thomas White** D^o (1.00) ..."⁵¹³

COMMENT:

Samuel's farm would be cut away into Mercer County in 1837.

CA 1836
GILES COUNTY, VA
Estate sale

"An Inventory of Sales of **Isaac Chapman's** Personal Estate. [Very lengthy. He was a wealthy man with 40-50 slaves]. ... **John White** (one Table \$2.61). Proved 14 October 1836 by John Chapman, Wm. Chapman, and David J Chapman.⁵¹⁴

COMMENT:

This John White should be John H (wife Nancy Copley) who lived in the Chapman neighborhood.

JANUARY 1837
GILES COUNTY, VA
Day book entries

John White Dr January 1837

To putting Steel in axe	,42	
& putting steel in axe & find	.62 ½	
Cr 25 cts to putting steel in little axe & finding	.37 ½	Total \$1.42 ⁵¹⁵

28 FEBRUARY 1837
GILES COUNTY, VA
Land sale

William White to David Oney, both of Giles Co. Sale for \$35 cash in hand, 147 acres by survey dated 30 June 1836 in Giles Co. "Beginning at a white Oak and black oak on the line of the **Chapman Tract** and also on a line of an **18,000** acre tract ..." [rest of metes & bounds not copied, reference to a ridge and a riverbank, but river is unnamed]. Signed: William White his X mark. Certified by John Kirk and John Peck, magistrates, proved August court 1837, Giles.⁵¹⁶

COMMENT:

⁵¹² Giles Co., VA, Register of Marriages, 1806–1870: 38; imaged, *FamilySearch* digital film 7490220.

⁵¹³ Giles Co., VA, Probate Book B: 134; imaged as *FamilySearch* digital film 007645086.

⁵¹⁴ Giles Co., VA, Probate Book B: 160–64; imaged as *FamilySearch* digital film 007645086,

⁵¹⁵ David French Day Book 2, 1835–37, 128; FHL microfilm 1928291 (item 3); citing original at "Virginia State Library."

⁵¹⁶ Giles Co., VA, Deed Book E: 238–39.

See 23 February 1819 above for the Henley Chapman Tract formerly owned by Thomas H. Napier, adjoining the 18,000-acre grant. This William would be the son of John Jr. and Nancy Copley.

3 MARCH 1837
GILES COUNTY, VA

Marriage

William Mills to Marila Purdue. No parents shown, nor other data.⁵¹⁷

COMMENT:

This should be Samuel's second-born son.

FEBRUARY 1838
GILES COUNTY, VA

Land purchase

"**Nancy Williams**, widow, & **John K. Williams** and **Jane his wife**, and **Isaac Williams**, "Legatees all" of Giles County, to **James White** of the same. Sale for \$300 cash in hand, 4 tracts of land containin 88½ acres more or less, lying on Doe Creek or its waters. Adjacent landowners to tracts 1 and 2: **Andrew Williams, Daniel Collins, Randolph Lucas**. Tract 3, 25 acres was deeded by **Jeremiah Williams & Mary** his wife on 4 November 1820, adjacent to land deeded by Jeremiah to Joseph Wills. Tract 4 had been deeded by **Randolph Lucas & wife Patience** adjoining **Maddins** line, **Christian Smith, Jeremiah Williams, Jacob Smith**. [Metes and bounds not copied.] Signed by all four sellers. Certified by Ralph Lucas and Isaac Epling, Magistrates, who attested that Jane Williams had appeared before them separately and acknowledged her consent to the sale.⁵¹⁸

MAY 1838
GILES COUNTY, VA

Day book entries

David White Dr

To 1 new hare	[harrow? Hoe?]	.38 ½	Total \$1.42 ⁵¹⁹
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COMMENT:

This David should be the son of John H White and wife Nancy Copley.

1 JULY 1839
GILES COUNTY, VA

Association

Settlement of the estate of **Johnathan Toney** ... By Paid Note to [Long list] ... **Cornelius White \$5.50.**

"To cash recd of ... **William White (.60)** ... **Robert Mills (10.30)**, **Samuel Mills (6.56)** ... **Ths White (.75)**⁵²⁰

COMMENT:

This Jonathan Toney was the son of John Toney for whom William Mills witnessed the Toney-Conner and Toney-Crawford leases of 1816 and/or 1817. In 1819, John turned over his land to Jonathan, who apparently did not buy land elsewhere. Together, these two records document common associates between William Mills of 1816–17 (who named sons Samuel, Robert, and James H.) and Samuel Mills (who named sons William and Robert and James H.).

⁵¹⁷ Giles Co., VA, Register of Marriages, 1806–1870: 39; imaged, *FamilySearch* digital film 7490220.

⁵¹⁸ Giles Co., VA, Deed Book E: 350–51.

⁵¹⁹ David French Day Book 2, 1835–37, 128; FHL microfilm 1928291 (item 3); citing original at "Virginia State Library."

⁵²⁰ Giles Co., VA, Probate Book B: 177–81; imaged as *FamilySearch* digital film 007645086.

Robert and Samuel Mills by 1839, had been cut away into the new county of Mercer. Clearly, their land lay very near the Mercer-Giles line; hence, their appearance at the Toney sale in Giles.

1 JUNE 1840
GILES COUNTY, VA
 Census

COMMENT:

For the first time, the federal census of Giles is essentially in neighborhood order. Names have not been rearranged and alphabetized.

(p. 253, double-page, numbered at right, begin line 1)

Joseph Snodgras

George Barnet

Isaac Burton

Thomas Moles [His daughter Elizabeth m. Accles White, son of John H. "Jack" White & Nancy Copley]

James Stanley

John Morgan

George Loucks

Elijah Hodge

David Oney

Charles Diamond

Mary Ann Hodge

Thomas White	1 male 30-40	1 female 30-40	10 in household
	2 males 10-15	1 female 15-20	
		1 female 10-15	
		1 female 5-10	
		3 females 0-5	

Margaret Young

Edward Morgan

David White	1 male 30-40	1 female 30-40	
	2 males 5-10	1 female 5-10	
	1 male 0-5	1 female 0-5	

Edward Stafford

William Lindsey

Whitney Lindsey

(skip 13 to end of page)

COMMENT:

David and Thomas are sons of John H., below.

(p. 258, double-page, numbered at right; begin line 21)

John Caldwell (S A)

Francis Anderson

John H. White	1 male 70-80	1 female 50-60	13 in household
	1 male 30-40	3 females 20-30	3 in agri
	1 male 20-30	1 female 15-20	
	3 males 0-5	2 females 0-5	

Jacob Shell

John Millirons
 Christina Croy
 Henry McCoy
 Henry Caldwell
 Henry Diamond
 Christian Snidow
 William H. Snidow

(p. 262, double-page, numbered at right; begin line 1)

Jacob Snidow
 Pleasant Webb
 George Snidow

Jacob White	1 male 30–40	2 females 20–30	7 in household
	1 male 10–15	1 female 10–15	2 in agri
		1 female 5–10	
		1 female 0–5	

COMMENT:

Jacob is son of James who is clustered below with his other son Adam White.

Jeremiah T. Williams
 John P. Williams
 James Albert
 Robert Lumpkin
 Rhoda Minner
 Margaret Williams
 John M. Williams

James White	1 male 70–80	1 female 60–70	7 in household
	2 males 20–30	2 females 20–30	4 in agri
	1 male 15–20	1 female 5–10	
		1 female 0–5	
Adam White	1 male 40–50	1 female 30–40	7 in household
	1 male 0–5	2 females 10–15	1 in agri
		1 female 5–10	
		1 female 0–5	

John Farley (LM)
 Ancess Williams
 Ralph Lucas Jr.
 Hannah Lucas
 Esaw Lucas
 (Skip 13 to end of page)

(p. 266, begin line 12)

Miles K. Lucas
 Pleasant Williams
 Arafasid Key
 B. W. Wingo
 James F. Williams
 James Williams

Abram Williams

Isaac White	1 male 20–30	1 female 20–30	6 in household
	2 males 5–10	1 female 0–5	1 in agri

COMMENT:

This Isaac was also the son of James White, above.

George Mannon

James Wiley

William Wiley

Edmund Shumate

James F McLaugherty

Joseph Cantebury

Daniel A. Fry

Jacob B. Moorman

John Wingo

John B. Williams

Nancy Williams

John Snidow Senr.

COMMENT:

None of the descendants of either Benjamin & Ann White or John Sr. & Frankey White remain in Giles. Those I have found elsewhere this year are as follows:

Mercer (p. 7 penned at top left of double page)

[John McLaugherty is at line 16]

- Robert Mills (son of Samuel Sr.), line 22
- Samuel Mills Sr., line 23
- William Mills (son of Samuel Sr.), line 25
- David Mills (son of Samuel Sr.), line 26

Mercer (p. 8)

- Samuel Mills Jr., line 17

Mercer (p. 11)

- William G. White (son of Cornelius, proposed son of Benjamin), line 4
- William White (proposed son of Benjamin), line 6
- Cornelius White (proposed son of Benjamin), line 7; also in Mercer's county seat in 1850: constable Benjamin, aged 20)
- Mickey White (widow of James, the proposed son of Benjamin), line 19
- Reuben White (proposed son of John Sr.), line 20

Logan

- Benjamin W[esley] (aged 30–40), p. 3, line 23
- Mary, p. 7, line 7 (aged 30–40, with male 15–20 and male 20–30). She remains unidentified, but her proximity to Micajah below suggests she belongs in this family. This census mangles many households. Possibly this Mary White of 1840 is the widow of Benjamin's proposed son John who, assuming he did not die, left Giles after the 1824 roll. Equally possible, she is an unmarried daughter of Benjamin. She appears to be the Mary White of 1860 Logan County, aged 63, living with a younger Wesley White, aged 32, and his family.

- Micajah G., p. 7, line 11 (said by descendants to be Micajah Goodwin White, son of Benjamin and wife Ann Goodwin). In 1850 Boone Co. he is aged 40 with son Benjamin. In 1860 Boone he is aged 48, said to be born in Giles Co. with children born in Logan Co. and wife born in Kanawha. Born 1810–12, his birth appears to have been after the 1810 census that does not have enough males to include him.
- Wesley (not found in 1840; in 1850 he is enumerated as Benjamin W. White, 48, wife Sarah, sons Benjamin H. 13, and Cornelius, 8. In 1860 Logan, he is said to be 58, with wife Sarah and sons Benjamin H. 23, and Cornelius, 18. By implication, he is the Benjamin W. enumerated in Logan County, aged 30–40.

4 SEPTEMBER 1840

GILES COUNTY, VA

Land sale

Tunis Muncy & Rhoda his wife of the County of Wythe, **Samuel Muncy & Elizabeth his wife, John Conley & Polly his wife,** and **David White & Rhoda his wife** of Giles, heirs and legatees of Halton Muncy Dec'd ... to **Skidmore Muncy** of Giles for \$100, sell the 1/11 part that each of them holds to a tract of 100 acres granted 22 June 1786 to Richard Morgan in Montgomery County, on **Watery Branch** of **Walker Creek**; and 75 acres granted to Holton Muncy 12 August 1805 on "an East branch of **Walker's Creek**, adjoining James Staffords & Mary Frith. [Metes and bounds not copied.] Samuel, Elizabeth, and Tunis Munsey all signed. Rhoda Muncy, John and Polly Conley, and David and Rhoda White all X'd.⁵²¹

9 JUNE 1841 [CERTIFICATION DATE]

GILES COUNTY, VA

Personal tax roll

Semi-alpha by first letter of surname. No list dates.⁵²²

[consecutive entries]

Mills, Joseph W. 2 whites, 1 slave 12–16, 4 horses, .90 15 April

COMMENT:

William Mills, son of Samuel, is no longer taxed in the county. His Perdue in-laws remain.

13 NOVEMBER 1841

GILES COUNTY, VA

Land purchase

Anderson Williams (x) and Madison Williams, (x) heirs and legatees of **Andrew Williams** decd., now of Fayette Co., Virginia, to **James White** of Giles. Sale, for \$10, of several tracts of land: 50 acres, 20 acres, 10 acres, 3.5 acres, all lying on **waters of Doe Creek** bounded by lands of **Randolph Lucas, John B. Williams, William B. Hutcheson, Robert Lumpkins,** and **James White.** [Metes and bounds not given.] Certified 13 November 1841 by William Blake and Oliver L. Waite, justices of the peace in Fayette Co., Va. Proved 22 May 1843, Giles County court. Marginal note: "Deed lifted pr Order of James White this 19th day of June 1843."⁵²³

5 FEBRUARY 1842

GILES COUNTY, VA

Land purchase

⁵²¹ Giles Co., VA, Deed Book F: 236–37.

⁵²² Giles Co., VA, 1840 personal tax roll; imaged *FamilySearch* digital film 007849123.

⁵²³ Giles Co., VA, Deed Book F: 374–75.

John Albert to **James White**, both of Giles. Sale for \$1000, 304 acres [very lengthy metes and bounds not copied; see the deed of 5 August 1843, below. Signed: John Albert. Certified 5 February 1842 by William H. Snidow and Reuben F. **Watts**, Magistrates. Proved Giles Co. Court February term 1842.⁵²⁴

5 FEBRUARY 1842

GILES COUNTY, VA

Deed of trust

James White is indebted to **John Albert** and gives a deed of trust to be held by **Philip Lybrook**. Sum: \$1000, for which White executed his notes on 5 February 1842: \$100 due 1 September 1842; \$100 due 1 March 1843; \$200 due 1 September 1843; \$200 due 1 September 1844; \$200 due 1 September 1846. To secure the debt, for \$1 paid by Lybrook, he gives a deed to 304 acres [very lengthy metes and bounds not copied; see the deed of 5 August 1843, below]. Signed: James White, Philip Lybrook, John Albert. Certified 6 February 1842 by William H. Snidow and Reuben F. **Watts**, Magistrates. Proved February term 1843, Giles County court.⁵²⁵

15 FEBRUARY 1842

GILES COUNTY, VA

Marriage

“**White, Preston** (s/o James White) & **White, Julia** (d/o Thomas White).”⁵²⁶

COMMENT:

This James is James Sr. of Salt Pond and Doe Creek. Thomas, father of the bride, is Preston’s first cousin. Thus the bride and groom are first cousins, once removed.

5 MARCH 1842

GILES COUNTY, VA

Land sale

Adam M. White to **Absalom Fry** of the second part and **James Albert** of the Third Part. James Albert has this day entered into a bond executed to Rufus A. French as the Security of said **Adam M. White** in the sum of \$25.75, payable six months after date. To secure Albert against losses, White makes a deed of trust to Fry for 70 acres “which was given to the said Adam by his father **James White** but for which no deed has as yet been executed; also 25 acres that tract, which was purchased by the said Adam from his father at \$75; also the following personal property: one heifer, one Sow & four Shotes, one hand plough, one bull tongue, three hoes, three sheep, one Cutting knife & lox?, one mowing Scythe. All three parties signed.⁵²⁷

27 AUGUST 1842

GILES COUNTY, VA

Land sale

James White Sr and **Mary** his wife to **Preston C. White** and **James White Jr**, all of Giles. Sale for \$1000, 304 acres on Doe Creek “the same more or less 300 acres the greater portion thereof is a part of a tract of 950 acres granted to **John Lybrook** by patent 27th November 1804. Four acres, the residue, being part of a tract of 70 acres granted to said John Lybrook on 17 July 1816 which land was devised to be sold by

⁵²⁴ Giles Co., VA, Deed Book F: 217–19.

⁵²⁵ Giles Co., VA, Deed Book F: 213–16.

⁵²⁶ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 254.

⁵²⁷ Giles Co., VA, Deed Book F: 241–42.

the last will and Testament of John Lybrook decd, and [subsequently] sold to **James White Se^r**. Both James and Mary made their X's. "Deed lifted by James White Junr. June 24th 1844."⁵²⁸

COMMENT:

In 1844, Preston and wife sold their half of the land to "James H. White" saying it had been conveyed to them by "James White." That James H. of 1844 is clearly the man called "James White Jr." in this 1842 document.

2 JANUARY 1843

GILES COUNTY, VA

Marriage bond

Floyd White, with Landon Duncan as surety, posted bond to marry **Rhoda Duncan**, daughter of Landon.⁵²⁹

COMMENT:

My research to date does not suggest parents for Floyd.

MAY 1843

GILES COUNTY, VA

Association

"A List of Notes, assc's &c up solvent persons belonging to the firm of J. & W. **Chapman**. ... **John White** [due] 25th February 1829 (\$1.32)."⁵³⁰

COMMENT:

The notes on this list range from 1829 to January 1842. White's is the oldest note. There's a much longer list of insolvent debts going back to 1845.

5 AUGUST 1843

GILES COUNTY, VA

Land sale

James White and **Polly** his wife to **James Albert**, all of Giles. Sale for \$1200, 314 acres "imbracing all the land sold to him by **Joseph Williams** as also all the land conveyed to him by the representatives of **Andrew Williams Deceased**. Lying in Giles Co. on **Doe Creek** [very lengthy metes and bounds not copied]. Reference to **Robert Lumpkins** line, land "formerly owned by **Jacob Smith** ... land formerly owned by Christian Smith "a field near William **Lucas'** house ... 25 acres deed to said **White** out of the 92 acres." Signed: James White, Polly White. Certified 5 August 1843 by William H. Snidow and George W. Brown, Justices, who attested that they had questioned Polly separate from her husband and she gave her consent.⁵³¹

21 OCTOBER 1843

GILES COUNTY, VA

Land sale

Thomas White and **Aggy** his wife, to **James Young**, 44 acres on **waters of Bear Spring, waters of New River**, adjacent to a spur of **Gap Mountain**. [Metes and bounds not copied.] Signed: Thomas White his X

⁵²⁸ Giles Co., VA, Deed Book F: 310–11.

⁵²⁹ Giles Co., VA, Marriage Bonds [and Permissions], 1843, unindexed, unnumbered, rough chronological order; imaged, *FamilySearch* digital film 007490218 > image 260 of 717.

⁵³⁰ Giles Co., VA, Probate Book B: 318–23; imaged as *FamilySearch* digital film 007645086.

⁵³¹ Giles Co., VA, Deed Book F: 413–15.

mark; **Agness White**, mark "4". Certified 21 October 1843 by John Kirk & Ralph Lucas, Justices. Proved 25 March 1844, Giles Court.⁵³²

COMMENT:

Thomas White married Agnes Bradley, by bond dated 30 January 1822. See above.

17 JULY 1844

GILES COUNTY, VA

Land sale

Preston C. White and **Julia**, his wife, to **James H. White**, for \$300, 304 acres "adjoining the lands of **William H. Snidow, William Moser & others**. It being the land conveyed to the said Preston C. White and James H. White, by James White, by Deed ... admitted to record. The interest of said Preston C. White being the one half of said survey of 304 acres. Both Preston and Julia signed." Certified 17 July 1844 by William H. Snidow and George W. Brown, magistrates who attested that Julia was questioned separately and consented. "Deed lifted by James H. White the 19th October 1846."⁵³³

30 JULY 1844

GILES COUNTY, VA

Land sale

James H. White to **Edward Williams**, sale for \$300, 154 acres on Waters of **Doe Creek**, adjoining the head of **Young's Spring**. [Metes and bounds not copied. Origin of land not stated.] Signed: James H. White {seal}. Certified 30 July 1844 by Wm. H. Snido and G. W. Brown, Justices of the Peace. Proved 26 August 1844 Giles County Court.⁵³⁴

COMMENT:

No wife's participation. See James H.'s marriage below to Mahala Ferrell.

15 FEBRUARY 1845

GILES COUNTY, VA

Land purchase

John Albers to **James H. White**, both of Giles, sale for \$1.00, 3 acres on **waters of Doe Creek**, granted to John Albert 30 September 1842, adj. corner to **William H. Snidow**. Certified 15 February 1845 by William H. Snidow and Martin P. Emmons, Magistrates. Proved 24 February 1845, Giles County Court.⁵³⁵

26 APRIL 1845

GILES COUNTY, VA

Land sale

James H. White for \$100 paid by **William Moser**, sells 36 acres "32¼ Acres thereof being a part of a survey of 950 acres granted to **John Lybrook** ... 27 November 1804; 3¾ acres the residue is a part of a survey of 70 acres granted to John Lybrook on the 17th July 1816 ... on both sides of **Doe Creek**. [Metes and bounds not copied.] Certified 26 April 1845 by Isaac Epling and Ralph Lucas, magistrates. Proved 26 May 1845, Giles County Court.⁵³⁶

24 MAY 1845

GILES COUNTY, VA

⁵³² Giles Co., VA, Deed Book G: 13.

⁵³³ Giles Co., VA, Deed Book G: 62–63.

⁵³⁴ Giles Co., VA, Deed Book G: 55–56.

⁵³⁵ Giles Co., VA, Deed Book G: 101.

⁵³⁶ Giles Co., VA, Deed Book G: 138–39.

Marriage

Andrew White to Mary Wiley. No other data.⁵³⁷

COMMENT:

My research to date does not suggest parents for Andrew.

13 AUGUST 1845

GILES COUNTY, VA

Land purchase

Stephen Trinkle of Pulaski County to **David White** of Giles. Sale for \$150, 117 acres “being a parcel of land granted to Henry Trolinger, deceased ... being ... on the N fork of **Kimberling’s fork**, a branch of **Walkers Creek**, the waters of New River ... [metes and bounds not copied]. Stephen Trinkle and wife Sally made their X’s. Acknowledged by the Trinkles 13 September 1845 in Pulaski County before John D. Howe and John Caddall, Justices of the peace, who attested that they had questioned Sally separately from her husband. Proved Giles Court 27 October 1845.⁵³⁸

12 MAY 1846

GILES COUNTY, VA

Marriage

“White, James H. & Ferrell, Mahala (d/o Hugh D. Ferrell).”⁵³⁹

COMMENT:

This James H. is son of James Sr. of Salt Pond and Doe Creek, according to the deeds above by which (a) James Sr. gave land to sons James and Preston; and (b) Preston C. sold his half to his brother James H.

20 APRIL 1846

GILES COUNTY, VA

Marriage

“White, Levi H. & White, Rachel (d/o John H. White).”⁵⁴⁰

COMMENT:

Tax rolls place Levi in the James White cluster. As a son of James, he would be marrying his first cousin.

31 JULY 1846

GILES COUNTY, VA

Land sale

David White and **Rhoda** his wife to **George Hetherington**. Sale for \$100 & ____, 65 acres on the **Waters of Bear Spring**, “being the land Conveyed by **William White & wife** to the said **David White** by deed bearing date” 14 September 1833 [metes and bounds not copied. [Signed:] David White his X mark; Rhoda White her X mark. Certified 1 November 1847 by Thomas Shannon and Edward Johnston, justices of the peace who attested that “Rhody” was examined separately and agreed to the sale.⁵⁴¹

⁵³⁷ Giles Co., VA, Register of Marriages, 1806–1870: 40; imaged, *FamilySearch* digital film 7490220.

⁵³⁸ Giles Co., VA, Deed Book G: 175–76.

⁵³⁹ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 254.

⁵⁴⁰ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 254.

⁵⁴¹ Giles Co., VA, Deed Book H: 202–3.

4 MARCH 1847

GILES COUNTY, VA

Land sale

James H. White and **Mahala** his wife to **William Williams**, all of Giles, sale for \$400, 114 acres on Waters of Doe Creek, described as

Beginning at a white oak on the side of a hill S 18 E 12 poles (supposed to Doe Creek [*sic*] and up Doe Creek with the several courses to the line of **Philip Lybrook's** land, N 22½ E 40 poles (supposed to a white oak and with the lines of Philip Lybrook's land to the division line of **Edward Williams** and with said division line across the survey to a black Oak S 16 poles (supposed to a chesnut oak, and black oak sapling and thence with the several courses of the deed made by the executors of **John Lybrook** decd. to **Josiah J. Lumpkin** to the Beginning.

Land is taken out of the tract of 304 acres deeded by the said executor of John Lybrook to said Lumpkin and two acres and some poles was deeded by **William Mores** to said **James H. White**. [Signed]: James H. White, Mahala White. Certified 4 March 1847 by Ralph Lucas and Wm. H. Snidow, Justices of the Peace, who attested that they had examined Mahala separate from her husband and that she consented to the sale. Proved 27 September 1847 in Giles Court.⁵⁴²

19 MAY 1847

GILES COUNTY, VA

Will

"I, **John H. White** do hereby make my last will and Testament in manner and form following, that is to say: Do will to **Nancy White my wife** all my land and property [during] her lifetime for maintenance and after her death the said land and property shall return to **Sally** and **Nancy White** my two daughters and **Robin White** my sun [*sic*] also Sally and Nancy and Robin White must maintain Nancy White my wife [during] her lifetime, the said Sally and Nancy and Robin White must pay the rest of the airs [*sic*] one dollar each at the death of Nancy White my wife. And lastly I do constitute and appoint my friend **James H White** executor of this my last Will & Testament hereby revoking all other or former Wills or Testaments by me heretofore by me made. In witness whereof I have hereunto set my hand and seal May 19th 1847. John H. White (his X mark). Test. George Jordin, Washington Bish." Proved in court of Giles June 28th 1847 by oaths of George Gordan [*sic*] William? White & Washington Bish.⁵⁴³

11 SEPTEMBER 1847

GILES COUNTY, VA

Deed

Nancy White, widow of John H. White, Decd., **Robert White, Sally White** [*sic*] and **Nancy White, children** and heirs of John H. White, decd. of Giles Co., to Hugh D. Ferral of same. Whereas the said John H. White by his will left 100 acres to "wife Nancy during her natural life and then to his son Robert & his two daughters Sally & Nancy, the parties have mutually agreed" to sell the land to Ferrel for \$60 ... land at **Gap Mountain**, described as

Beginning at a black oak and chesnut locust on a hickory on the **Gap Mountain**, then N 26 W 40 poles to two gums, S 6 W 96 poles to a white oak and red oak and two dogwoods, S 40 E 60 poles to a black oak and chesnut oak, N 64 E 96 poles to the beginning.

⁵⁴² Giles Co., VA, Deed Book H: 76–77.

⁵⁴³ Giles Co., VA, Will Book B: 494; imaged as *FamilySearch* digital film 007645086.

Property is sold “with a privilege of taking stone and timber any where with a parallel line to the top of the Gap Mountain.” Signed: Nancy White, Robert White, Nancy White, Sally White. Acknowledgment on 11 September 1847 by the four Whites before Isaac **Epling** and Robert Payne, magistrates of Giles Co. Presented [by the magistrates] at Giles Court 27 March 1848 by oath of the magistrates.⁵⁴⁴

COMMENT:

In 1845, above, Hugh D. Ferrell’s daughter Mahala married James H. White, son of James of Salt Pond and Doe Creek. Now, Ferrell is buying land from James White’s brother’s widow.

“The privilege” comment suggests that Nancy and her children planned to stay in the area and would need the stone and timber for a new home, barn, chicken house, etc.

The 1840 census has only one John H. White in Giles, with the following data.⁵⁴⁵

1 male 70–79	1 female 50–59	4 cannot read or write
1 male 30–39	3 females 20–29	3 employed in agriculture
1 male 20–29	1 female 15–19	
3 males 0–5	2 females 0–5	

11 SEPTEMBER 1847

GILES COUNTY, VA

Marriage

“**White, John H. & Miller, Permelie.**”⁵⁴⁶

18 SEPTEMBER 1848

GILES COUNTY, VA

Marriage

Henry W. Holstine to Mary H. Mills. Joseph H. Holstine, father. No other data.⁵⁴⁷

8 JANUARY 1849

GILES COUNTY, VA

Marriage

“**Martin, James W. & White, Mary Adeline** (d/o Adam M. White).”⁵⁴⁸

19 DECEMBER 1849

GILES COUNTY, VA

Land purchase

Jacob Taibor and Elizabeth his wife of Montgomery Co. to **James H. White** of Giles Co. Sale for \$600, 299 acres on waters of **Spruce Run**, a branch of New River, adjoining Tarbor [*var.* Laibor], land he purchased from **McCoy**, running up to “top of **Gap Mountain on the line between Giles and**

⁵⁴⁴ Giles Co., VA, Deed Book H: 152–53.

⁵⁴⁵ 1840 U.S. census, Giles Co., p. 257 verso, line 23, living in this sequence: Catharine Epling, Henry Hodgess, William Rutledge, Travis Rutledge, McHenry Rutledge, Mary Caldwell, Levi H. Vaught, Andrew Kissinger, John Caldwell (A), Francis Anderson, WHITE, Jacob Shell, John Millirons, Christina Crry?, Henry McCoy, Henry Caldwell, Henry Deamond, Christian Snidow, William H. Snidow.

⁵⁴⁶ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 254.

⁵⁴⁷ Giles Co., VA, Register of Marriages, 1806–1870: 42; imaged as *FamilySearch* digital film 7490220.

⁵⁴⁸ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 152; citing “Giles Bonds.”

Montgomery Counties.” [Metes and bounds not copied.] Certified 19 December 1848 by Robert Gardner and William Wade, Magistrates. Proved 24 December 1849, Giles Court.⁵⁴⁹

25 DECEMBER 1855

GILES COUNTY, VA

Marriage

“Wicklaine, Jonathan (s/o Jonathan & Hannah Wickline) & **White, Martha** (d/o Adam & Polly White).⁵⁵⁰

⁵⁴⁹ Giles Co., Deed Book H: 422–23.

⁵⁵⁰ Therese A. Fisher, *Marriages in the New River Valley, Virginia: Montgomery, Floyd, Pulaski, and Giles Counties* (Westminster, MD: Heritage Books, 2008), 256; citing “Giles Marriages.”