

would not then be gotten, and he also swears that since that time he has not had time ~~see~~ it in his power to ~~procure~~ the ~~procure~~ the ^{copy} but has been informed by his attorney ~~that~~ ^{that} he came to court that Gen Luyth had written to him a few days ^{informing him} ago that he had a copy which he would permit to be made use of if the want of it would not be supplied but that to make it valid some proof from Virginia respecting the attestation of the clerk who certified it was necessary, which proof if it should be necessary this deponent believes he shall be able to procure before the next term.

This deponent ~~further~~ swears that he believes it necessary in order to obtain a fair trial that there should be a survey ~~of~~ of the land in dispute that this respondent claims agreeable to the old lines and corners marked and known to be made at the time the land was run out by the patentee to obtain his patent. That no survey was made and as this deponent supposes no return ~~would~~ of ~~the~~ ~~lines~~ a plot agreeable to those lines, but that only one survey was made of the courses and distance mentioned in the patent without regard to those lines

Sworn to in presence

Wm. Stanley for Hooke

James D Phillips
his mark

377-(464) Deed from William Crawford & Thomas Wishart of Virginia as surviving excrs of Lewis Conner dec'd late of Norfolk Co in Virginia to William Dry esquire of Brunswick in North Carolina. 9 May 1764. £500 proclamation.

Sd Lewis in his will 25 Oct 1753 empowered the sd William Crawford & Thomas Wishart, with Samuel Bush, Samuel Bush Jr, & John Swann attorney, since dec'd, to sell all of sd Lewis Conner's lands in North Carolina.

The sale of 2 tracts: 1 tract containing 5860 acres granted by the deputies of the late Lords Proprietors by deed dated 9 Apr 1730 on or near the head of Nuce River in Onslow Co; the other tract containing 500 acres granted to sd Lewis Conner by the deputies of the late Lords Proprietors by deed 9 Apr 1730, on the north side of Nuce River & on the south side of Contentney Creek.

Excepted were the lands claimed by Samuel Johnston dec'd late of Poplar Springs which were within the limits of the sd 4860 acres; Alexander Emsley esqr of Chowan Co had power of attorney from sd William Craford & Thomas Wishart as by document dated 21 Sep 1758.

Wit: Samuel Johnston. Proved 10 May 1764 before Chas Berry. *[Note: A note added to the deed mentions the within 5000 acres.]*

378-(466) Deed from John Rice gentleman of Craven Co to William Dry of Cape Fear. 9 May 1764. £150 proclamation. Several tracts:

196 acres as by patent dated 18 Nov 1738, on the north side of Nuse & north side of Honeyton Creek;

109 acres then in Craven Co but now in Dobbs, as by patent dated 27 Sep 1754, on the north side of Briery Branch;

640 acres as by patent dated 5 Mar 1746 on the north side of Nuce River, joining the mouth of a creek.

Wit: Robert Ellis, John Davis. Proved 11 May 1764 before Chas Berry.

379-(470) Deed from Mark Herford to Bond Veal planter of same. 1 Jan 1763. £10 proclamation. 85 acres which was part of a tract granted to John Tindell 20 Nov 1739, joining James Ball, the head of Cabbin Creek, sd Samuel Tindell, Tindells Creek, Chappel Creek; but reserving 1 acre for the use of the chapel. Wit: James Willcocks Sr, William Willcocks Jr. Proved Apr Ct 1764. Pet Conway C.J.C.

380-(472) Deed from George Phenny Lovick esqr of Nuce River in Craven Co to Parmenas Horton, John Howard & Bartholomew Howard, merchants & distillers & partners, of Clubfoots Creek in same. 4th day of the fifth month 1764. £1s8 proclamation. 15½ acres which was a small piece left out when the survey was made for Parmenas Horton & John Bishop when they in partnership purchased from Thomas Lovick esqr a part of Tookeses Broad Neck patent, on the south side of Nuce River & at the head of the Southwest Branch of Clubfoots Creek, & partly joins or is near Robert Blake's plantation, joining sd Parmenas Horton & John Bishop, Westernmost Branch, Marsh Run.

Wit: Joseph Hall, Jas Jones. Proved 4 May 1764 before Chas Berry.

381-(475) Deed from Mary Moore widow of Roger Moore esqr to Joseph Leech merchant of the Town of New Bern. 10 Oct 1763. £30 proclamation. Lot 75 of ½ acre which was granted by the commissioners of the sd town to Nicholas Routledge 24 Jun 1743 who sold it to Saml Griffis 20 Dec