

JUNE TERM 1760

[Minutes of June Term 1760, abstracted from ff. 81 v.-82 v. of the original manuscript volume, are also incorporated in the record of September Term 1760 at ff. 88-88 v. (part).]

f 81v.

Wilmington, Tuesday 3 June 1760

Court began; present: John Lyon, John Dubois, Caleb Grainger, Esqrs. Adjourned to Wednesday morning. Met [4 June 1760] according to adjournment: present: Corns. Harnett, John Lyon, Frederick Gregg, Esqrs. Adjourned to Thursday morning.

5 June 1760

Present: Cornelius Harnett, Frederick Gregg, Caleb Grainger, John Lyon, Esqrs.

Estate of Mathew Rowan, Esq., Decd.--Will proved by Mr. Thos. Clark. Messrs. Frederick Gregg and Richd. Lyon appointed Exrs.

f 82

Licenses as ordinary keepers renewed: Jonathan Sturges, Brunswick; Wm. Bradley; Darby Egan; Dorathy Shears [Sears]; John Jones; Luke Bowen; Jeremiah Hand; John Campbell; Mrs. Bridget Arlow; Wm. Wilkins [Wilkins]; and Thos. Beven. Then Court adjourned to Friday morning. Met [6 June 1760] accordingly; present: Frederick Gregg, Caleb Grainger, Esqrs. Adjourned to Saturday morning.

7 June 1760

Present: Cornelius Harnett, John Dubois, Frederick Gregg, Caleb Grainger, Esqrs.

[Next entry lacking in reincorporation at ff. 88-88 v. infra.]

Estate of [George] Burrington, Decd.--Inv. of the Estate of Gov. Burrington filed by Mr. Frederick Gregg.

Constables chosen: John McMurray, Brunswick; Solomon Bennet and

Present: Cornelius Harnett, Frederick Gregg, Caleb Grainger, John Lyon, Esqrs.

Estate of Mathew Rowan, Esq., Decd.--Will proved by Mr. Thos. Clark. Messrs. Frederick Gregg and Richd. Lyon appointed Exrs.

f 82 Licenses as ordinary keepers renewed: Jonathan Sturges, Brunswick; Wm. Bradley; Darby Egan; Dorathy Shears [Sears]; John Jones; Luke Bowen; Jeremiah Hand; John Campbell; Mrs. Bridget Arlow; Wm. Wilkins [Wilkins]; and Thos. Beven. Then Court adjourned to Friday morning. Met [6 June 1760] accordingly; present: Frederick Gregg, Caleb Grainger, Esqrs. Adjourned to Saturday morning.

7 June 1760

Present: Cornelius Harnett, John Dubois, Frederick Gregg, Caleb Grainger, Esqrs.

[Next entry lacking in reincorporation at ff. 88-88 v. infra.]

Estate of [George] Burrington, Decd.--Inv. of the Estate of Gov. Burrington filed by Mr. Frederick Gregg.

Constables chosen: John McMurray, Brunswick; Solomon Bennet and Robert McKraken [McCraken], Wilmington.

Deeds proved: Wm Veal to Jeremiah Hand, by James Moran; Lewis Derosset and Eliz'th Catherine Derosset to Benj. Heron, by James Moran; Samuel Chester to John Tilton and wife, by Capt. Thos. Mulford; and Lewis Derosset to Eliz'th Catha Derosset, by Wm Lord.

f 82v Petition of Francis Lynaugh [Lynaugh] to keep ferry from Wilmington to the Point was granted. Ferriage: man and horse, 8d.; single man, 4d.; single horse, 6d.; a carriage and one or two horses or oxen, 2/-; and every ox or horse more, 6d.; for swimming cattle per head, 4d.; for every 20 hogs or sheep, 3/-; and so in proportion.

Mr. Frederick Gregg was granted a ticket for a Negro man named Bru-
has to carry a gun on Burgaw plantation.

Ordered that the bond of Frans. Lynaugh as ferry keeper provide for one good flat and two canoes immediately; another flat by the next Court; and for keeping one of the flats always at each landing ready to take in passengers, etc.

[s] Corns. Harnett Jn. D:Bois Fredk: Gregg Caleb Grainger

SEPTEMBER TERM 1760

Wilmington, Tuesday 2 September 1760

Present: John Sampson, John Dubois, Frederick Gregg, George Moore, John Lyon.

f 83

John Walker, Esq. qualified as Sheriff; Geo. Moore and Jno. Moore, securities, £2,000 sterling.

Estate of Benj. Hicks, Decd.--Will proved by Christopher Dudley.

Estate of Francis Alexander; Decd.--Will proved by Christopher Dudley; Thos. McClamey and George Merrick qualified as Exrs.

Ordinary licenses renewed: Benjamin Evans; and Elizabeth Cowan, with Mr. John Walker and Magnus Cowan her securities.

Thos. Devane, Jr. appointed ferry keeper at his plantation on Black River.

Estate of Benjamin Hicks, Decd.--Inv. filed by Esther Hicks.

Adjourned to 4 p. m., when present: John Sampson, John Lyon, William Dry, Richd Quince, Esqrs.

License of John Springs to keep ordinary in Wilmington renewed.

Wm. Day, Richd Quince, Jas. Hasell, Jr., and Caleb Grainger qualified and were seated as Magistrates.

f 83v Deed; Charles Harrison to Arm'd Derosset; proved by John Sampson, Esq. Adjourned to Wednesday morning 3d inst.

3 September 1760

Estate of Benjamin Hicks, Decd.--inv. filed by Esther Hicks.

Adjourned to 4 p. m., when present: John Sampson, John Lyon, William Dry, Richd Quince, Esqrs.

License of John Springs to keep ordinary in Wilmington renewed.

Wm. Day, Richd Quince, Jas. Hasell, Jr., and Caleb Grainger qualified and were seated as Magistrates.

f 83v Deed; Charles Harrison to Arm'd Derosset; proved by John Sampson, Esq. Adjourned to Wednesday morning 3d inst.

3 September 1760

Present: John Sampson, Geo: Moore, Wm Dry, Corns. Harnett, Jno. Lyon, Richard Quince, Jno. Dubois, Jas. Hasell, Jr., Caleb Grainger, Esqrs.

Grand jury: (a) present: John Watters, Jacob Miller, Robert Wells, Alexander Ross, Thomas Cunningham, Allen Stone, Edward Pursell, James Pagit [Paget], Alex'r Nelson, Jno. James, Isaac Wray, John Devane, and John Garens; (b) absent: Archibald MacLaine, Samuel Watters, George Gibbs, and Nathaniel McGifford; and (c) excused: John Jones, Benjamin Stone, Caleb Mason, Benjamin Evans, John Marshall, John Tilton, and Richard Herring.

f 84 Petit jury: Thomas James, Luke Bowen, Magnas Cowan, George St. George, Solomon Morris, Hezekiah Doan, Jonathan Watson, Robert Campbell, excused, Michael Loper, Andrew Spearman, Adoniram Treadwell, William Brown, and John Tilton.

Estate of Francis Erwin, Decd.--Will proved by John Garens.

Joseph Watters and James Poitevine qualified as Justices.

Inspectors chosen: Mr. Geo: Logan, Town of Brunswick; Mr. Obediah Holt, Wilmington; Mr. Geo. Merrick, Topsail; and Mr. John Garner, Town of Exeter.

Adjourned to 3 p. m., when present: John Sampson, John Lyon, Richard Quince, Joseph Watters, Caleb Grainger, Esqrs.

Estate of Mr. Nath'l Moore, Decd.--Mrs. Margaret Moore appointed Admin.; bond £300.

f 84v • Commissioners of the Roads appointed for the East District of New Hanover County, in place of others dead and removed: Cornelius Harnett, William Morris, Sr., Joshua Grainger, and Richd. Price.

Ordinary license issued to William Brown; and that of Mackenny Williams renewed.

Ordered that all ferry keepers in County immediately provide proper pens or pounds to receive cattle "to be ferried over or to force them in the water," and not less than two boats to each ferry.

Estate of Thomas Nixon, Decd.--Robt Nixon appointed Admr.

Corns. Harnett v. Toney, a free Negro.--Judgment for Plf., £9-14-14; and Corns. Harnett v. Jno. Potter.--Richd. Quince wit., judgment for Plf., £31-8-9.

Petit jury sworn [same names as shown in morning session].

Jones Jessem v. Geo. Forster.--Nonsuit.

f 85 Deeds proved: Richard Player to Saml. Marshall, by Stephen Player; and John Kennedy to Thomas Cuninghame, by John Walker.

Adjourned to 8 a. m. Thursday.

4 September 1760

Present: John Sampson, Cornelius Harnett, Richard Quince, Esqrs.

Petit jury: [same 12 names as yesterday, plus the name of Richd Player, and plus the notation with respect to Michael Loper "absent - fined 10/- - remitted"].

William Blake appointed Searcher for Welsh Tract District. "David Bloodworth & Jenkin Perry for Said District."

Patrols appointed: David Evans, Edward Douty, and Benjamin Morgan, Rocky Point District; Mickenny Williams, James Odam, and Drury Allen, N. W. District; and Thomas Burton, Benjamin Jones, and Alexander McAlexander, Holly Shelter District.

Mr. William Walker, late Sheriff, filed his account of County taxes and paid balance to Jno. Dubois, Esq. "who was appointed formerly to

William Blake appointed Searcher for Welsh Tract District. "David Bloodworth & Jenkin Perry for Said District."

Patrols appointed: David Evans, Edward Douty, and Benjamin Morgan, Rocky Point District; Mickenny Williams, James Odam, and Drury Allen, N. W. District; and Thomas Burton, Benjamin Jones, and Alexander McAlexander, Holly Shelter District.

f 85v Mr. William Walker, late Sheriff, filed his account of County taxes and paid balance to Jno. Dubois, Esq. "who was appointed formerly to settle the same for the years 1755 & 1756." There appears to be an account of £49 of fines and forfeitures in the hands of William Walker, Esq. which he was granted time till next Court to pay.

Obediah Holt qualified as Inspector for Wilmington; Cornelius Harnett and William Walker, Esqrs. securities, £500.

Jury: [Same as above; i. e., name of Loper replaced by Player.]

Alex'r Duncan v. Malcom Smith.-- [Jno.] Ancrom wit. Judgment for Plf.

Adjourned to 3 p. m., when present: John Sampson, John Dubois, Cornelius Harnett, John Lyon.

Deed; Mrs. Eliz'th Catha. Derosset to Jno Dubois, Esq.; proved by John Lyon, Esq.

Isaac Wray licensed to keep ordinary at his house on the Point.

f 86 On motion of Mr. Saml. Swann, ordered that a certificate be prepared to lay before General Assembly setting forth, "that a Negro man named Jack -- belonging to Mr. John Dalrumples was shot by a Negro man named Paris belonging to Mr. Dalrumples aforesaid for stealing sundry things out of his said Masters House as the sd. Negro Paris had positive Orders from his Mistress to shott any Negroes whome he cou'd apprehend breaking open the House & In case the General Assembly shou'd think proper to allow her for the said slave the Court Values him at Sixty Pounds Procl. mony."

Francis Lynaugh licensed to keep ordinary at his house.

Constables appointed: John Lay, Waggamaw District; Elkannah Allen, Leviston's Creek; Samuel Leonard, Lockwood's Folly; William Jones, Long

Creek; John Parker, Black River; Thomas Bowdin, vice Joseph Stockley, Topsail; James Pagit, Welsh Tract; David Bowen, Sound next Town; and Clement Armstrong and James Bryan, and John McMurray [with no Districts specified].

f 86v Ferriage prescribed for Francis Lynaugh, ferry keeper near Wilmington; and the Court adjourned to 8 a. m. Friday.

5 September 1760

Present: John Sampson, Cornelius Harnett, Frederick Gregg, Esqrs. Hon. Lewis Derosset, Esq. qualified as a Magistrate.

Searchers appointed for Wilmington: Maurice Nevin, Richard Player, and Samuel Marshall.

Grand jury chosen by the Court for next Superior Court of Pleas and Grand Sessions: John Sampson, George Moore, Corns. Harnett, John Lyon, John Dubois, Frederick Gregg, William Walker, and Caleb Grainger.

Petit jury: John Ashe, Thomas Merrick, George Mears, John Davis, Jr., Jno. Paine, Job Howe, Shinkin Moore, and Jehu Davis, Jr.

f 87 P/A from Thomas Wilson to Frans. [] proved by Richard Player.

Estate of Edward Wight, Decd.--Will proved by Thomas Godfrey.

Deed from James Axon to Alexander Ross proved by Jno Walker.

Adjourned to 3 p. m., when present: John Sampson, John Lyon, John Dubois, Caleb Grainger, Esqrs.

Petition of Anna Riley to keep ordinary in Wilmington granted.

Estate of Robert Riley, Decd.--John Lyon, Esq. appointed Admr.

Estate of Edward Wight, Decd.--Mr. Archibald MacLaine and Mrs. Mary Wight, appointed Exrs.

Deed ack. by William Walker, late Sheriff, to Caleb Grainger; and Caleb Grainger and his wife, with Mrs. Grainger consenting, ack. deeds to Malatiah Hamilton, Caleb Mason, and Hugh Gwyn.

f 87v A P/A from Thomas Camber to Archibald MacLaine was proved by Mr. William Hall; and a deed from James Axon to Alexander Ross was proved by John Walker.

Dubois, Caleb Grainger, Esqrs.

Petition of Anna Riley to keep ordinary in Wilmington granted.

Estate of Robert Riley, Deed.--John Lyon, Esq. appointed Admr.

Estate of Edward Wight, Deed.--Mr. Archibald MacLaine and Mrs. Mary Wight, appointed Exrs.

Deed ack. by William Walker, late Sheriff, to Caleb Grainger; and Caleb Grainger and his wife, with Mrs. Grainger consenting, ack. deeds to Malatiah Hamilton, Caleb Mason, and Hugh Gwyn.

f 87v

A P/A from Thomas Camber to Archibald MacLaine was proved by Mr. William Hall; and a deed from James Axon to Alexander Ross was proved by John Walker.

Estate of Francis Erwin, Deed.--Mrs. Jean Erwin, widow, and Mr. Thomas Turnbull qualified as Exrs.; in the Estate of Edward Wight, Deed. the executors appointed as above qualified; and Court adjourned to 9 a. m. Saturday.

6 September 1760

P/A; David Fenton and Katherine Jones to John Dubois, Esq.; proved by Benjn. Gilliat and Michael Sharkey.

Susana White, a mulatto girl born of a white woman servant, apprenticed to Moses John Derosset; John Stanton, orphan boy, apprenticed to Alexander Ross to learn trade of tailor; and William Stanton, orphan boy, bound to John Lyon, Esq. or his assigns till age 21.

Tax of 8d. levied on all taxable persons, and Clerk to report all persons who fail to list their taxables.

Clement Armstrong appointed Constable for Wilmington, vice Robert McCracken.

f 88

Adjourned to 3 p. m., when present: John Sampson, John Dubois and Caleb Grainger, Esqrs.

"It is ordered that the entries and orders returned last June be & stand as effective as any orders & determinations of this Court (as following to wit --" [Then incorporated at ff. 88-88 v. (part) are the minutes of June Term 1760, as abstracted from ff. 81 v.-82 v. supra, ex-

cept that the entry regarding the Estate of Governor George Burrington,
 f 88v Decd. found at f. 82 is laking here.] "So Ends the Business of June
 Court --"

James Bryan licensed to keep ordinary at Wilmington.

[s] John Sampson Jno. D:Bois Fredk: Gregg Caleb Grainger

DECEMBER TERM 1760

f 89

Wilmington, Tuesday 2 December 1760

Present: John Lyon, John Dubois, Caleb Grainger.

Estate of Francis Alexander, Decd.--Inv. filed by Mary Alexander,
 widow.

Mr. Henry Bull qualified as Attorney.

John Treadwell appointed ferry keeper at his plantation on Black
 River.

Searchers appointed for New Topsail: Thomas Merriek, Sr. [sic]; Pe-
 ter Loper, vice Thos. Morris; Solomon Morris; and Grear Bishop.

Adjourned till Wednesday morning, 3d instant.

3 December 1760

Present: John Dubois, James Portevine, Caleb Grainger, Esqrs.

Estate of John Walker, Decd.--Benjn Stone proved inventory.

f 89v Malatiah Hamilton qualified as Constable for Wilmington, as Deputy
 to Robt. McKrakan.

William Jones, Anthony Burdeau, and George Willis appointed Pa-
 trols for Long Creek and the Widow Moore's Creek.

Constables called: John Lay, Elkinah Allen, John Parker, James
 Paget, Thos. Wright, David Brown, Eph'm Vernon, and Richard Heron, all
 absent; and Rowland Crocker, present.

Estate of John Walker, Decd.--Benjn Stone proved inventory.

f 89v Malatiah Hamilton qualified as Constable for Wilmington, as Deputy to Robt. McKrakan.

William Jones, Anthony Burdeau, and George Willis appointed Patrols for Long Creek and the Widow Moore's Creek.

Constables called: John Lay, Elkinah Allen, John Parker, James Paget, Thos. Wright, David Brown, Eph'm Vernon, and Richard Heron, all absent; and Rowland Crocker, present.

Grand Jury: Alexr Lillington, Thos Wright (absent), John Moore, Henry Heron, William Larkins, John Larkins, Evan Jones, Saml. Collier (excused), Peter Lamb, Jonathan Evans, Edwd. Piercell, James Wright, Anthony Burdeau, Richard Malpas, Ebenezar Bunting, Thomas James, David Brown (abs.), John Jones (exd.), John Campbell, Anth'y Ward, Caleb Mason, Benjamin Gurley, Richard Eagle, and Arthur Mabson.

One deed from Daniel Morgan to Ebenezar Bunting, and others to Ezekiel Morgan, and Benjamin Morgan, all proved by Saml. Bonham.

f 90 Petit jurymen: Nathaniel McGufford, Joseph Lamb, Adoniram Treadwell, John Heron, John Treadwell, Wm Bradley, Thomas Cuninghame, Robert Nixon, and William Brown. Absent: Rowland Crocker (fined 40/-), Ephraim Vernon, Richd Heron, and Alexander Ross (excused).

[Named members of Grand Jury present as above shown were sworn.]

Estate of Nathan Stanton, Decd.--Inv. filed by Richard Scott.

License of John Rogers for ordinary renewed.

f 90v Estate of Thomas Nixon, Decd.--Robert Nixon, son, having resigned, [Sophia] Nixon, widow, qualified as Admr: before John Lyon, Esq.

Adjourned to 3 p. m., when present: John Lyon, John Dubois, Caleb Grainger, James Portivine, Esqrs.

Estate of Richard Price, Decd.--James Price, brother, appointed Admr.

James Price appointed a Commissioner of the Roads for [] East District of County; and likewise a patrol.

Patrols appointed for Brunswick: William Bradley, David Smith [sic], Chr'r Cain, and Christopher Wotton.

Estate of Michael Stanton, Decd.--Benjamin Evans and Jinkins Perry, legatees under nuncupative will, granted administration of goods and chattels. Then Court adjourned to 8 a. m. Thursday.

4 December 1760

Present: John Lyon, Frederick Gregg, John Dubois, Esqrs.

f 91

Jury: William Brown, Jno Heron, Wm Bradley, Thomas Cuninghame, Magnus Cowan, Nath'l McGofford, Henry Irby, Richard Herring, Jno. Garens, Jas. Turner, Saml. Bonham, and Alex'r Ross.

John Chaney v. Al'on Bell.--Writ of inquiry. Thomas James, wit. Judgment for Plf.

Estate of Michl. Stanton, Decd.--Benjamin Evans and Jinkin Perry qualified as Admrs.; filed inv.; and were authorized to sell perishables.

Marmaduke Jones v. Alex'r Nelson.--Judgment for Plf.

Estate of John Walker, Decd.--Benjamin Stone, Admr., authorized to sell goods and chattels.

Robert Schaw v. Malcolm Smith.--Judgment for Plf.

f 91v

Adjourned to 3 p. m., when present: John Lyon, John Dubois, Joseph Watters, Caleb Grainger, Esqrs.

Jury called [same as above]. Court adjourned to 9 a. m. Friday.

5 December 1760

Present: John Lyon, John Dubois, Caleb Grainger, Esqrs.

Jury: William Brown, Alexander Ross, Thomas Cuninghame, Nathaniel McGofford, Joseph Lamb, Ebenezer's Bunting, James Blyth, Robt. Wales, David Smeeth, Thomas Beven, Thomas James, and Jno. Chaney.

Judgments for Plf.: Joshua Toomer v. Job Howe, Caleb Grainger, wit.; and John Lyon v. John Hales, James Murray, wit.

f 92

Adjourned to 6 p. m., when present: John Lyon, Frederick Gregg, John Dubois, Esqrs. [Jury same but Wales is "Wells;" Smeeth is "Seeth."]

Present: John Lyon, John Dubois, Caleb Grainger, Esqrs.

Jury: William Brown, Alexander Ross, Thomas Cuninghame, Nathaniel McGofford, Joseph Lamb, Ebenezer Bunting, James Blyth, Robt. Wales, David Smeeth, Thomas Beven, Thomas James, and Jno. Chaney.

Judgments for Plf.: Joshua Toomer v. Job Howe, Caleb Grainger, wit.; and John Lyon v. John Hales, James Murray, wit.

f 92 Adjourned to 6 p. m., when present: John Lyon, Frederick Gregg, John Dubois, Esqrs. [Jury same but Wales is "Wells;" Smeeth is "Seeth."]

Joshua Toomer v. Job Howe.--Judgment for Plf.; Usher Espy v. Edwd.

Mosely.--Continued; Wm. Lee v. Adoniram Treadwell.--Judgment for Plf.

f 92v Jury: [same as before except John Jones replaces Ebenezer Bunting]. Ebenezer Bunting v. Edwd. Mosely.--Judgment for Plf.

Adjourned to 9 a. m. Saturday morning the 6th.

6 December 1760

On application of Mr. Saul Ashe, liberty granted Negro Peter in his service to carry a gun and hunt in this County.

On a motion of Mr. Samuel Ashe in behalf of James Bryan against Wm. Walker, Esq., for failure to take and return bail in the action of James Bryan v. Wm. Duncan; held, judgment for said debt and costs to be entered against "the said Sheriff."

Adjourned to 3 p. m., when present: John Lyon, John Dubois, Caleb Grainger, Esqrs.

f 93 Petition of William Stafford and Rosana Stafford to keep ordinary in Wilmington was granted.

Ordered that William Walker, Esq., late Sheriff, pay all public moneys he has not accounted for to John Dubois, Esq.; and "that so soon as the Sheriff do pay so much money to Mr. Dubois, that Mr. Dubois shall pay to the Clerk of this Court the sum of £10 proclamation money for his year's salary."

[s] Coras. Barnett Jno. D:Bois Fredk: Gregg