Calvin Merry — Kentucky Land Grant — Patent No. 1233 (Commissioners' Certificate No. 3588)

200 Acres on the West Fork of Pond River, Christian County, Kentucky

Assignee of William Ward, Assignee of William Eaton

Land Record Abstract and Survey Summary

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Source Citation

Kentucky Secretary of State, Land Office, Kentucky Land Grants (South of Green River), Grant No. 1233, Calvin Merry, assignee of William Ward, assignee of William Eaton, 200 acres, Christian County: Commissioners' Certificate No. 3588, 18 October 1798, with assignments of October 1798 and 3 October 1799 on the back; survey, 7 October 1799, received 19 October 1799, recorded Book 2, page 502; Auditor's Office receipt, 26 June 1813; patent, 28 June 1813 (register page 62). Digital images supplied by the Kentucky Secretary of State, Land Office. Indexed in Willard Rouse Jillson, The Kentucky Land Grants: A Systematic Index to All of the Land Grants Recorded in the State Land Office at Frankfort, Kentucky, 1782–1924, Filson Club Publications No. 33 (Louisville: Standard Printing Co., 1925; reprint, Baltimore: Genealogical Publishing Co., 1994), "South of Green River," p. 361, as "Merry, Calvin."

Abstract

On 18 October 1798 the commissioners Rich'd Young, Rob't Mosby and Jas. Brown certified that William Eaton was entitled to 200 acres of second-rate land in Christian County on the waters of Pond River, by virtue of his improvement. Eaton transferred the certificate to William Ward in October 1798, and on 3 October 1799 Ward assigned it to Calvin Merry, witnessed by Linsay Robison. On 7 October 1799 Will. Ward, deputy surveyor for Young Ewing, Surveyor of Christian County, surveyed the 200 acres for Merry on the West Fork of Pond River, beginning at a stake near a large white oak marked C.M., with Calvin Merry and Jno. Kuykendall as chain carriers. The survey was received on 19 October 1799 and recorded in Book 2, page 502, with the state price not paid. The Auditor's receipt for $98.75, the balance in full with interest, is dated 26 June 1813, and on 28 June 1813 Governor Isaac Shelby signed the patent to Calvin Merry. Merry's 135 acres, Patent No. 10176 (1809), begin at this tract's south-east corner.

Survey Description

Metes and bounds as written in the survey and confirmed against the patent. All distances are in poles.

Surveyed for Calvin Merry, assignee of William Ward, assignee of William Eaton, 200 acres of land by virtue of the Commissioners' Certificate No. 3588, in Christian County, on the West Fork of Pond River. Beginning at a stake standing near a large white oak marked C.M.; thence N[orth] 46° W[est] 178.8 poles to a white oak; thence S[outh] 44° W[est] 178.8 poles to a red oak; thence S[outh] 46° E[ast] 178.8 poles to a white oak; thence N[orth] 44° E[ast] 178.8 [poles] to the beginning. October 7th 1799. Calvin Merry, Jno. Kuykendall, C.C. Will. Ward, D.S., for Young Ewing, S.C.C. (A 178.8-pole square; the courses close exactly and hold 200 acres.)

Record Summary

Certificate Number	3588 (Commissioners' Certificate, 18 October 1798, issued to William Eaton)
Survey/Grant Register Number	1233 (survey docket; the patent margin reads "No. 3521" — see Research Notes)
Original Claimant	William Eaton
Assignee / Surveyed For	Calvin Merry, assignee of William Ward, who was assignee of William Eaton
Acreage	200 acres (178.8-pole square), second rate
Watercourse	West Fork of Pond River (certificate: waters of Pond River)
County in Survey	Christian
Certificate Date	18 October 1798
Survey Date	7 October 1799
Received / Recorded	Received 19 October 1799; recorded Book No. 2, page 502
Patent / Grant Issued	28 June 1813, signed by Isaac Shelby, Governor; M. D. Hardin, Secretary (register page 62)
State Price Notation	"State price not paid" on the survey; $98.75, balance in full with interest, Auditor's receipt 26 June 1813
Deputy Surveyor	Will. Ward, D.S., for Young Ewing, Surveyor of Christian County
Chain Carriers	Calvin Merry and Jno. Kuykendall
Patent Delivered	"Ex'd D'd to [Lloyd Mallen?] 9th Sept 1813" (margin note; name uncertain)

Chronology

18 October 1798	Commissioners' Certificate No. 3588 issued to William Eaton

	for 200 acres on the waters of Pond River, Christian County
October 1798	Eaton transfers the certificate to William Ward (day read as 20th or 28th)
3 October 1799	Ward assigns the certificate to Calvin Merry; witness Linsay Robison
7 October 1799	200 acres surveyed for Merry on the West Fork of Pond River by Will. Ward, D.S.
19 October 1799	Survey received; recorded Book 2, page 502; state price not paid
26 June 1813	Auditor's receipt for $98.75, balance in full with interest (George Madison, Auditor)
28 June 1813	Patent issued to Calvin Merry, signed by Governor Isaac Shelby
9 September 1813	Patent examined and delivered (margin note; recipient's name uncertain)

Persons Named in the Record

Calvin Merry	Assignee of William Ward; patentee; chain carrier
William Eaton	Original claimant; transferred the certificate to William Ward, October 1798
William (Will.) Ward	Assignee of Eaton; assigned the certificate to Merry, 3 October 1799; deputy surveyor who made the survey
Linsay Robison	Witness to Ward's assignment to Merry
Jno. Kuykendall	Chain carrier
Young Ewing	Surveyor of Christian County (S.C.C.)
Rich'd Young, Rob't Mosby, Jas. Brown	Commissioners who signed the certificate
George Madison	Auditor; signed the receipt, 26 June 1813
Isaac Shelby	Governor; signed the patent
M. D. Hardin	Secretary; countersigned the patent
[Lloyd Mallen?]	Received delivery of the patent, 9 September 1813 (margin note; reading uncertain)

Land Description

200 acres of second-rate land on the West Fork of Pond River, Christian County: a 178.8-pole square on bearings of 46 and 44 degrees, beginning at a stake near a large white oak marked C.M. Calvin Merry's 135 acres (Patent No. 10176) begin at its south-east corner, a white oak, and run north-east along its south-east side.

Research Notes

Patent No. 10176. Merry's 135 acres, surveyed 20 July 1809, begin "at a white oak on or near the bank of McFarland's fork of Pond River, it being the S.E. corner of Calvin Merry's assignee of William Ward 200 acre survey," and run "with his line" north 45 east 260 poles. This survey is that 200-acre tract: Merry holds it as assignee of William Ward. Drawn from its courses, its southernmost corner, at the end of the third line, is a white oak, and from it the closing line runs north 44 east 178.8 poles to the beginning. 10176's first line follows that south-east side and runs about 81 poles beyond its east corner. The corner is named in 10176, which identifies this survey; this survey, made ten years earlier, does not name 10176.

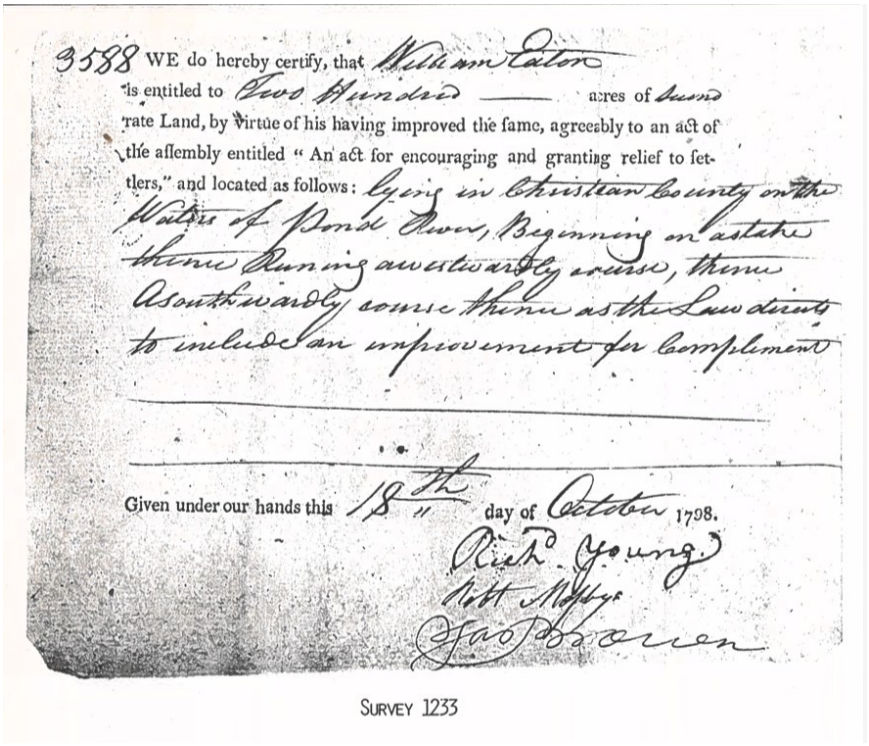
Register number. The survey docket and the auditor's receipt give No. 1233. The margin of the patent reads "No. 3521," and an archivist's note on the patent reads "Grant says Patent #3521, actually Patent #1233. Bk 13, Pg 62." The margin of the patent for Merry's Survey No. 7248 reads "No. 1233." The register clerks appear to have confused Merry's file numbers; the survey dockets are followed here.

The transfer date. Eaton's transfer to Ward is dated October 1798, after the certificate of 18 October 1798; the day reads as 20th or 28th.

Watercourse. The certificate places the claim on the waters of Pond River, and the survey and patent on the West Fork of Pond River. This is not Tradewater. John Whitesides's KLG 7022 (Cluster D, Crab Orchard, Hopkins County) names "Calvin Mary's corner"; nothing in this record ties this tract to that corner.

Willis Ralls. Willis Ralls is not named in this record.

Images / Appendix



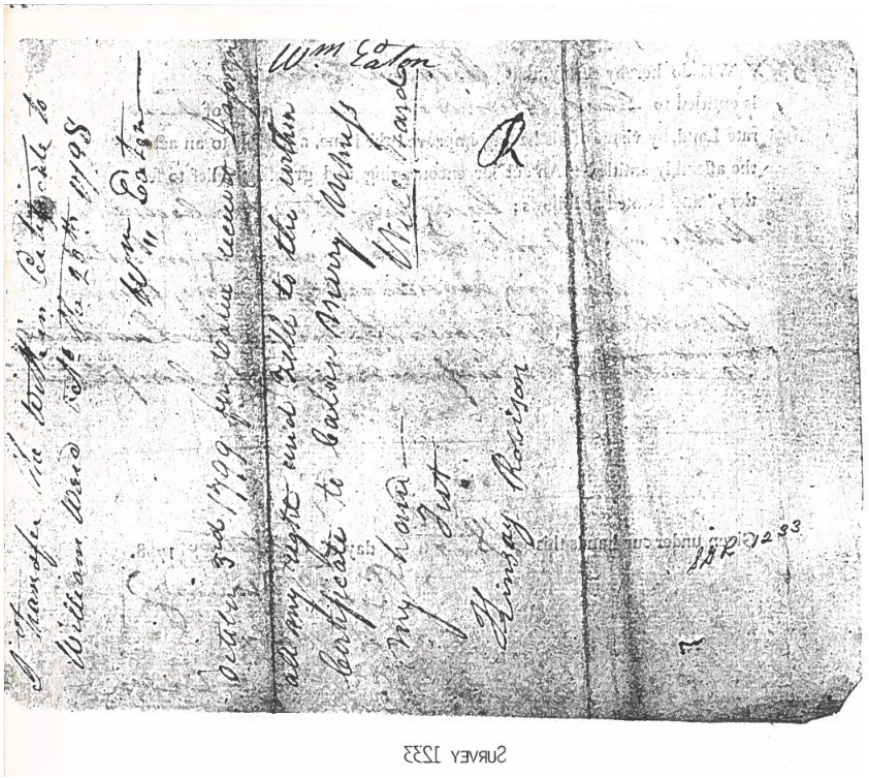
3588 WE do hereby certify, that William Eaton is entitled to Two Hundred acres of Second rate Land, by virtue of his having improved the same, agreeably to an act of the assembly entitled "An act for encouraging and granting relief to settlers," and located as follows: lying in Christian County on the Waters of Pond River, Beginning on a stake thence Running a westwardly course, thence A southwardly course thence as the Law directs to include an improvement for Complement

Given under our hands this 18th day of October 1798.

Richd. Young
Robt Mosby
Jas Brown

SURVEY 1233

Appendix Image 1. Commissioners' Certificate No. 3588 for William Eaton, 18 October 1798.



I transfer the within Certificate to William Ward Octr 26th 1798

Wm Eaton

October 3d 1799 Recd Value received Jason all my right and Title to the within Certificate to Calvin Merry Witness

Wm Eaton

Wm Ward

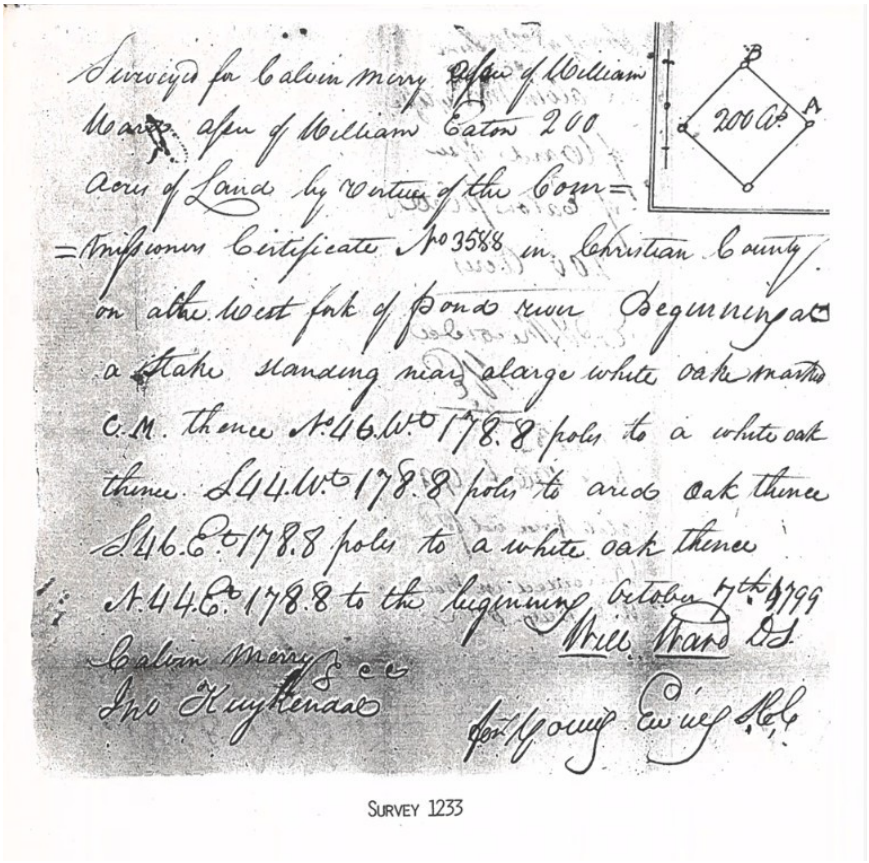
my hand

Test

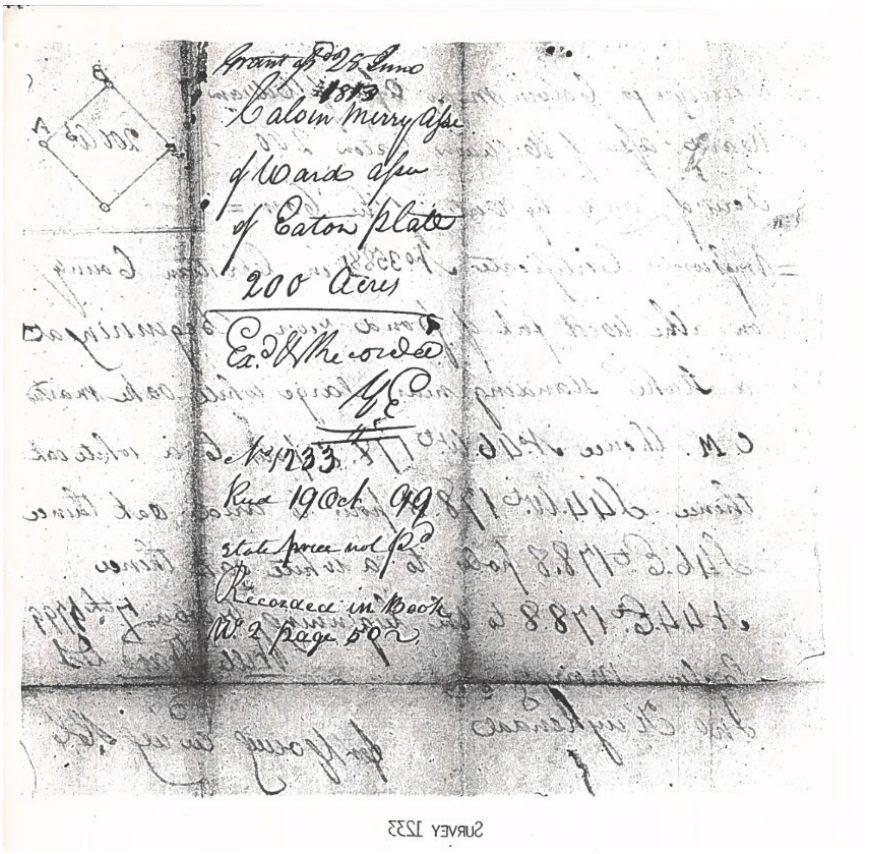
Linsay Robison

SURVEY 1233

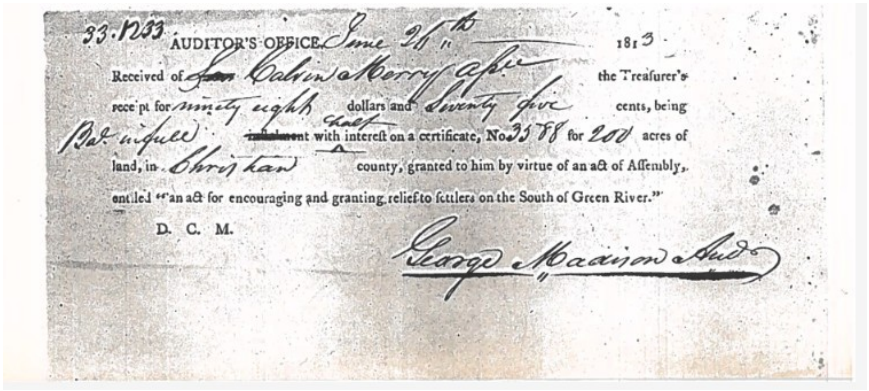
Appendix Image 2. Certificate — back: Eaton's transfer to William Ward, October 1798; Ward's assignment to Calvin Merry, 3 October 1799, witness Linsay Robison.



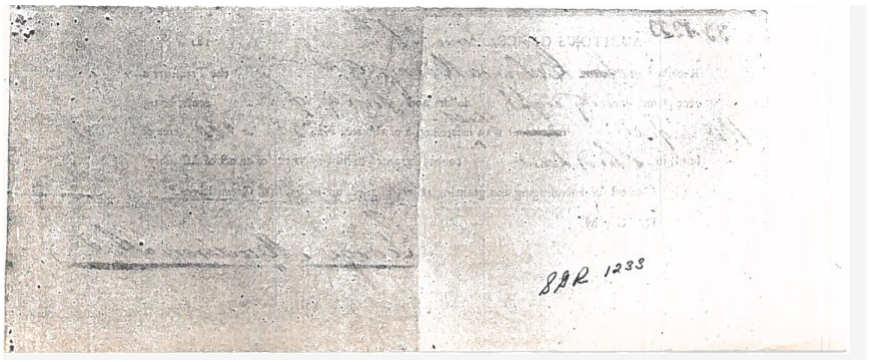
Appendix Image 3. Survey for Calvin Merry, 200 acres, West Fork of Pond River, 7 October 1799, with plat.



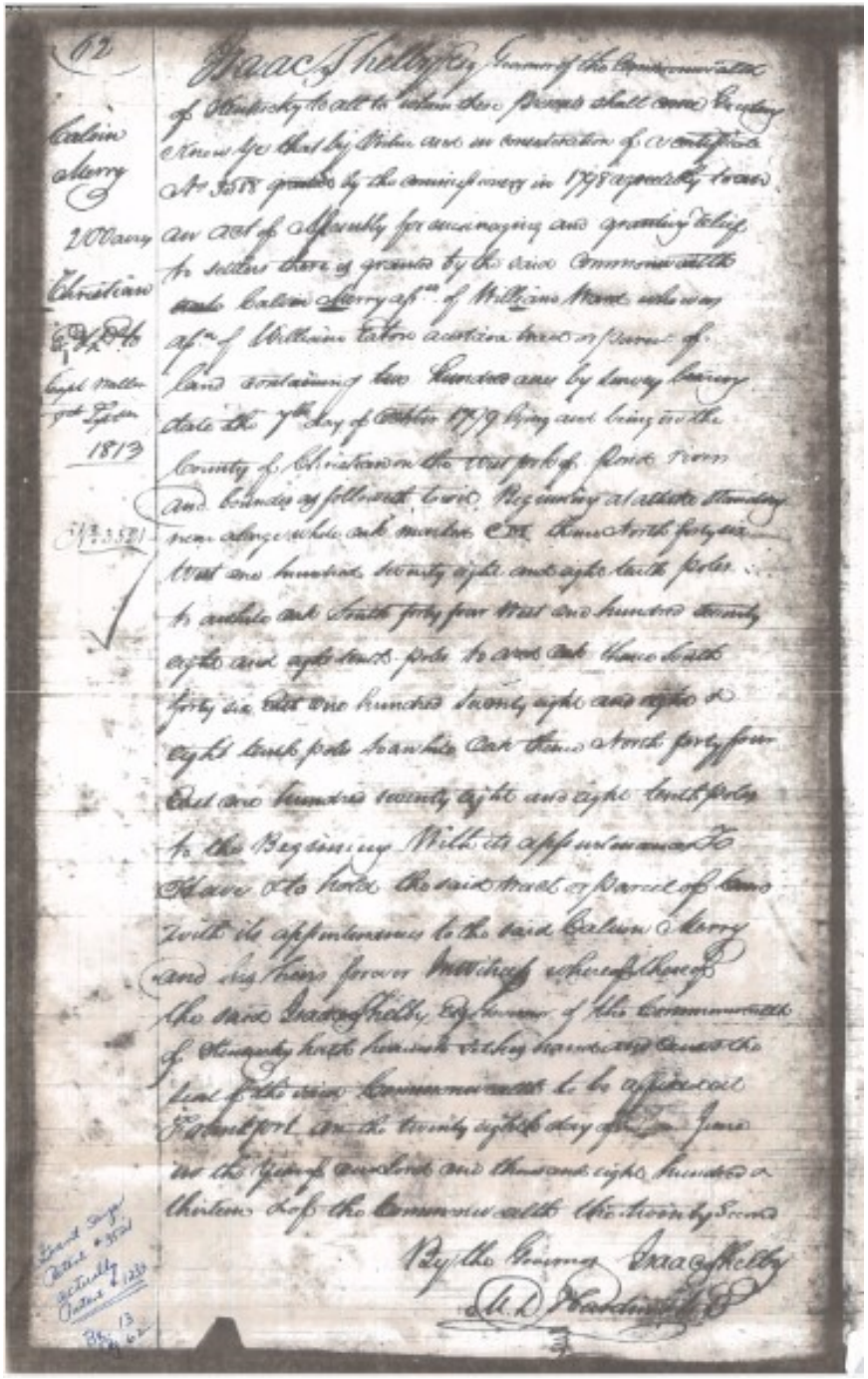
Appendix Image 4. Survey — back: docket No. 1233, received 19 October 1799, recorded Book 2, page 502; grant note, 1813.



Appendix Image 5. Auditor's receipt, 26 June 1813, $98.75 on Certificate No. 3588.



Appendix Image 6. Auditor's receipt — back.



Appendix Image 7. Patent to Calvin Merry, 28 June 1813, Isaac Shelby, Governor (register page 62).