Silas McBee — Kentucky Land Grant — Patent No. 8538 (County Court Certificate No. 631)

200 Acres on Musgroves Creek, Henderson County, Kentucky

Assignee of John Landers

Land Record Abstract and Survey Summary

Disclaimer

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Source Citation

Kentucky Secretary of State, Land Office, Kentucky Land Grants (South of Green River), Grant No. 8538, Silas McBee, assignee of John Landers, 200 acres, Henderson County: Henderson County Court certificate No. 631, December 1804 (copy attested by Ambrose Barbour, C.C.), with the assignment of 12 April 1807 on the back; survey for Silas McBee, 16 April 1807, received 3 December 1807, endorsed "R[ecorded] B[ook] 9, P[age] 182"; Auditor's Office receipt, 4 December 1816; patent, 4 December 1816 [grant book and page not shown]. 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. 370, as "McBee, Silas."

Abstract

At the December 1804 Henderson County Court, John Landers claimed 200 acres in addition to his former claim under the acts of Assembly for settling and improving the vacant lands of the Commonwealth, lying on the waters of Musgroves Creek, beginning on a black oak in Silas McBee's line and running eastwardly and southwardly for quantity. On satisfactory proof the court found that he had a right to 200 acres in addition to his former settlement and ordered a certificate to issue (Certificate No. 631; copy attested by Ambrose Barbour). On 12 April 1807 John Landers assigned all his right in the certificate to Silas McBee for value received. Four days later, on 16 April 1807, Deputy Surveyor Asel Wier surveyed the 200 acres for Silas McBee, assignee of John Landers, on Musgroves Creek in Henderson County, for Edmund Talbot, S.H.C. T. Wier and A. [?] Wier carried the chain and S. McBee was marker. The survey was received on 3 December 1807. On 4 December 1816 the Auditor received of John Landers $36.27, the balance in full without interest on Certificate No. 631, and on the same day Lieutenant Governor and Acting Governor Gabriel Slaughter signed the patent to Silas McBee, assignee of John Landers

(written "Sanders" in the patent), reciting the state price as paid without interest. The margin notes that it was examined and delivered to W. R. Wier the day it issued.

Survey Description

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

Survey'd for Silas McBee, assignee of John Landers, 200 acres of land by virtue of a certificate from the County Court of Henderson, lying on Musgroves Creek in Henderson County. Beginning on a black oak in said McBee's line; running South 80 East with said McBee's line 179 poles to two crab trees, corner of said McBee's survey; thence South 10 West 179 poles to a stake in a military line; thence West with the military line 160 poles to an elm in said military line; thence North 5 East 200 poles to the beginning. Survey'd April 16th 1807.

Record Summary

Certificate Number	631 (Henderson County Court settlement certificate, in addition to a former claim)
Survey Grant Register Number	8538
Original Claimant	John Landers ("John Sanders" in the patent)
Assignment	John Landers → Silas McBee, 12 April 1807 (on the back of the certificate; no witness)
Surveyed For / Patentee	Silas McBee, assignee of John Landers (indexed by Jillson as "McBee, Silas")
Acreage	200 acres
Watercourse	Musgroves Creek (certificate, survey and patent)
County in Survey	Henderson County
Certificate Date	December County Court, 1804
Survey Date	16 April 1807
Received by Land Office	3 December 1807
Recording	Survey: Book 9, page 182. Patent: [grant book and page not shown]
Patent / Grant Issued	4 December 1816, signed by Lieutenant Governor and Acting Governor Gabriel Slaughter and Secretary John Pope; delivered to W. R. Wier the same day
State Price Notation	$36.27, balance in full without interest, received of John Landers, 4 December 1816

Deputy Surveyor / Chain Carriers	Asel Wier, D.S., for Edmund Talbot, S.H.C.; T. Wier and A. [?] Wier, chain carriers; S. McBee, marker

Chronology

December 1804	Henderson County Court finds that John Landers has a right to 200 acres in addition to his former settlement, on the waters of Musgroves Creek, beginning on a black oak in Silas McBee's line (Certificate No. 631; copy attested by Ambrose Barbour)
12 April 1807	John Landers assigns the certificate to Silas McBee
16 April 1807	200 acres surveyed for Silas McBee on Musgroves Creek by Asel Wier, D.S., for Edmund Talbot, S.H.C.
3 December 1807	Plat and certificate received; survey recorded Book 9, page 182
4 December 1816	$36.27, balance in full without interest on Certificate No. 631, received of John Landers
4 December 1816	Grant No. 8538 issued to Silas McBee, assignee of John Landers, signed by Lieutenant Governor and Acting Governor Gabriel Slaughter and Secretary John Pope; delivered to W. R. Wier the same day

Persons Named in the Record

Silas McBee	Assignee; surveyed for; marker; patentee; owner of the adjoining line
John Landers	Original claimant; assignor; the 1816 receipt is in his name ("John Sanders" in the patent)
Asel Wier	Deputy surveyor
T. Wier	Chain carrier
A. [?] Wier	Chain carrier (initial blotted)
Edmund Talbot	Surveyor of Henderson County
Ambrose Barbour	Clerk of the Henderson County Court
W. R. Wier	Received the patent the day it issued (margin delivery note)
George Madison	Auditor

Gabriel Slaughter	Lieutenant Governor and Acting Governor
John Pope	Secretary

Land Description

A 200-acre tract on Musgroves Creek in Henderson County (later Hopkins County), Kentucky. Its north side runs with a line of Silas McBee and its south side with a military line.

Research Notes

Beside 8536. The survey runs west along the military line 160 poles to "an elm in said military line," then north 5 east 200 poles to the beginning. KLG 8536, surveyed for McBee two months earlier, runs south 5 west 179 poles from two elms to "an elm in a military line." The two lines share the same bearing and the same elm corner in the military line, so 8538 appears to lie directly east of 8536. If so, 8538's west line runs 21 poles farther north than 8536's east line, from the two elms to the black oak.

McBee's line on the north. The certificate places the claim "beginning on a Black Oak in Silas McBee's line," and the survey runs south 80 east "with said McBee's line" 179 poles to two crab trees, "corner of said McBee's survey." Which McBee survey that is has not yet been identified.

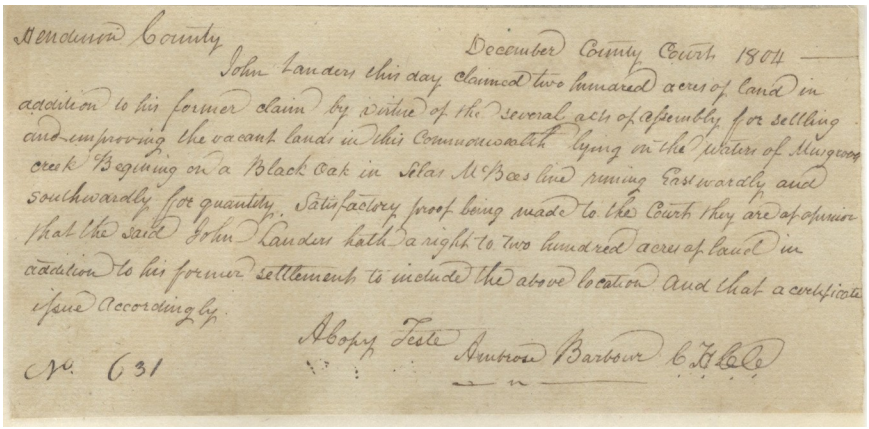
Assigned by John Landers. The assignment is on the back of the certificate: "For Value Received I assign all my Rite to the within Certificate to Silas McBee this 12th Day aprile 1807," signed John Landers, with no witness. The survey followed four days later.

The receipt. The Auditor's receipt of 4 December 1816 is still in John Landers's name, as the 1813 receipt for KLG 8536 is in Bathsheba Cates's name. It calls the $36.27 the "Bal in full without Int." on 200 acres granted by the Henderson County Court on Certificate No. 631. Below it, in ink, is "3d December 1807 Silas McBee," the date the survey was received; a faint pencil word reading "[M]adison and" is written across it. The number "171" stands before "8538" at the top; the record does not explain it. The receipt and the patent bear the same date.

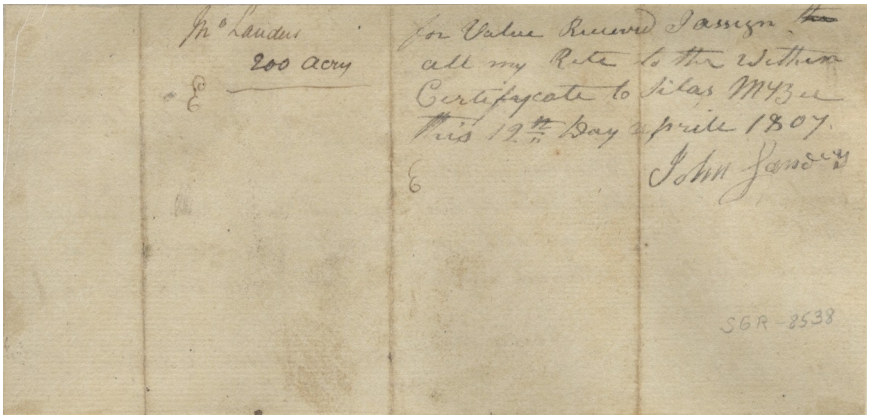
Names. The patent names the assignor "John Sanders"; the certificate, assignment, survey and receipt all read "Landers." The initial of the second chain carrier is blotted and is read here as "A." The patent was delivered to W. R. Wier, who carried the chain on KLG 8536.

Recording. The back of the survey is endorsed "S. McBee Platt & Cert. 200 as.," "Ed & Rd," "No. 631," "Rec'd 3d Decr 1807, No 8538," "R B 9 P 182" and "Grant issued 4th Decr 1816." The survey book page follows that of KLG 8536 and 8537 (page 181). The grant book and page are not shown in the image. Plotted, the survey misses closing by about 8 poles and holds about 202 acres.

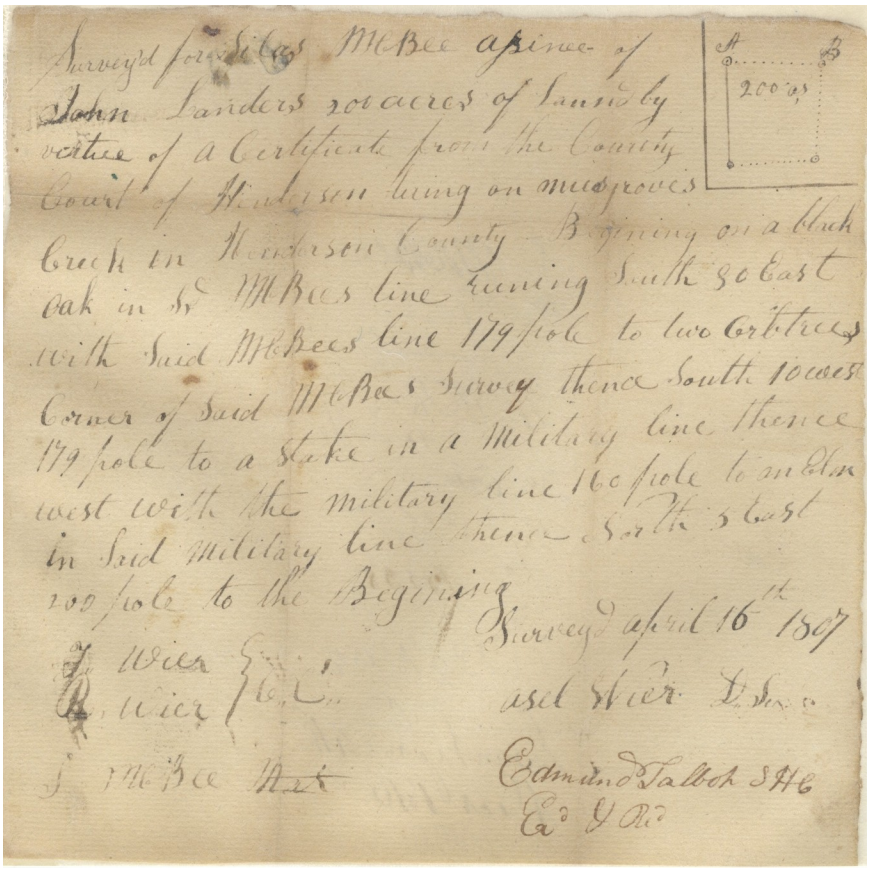
Images / Appendix


Henderson County December County Court 1804 —
John Landers this day claimed two hundred acres of land in addition to his former claim by virtue of the several acts of assembly for settling and improving the vacant lands in this Commonwealth lying on the waters of Muddy creek Beginning on a Black oak in Silas McBees line running Eastwardly and southwardly for quantity. Satisfactory proof being made to the Court they are of opinion that the said John Landers hath a right to two hundred acres of land in addition to his former settlement to include the above location and that a certificate issue according by.
No. 631
A Copy Teste Ambrose Barbour C.H.C.C.

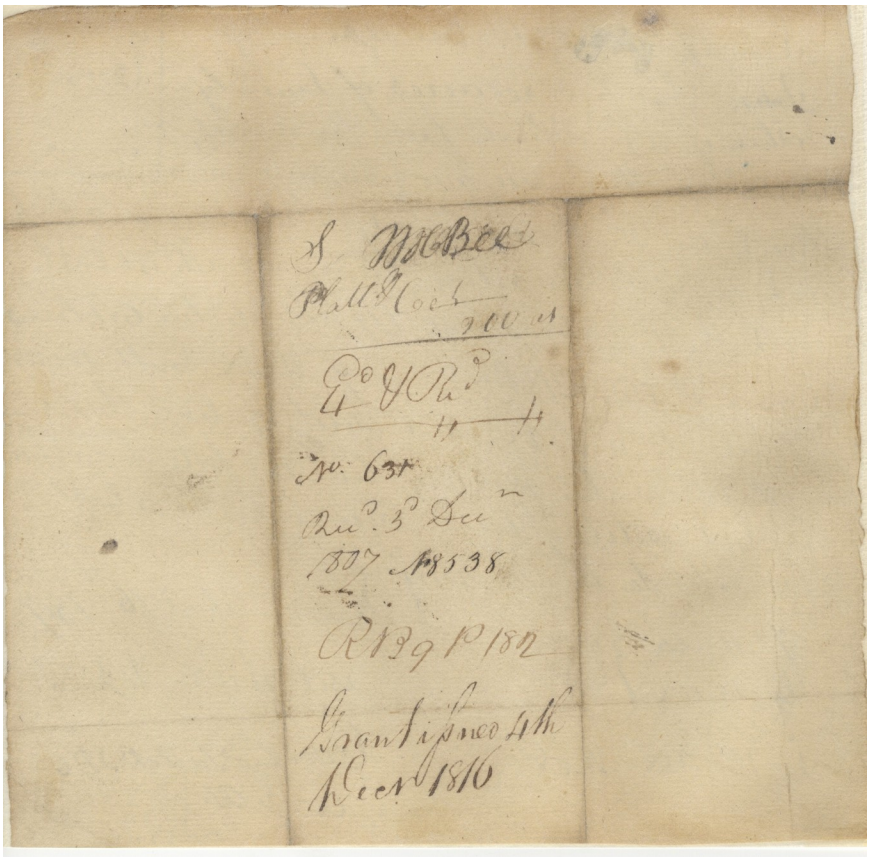
Appendix Image 1. Henderson County Court Certificate No. 631 — Front (December 1804).


Jno Landers
200 acres
For Value Recvd I assign all my Right to the within Certificate to Silas McBee this 12th Day April 1807.
John Landers
SGR-8538

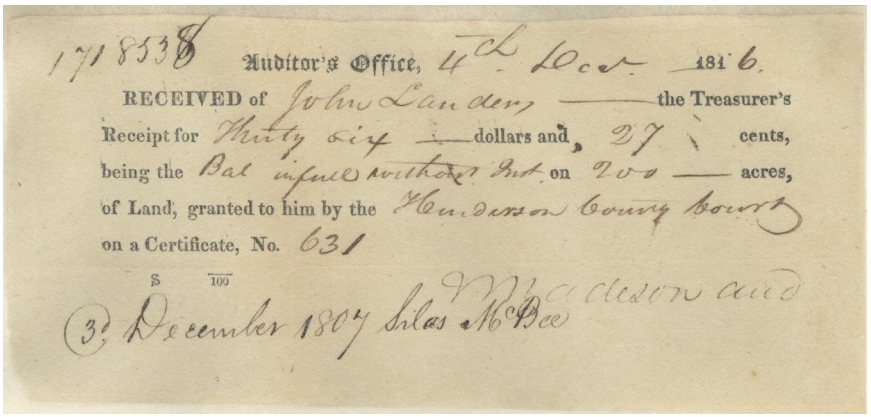
Appendix Image 2. Certificate — Back (John Landers to Silas McBee, 12 April 1807).



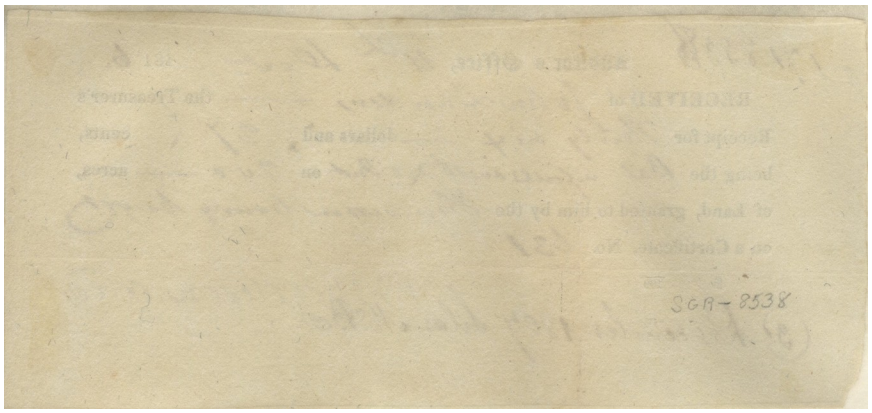
Appendix Image 3. Survey No. 8538 — Front (16 April 1807).



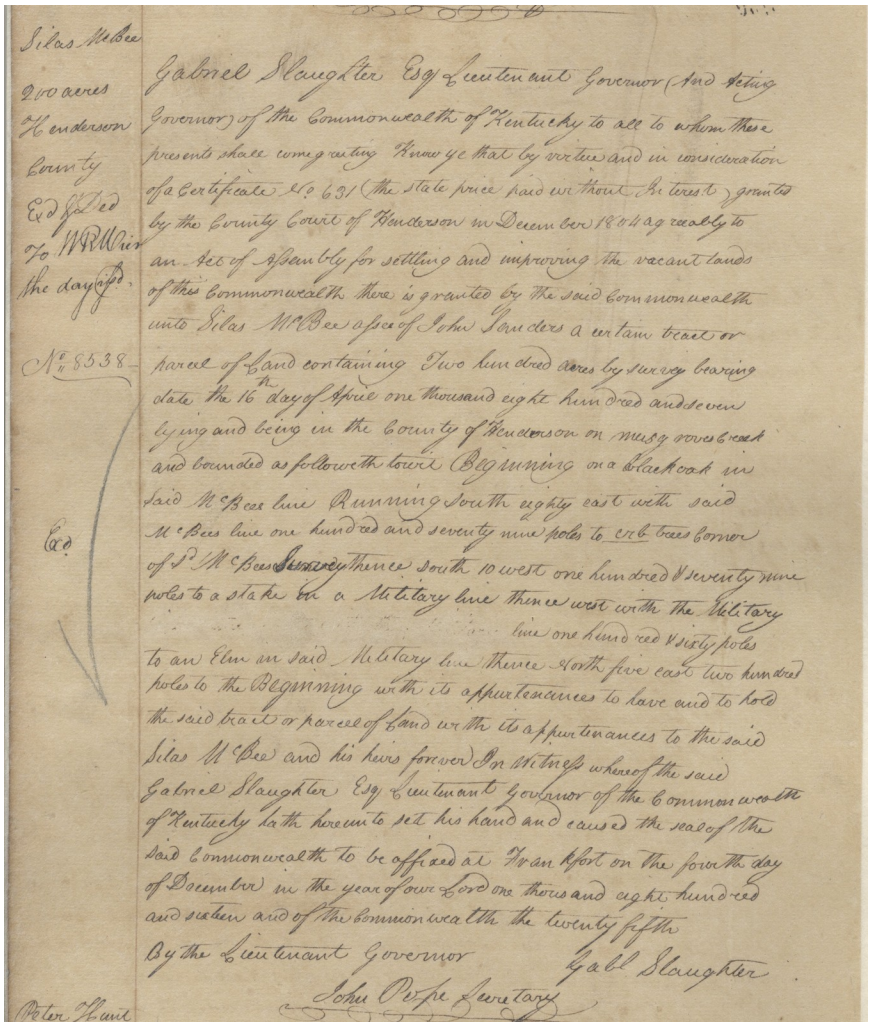
Appendix Image 4. Survey No. 8538 — Back (received 3 December 1807; recorded Book 9, page 182; grant issued 4 December 1816).



Appendix Image 5. Auditor's Office Receipt — Front (4 December 1816).



Appendix Image 6. Auditor's Office Receipt — Back.



Silas McBee
200 acres
Henderson
County
Exd & Ded
To W R Wier
the day issd.

No. 8538

Exd

Gabriel Slaughter Esq Lieutenant Governor (And Acting Governor) of the Commonwealth of Kentucky to all to whom these presents shall come greeting Know ye that by virtue and in consideration of a Certificate No. 631 (the state price paid without Interest) granted by the County Court of Henderson in December 1804 agreeably to an Act of Assembly for settling and improving the vacant lands of this Commonwealth there is granted by the said Commonwealth unto Silas McBee assee of John Sanders a certain tract or parcel of Land containing Two hundred acres by survey bearing date the 16th day of April one thousand eight hundred and seven lying and being in the County of Henderson on mussy roves Creek and bounded as followeth to wit Beginning on a blackoak in said McBees line Running South eighty east with said McBees line one hundred and seventy nine poles to crb trees Corner of Sd McBees Survey thence South 10 west one hundred & seventy nine poles to a stake on a Military line thence west with the Military line one hundred & sixty poles to an Elm in said Military line thence North five east two hundred poles to the Beginning with its appurtenances to have and to hold the said tract or parcel of Land with its appurtenances to the said Silas McBee and his heirs forever In Witness whereof the said Gabriel Slaughter Esq Lieutenant Governor of the Commonwealth of Kentucky hath hereunto set his hand and caused the seal of the said Commonwealth to be affixed at Frankfort on the fourth day of December in the year of our Lord one thousand eight hundred and sixteen and of the Commonwealth the twenty fifth

By the Lieutenant Governor Gabl Slaughter

John Pope Secretary

Peter Hunt

Appendix Image 7. Grant/Patent No. 8538, 4 December 1816 (margin: delivered to W. R. Wier the day issued).