# Thomas Cooper — Kentucky Land Grant — Patent No. 8549 (County Court Certificate No. 2868)

200 Acres on Bull Creek, Henderson (later Hopkins) County, Kentucky

Assignee of Silas McBee, Assignee of Joshua Cates, Assignee of James Cates

*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. 8549, Thomas Cooper, assignee of Silas McBee, assignee of Joshua Cates, assignee of James Cates, 200 acres: Christian County Court certificate No. 2868, 9 December 1805 (copy attested by John Clark, C.C.C.), with the removal order of January Term 1806 and assignments of 7 November 1806, 6 March 1807 and 18 March 1807 on the back; survey for Thomas Cooper, 12 April 1807, Henderson County, received 3 December 1807, endorsed "R[ecorded] B[ook] 9, P[age] 188"; Auditor's Office redemption receipt, 15 December 1814; patent, 16 December 1814, Grant Book 16, page 71, with Asel Wier's certificate of 24 November [?] 1819 and the cancellation endorsement on the back; survey for Thomas Cooper, 15 September 1820, Hopkins County, by John B. Ruby; patent, 18 August 1824, Grant Book 24, page 329. Digital images supplied by the Kentucky Secretary of State, Land Office. Kentucky General Assembly, "An ACT for the benefit of Ignatius Turley and Thomas Cooper," approved 31 October 1820, Acts Passed at the First Session of the Twenty-Ninth General Assembly for the Commonwealth of Kentucky (Frankfort: Kendall and Russells, 1821), chap. 4, pp. 11–13 (pages imaged in this file). 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. 291, as "Cooper, Thos."

## Abstract

On 9 December 1805 the Christian County Court found that James Cates was entitled to 400 acres by virtue of having settled it, entered on Pond River beginning on the south side of Richard Cates and running southwardly and westwardly to include his improvement (Certificate No. 2868; copy attested by John Clark, C.C.C.). At the January Term 1806 the court admitted him to remove the certificate, satisfactory proof having

been made that it was entered on military or appropriated land. James Cates transferred the certificate to Joshua Cates on 7 November 1806 (test. John Thompson); Joshua Cates assigned it to Silas McBee on 6 March 1807 (test. Asel Wier); and Silas McBee assigned it to Thomas Cooper on 18 March 1807 (test. Asel Wier). On 12 April 1807 Deputy Surveyor Asel Wier, for Edmund Talbot, S.H.C., surveyed 200 acres, part of the certificate, for Thomas Cooper on Bull Creek, a fork of Slovers Creek, a fork of the Crab Orchard, a fork of Tradewater, in Henderson County, as a square of 179 poles with every course written on a 45-degree bearing. Silas McBee and Wm. R. Wier carried the chain and Thomas Cooper was marker. The survey was received on 3 December 1807. The land was sold to the State on 11 November 1813 for the second instalment, and on 15 December 1814 the Auditor received of James Cates the price without interest and redeemed it. Governor Isaac Shelby signed the patent to Thomas Cooper on 16 December 1814; it was delivered to William R. Weir on 5 January 1815. On 24 November [?] 1819 Asel Wier certified that he had resurveyed the land and that, through an oversight, the courses should have read north 20 east, south 70 east, south 20 west and north 70 west. John B. Ruby surveyed the tract on those courses on 15 September 1820, by then in Hopkins County. "An ACT for the benefit of Ignatius Turley and Thomas Cooper," approved 31 October 1820, directed the Register to cancel the 1814 patent and issue a new one according to Ruby's plat. Governor John Adair signed the new patent on 18 August 1824.

## Survey Description

Metes and bounds as written in the surveys and confirmed against the patents. Distances are in poles. The 1820 survey is the one confirmed by the 1824 patent; the 1807 courses were voided.

Original survey, 12 April 1807 (patent of 1814 declared void): Survey'd for Thomas Cooper, assignee of Silas McBee, assignee of Joshua Cates, assignee of James Cates, 200 acres of land by virtue of part of a certificate from the County Court of Christian County, No. 2868, lying on Bull Creek, a fork of Slovers Creek, a fork of the Crab Orchard, a fork of Trade Water, in Henderson County. Beginning at a poplar; running North 45 East 179 poles to a hickory; thence South 45 East 179 poles to a hickory, post oak and ash; thence South 45 West 179 poles to a black oak and white oak; thence North 45 West 179 poles to the beginning. Survey'd April the 12th 1807.

Corrected survey, 15 September 1820 (confirmed by the patent of 1824): Surveyed for Thomas Cooper, assignee of Silas McBee, assignee of Joshua Cates, assignee of James Cates, 200 acres of land by virtue of a removed certificate from the County Court of Christian, No. 2868, lying and being in the County of Hopkins on Bull Creek. Beginning at a poplar; running North 20 East 179 poles to a hickory; thence South 70 East 179 poles to a hickory, ash and post oak; thence South 20 West 179 poles to a black oak and white oak; thence North 70 West 179 poles to the beginning. Surveyed 15th September 1820.

## Record Summary

| | |
|---|---|
| **Certificate Number** | 2868 (Christian County Court settlement certificate, removed) |
| **Survey Grant Register Number** | 8549 |

| | |
|---|---|
| **Original Claimant** | James Cates |
| **Assignments** | James Cates → Joshua Cates, 7 November 1806 (test. John Thompson); Joshua Cates → Silas McBee, 6 March 1807 (test. Asel Wier); Silas McBee → Thomas Cooper, 18 March 1807 (test. Asel Wier) |
| **Surveyed For / Patentee** | Thomas Cooper, assignee of Silas McBee, assignee of Joshua Cates, assignee of James Cates |
| **Acreage** | 200 acres, part of a 400-acre certificate |
| **Watercourse** | Bull Creek, a fork of Slovers Creek, a fork of the Crab Orchard, a fork of Tradewater; the certificate was first entered on Pond River |
| **County in Survey** | Henderson County (1807 survey and 1814 patent); Hopkins County (1820 survey and 1824 patent) |
| **Certificate Date** | 9 December 1805; removal order, January Term 1806 |
| **Survey Date** | 12 April 1807 (courses voided); 15 September 1820 (corrected survey by John B. Ruby) |
| **Received by Land Office** | 3 December 1807 (first survey); 18 August 1824 (corrected survey) |
| **Recording** | First survey: Book 9, page 188. First patent: Grant Book 16, page 71 (void). Second patent: Grant Book 24, page 329 |
| **Patent / Grant Issued** | 16 December 1814 (Isaac Shelby; declared void by the act of 31 October 1820); 18 August 1824 (John Adair and Thomas B. Monroe) |
| **State Price Notation** | Land sold to the State 11 November 1813 for the second instalment; redeemed 15 December 1814 on James Cates's payment of $36.47 [?], the price without interest |
| **Surveyors / Chain Carriers** | 1807: Asel Wier, D.S., for Edmund Talbot, S.H.C.; Silas McBee and Wm. R. Wier, chain carriers; Thomas Cooper, marker. 1820: John B. Ruby; John B. Ruby and A. Harrelson, chain carriers |
| **Legislation** | "An ACT for the benefit of Ignatius Turley and Thomas Cooper," approved 31 October 1820 |

## Chronology

| | |
|---|---|
| **9 December 1805** | Christian County Court finds James Cates entitled to 400 |

| | |
|---|---|
| | acres, entered on Pond River beginning on the south side of Richard Cates (Certificate No. 2868) |
| **January Term 1806** | James Cates admitted to remove the certificate, it having been entered on military or appropriated land |
| **7 November 1806** | James Cates transfers the certificate to Joshua Cates; test. John Thompson |
| **6 March 1807** | Joshua Cates assigns the certificate to Silas McBee; test. Asel Wier |
| **18 March 1807** | Silas McBee assigns the certificate to Thomas Cooper; test. Asel Wier |
| **12 April 1807** | 200 acres surveyed for Thomas Cooper on Bull Creek by Asel Wier, D.S., for Edmund Talbot, S.H.C. |
| **3 December 1807** | Plat and certificate received; recorded Book 9, page 188 |
| **11 November 1813** | Land sold by the Register to the State for the second instalment |
| **15 December 1814** | Auditor receives of James Cates the price without interest; the land is redeemed |
| **16 December 1814** | Grant No. 8549 issued to Thomas Cooper, signed by Governor Isaac Shelby and Secretary M. D. Hardin; Grant Book 16, page 71 |
| **5 January 1815** | Patent delivered to William R. Weir (margin note) |
| **24 November [?] 1819** | Asel Wier certifies that the courses should read N20E, S70E, S20W, N70W |
| **15 September 1820** | Corrected survey by John B. Ruby, Hopkins County |
| **31 October 1820** | "An ACT for the benefit of Ignatius Turley and Thomas Cooper" approved; the 1814 patent to be cancelled and a new patent issued on Ruby's plat |
| **18 August 1824** | Corrected survey received; new patent issued to Thomas Cooper, signed by Governor John Adair and Secretary Thomas B. Monroe; Grant Book 24, page 329 |

## Persons Named in the Record

| | |
|---|---|
| **Thomas Cooper** | Assignee of Silas McBee; surveyed for; marker; patentee of both patents |
| **James Cates** | Original claimant; assignor; paid the redemption in 1814 |

| | |
|---|---|
| **Richard Cates** | Named as the boundary of the Pond River entry |
| **Joshua Cates** | Assignee of James Cates; assignor to Silas McBee |
| **Silas McBee** | Assignee of Joshua Cates; assignor to Thomas Cooper; chain carrier (1807) |
| **John Thompson** | Witness to the 1806 assignment |
| **Asel Wier** | Witness to the 1807 assignments; deputy surveyor (1807); certified the corrected courses (1819) |
| **Wm. R. Wier** | Chain carrier (1807); received the 1814 patent ("William R. Weir") |
| **Edmund Talbot** | Surveyor of Henderson County |
| **John B. Ruby** | Surveyor and chain carrier (1820) |
| **A. Harrelson** | Chain carrier (1820) |
| **John Clark** | Clerk of the Christian County Court |
| **George Madison** | Auditor (1814) |
| **Isaac Shelby** | Governor (1814) |
| **M. D. Hardin** | Secretary (1814) |
| **Jno. M. Foster [?]** | Signed the note that Cooper had title (1819 endorsement) |
| **[?] Love** | Deputy Register (1824 endorsements) [?] |
| **Ignatius Turley** | Co-beneficiary of the 1820 act (a separate Allen County tract) |
| **John Adair** | Governor (1824) |
| **Thomas B. Monroe** | Secretary (1824) |

## Land Description

A 200-acre square on Bull Creek, a fork of Slovers Creek and the Crab Orchard Fork of Tradewater, in Henderson County when first surveyed (1807) and in Hopkins County when resurveyed (1820). The corners are the same in both surveys; only the bearings changed.

## Research Notes

**Two surveys, one tract.** The 1807 survey and the 1814 patent run every course on a 45-degree bearing: north 45 east, south 45 east, south 45 west, north 45 west. On 24 November [?] 1819 Asel Wier, the deputy who had made the survey, certified on the back of the patent that he had resurveyed the land "and find that through some oversight in the courses it should have been"

north 20 east, south 70 east, south 20 west and north 70 west, adding that "the above courses will meet the corners as specified in within patent making no allowance for the variation of the compass." The corners (a poplar, a hickory, a hickory with post oak and ash, and a black oak with white oak) are the same in both surveys; the courses differ by 25 degrees. Below his certificate is the note "Thomas Cooper hath a title to the within tract of land," signed Jno. M. Foster [?].

**The 1820 act.** Chapter 4 of the 1820–21 session laws, "An ACT for the benefit of Ignatius Turley and Thomas Cooper," approved 31 October 1820, recites that a patent issued to Thomas Cooper on 16 December 1814 for 200 acres of head-right land on removed certificate No. 2868, "lying in the county of Hopkins," and that owing to a mistake of the surveyor the courses in the survey and patent did not include the land actually surveyed and marked. On Cooper's presenting the patent, the Register was to cancel it, note the cancellation opposite its record, and issue a new patent "according to a plat and certificate of said survey, as made out by J. B. Ruby," on the corrected courses. Section 4 provides that nothing in the act gives Cooper "a preference over any prior claim." Sections 1 and 2 make the same provision for Ignatius Turley's 174 acres in Allen County. John B. Ruby's survey is dated 15 September 1820, six weeks before the act.

**Cancellation and the new patent.** The back of the 1814 patent reads: "This Grant is cancelled and made void by an act of Assembly entitled 'An act for the benefit of Ignatius Turley and Thomas Cooper,' approved October 31, 1820," signed by the Register [?] and "[?] Love, Dep. Reg." [?], with "See the Grant on said certificate to Thomas Cooper 18th August 1824." The back of Ruby's survey notes that it was received into the Land Office on 18 August 1824 and the grant issued the same day under the act. Governor John Adair and Secretary Thomas B. Monroe signed the new patent, which recites both the removed certificate ("December 9th 1805") and the act. An archivist's note gives Grant Book 24, page 329; the 1814 patent was recorded in Grant Book 16, page 71.

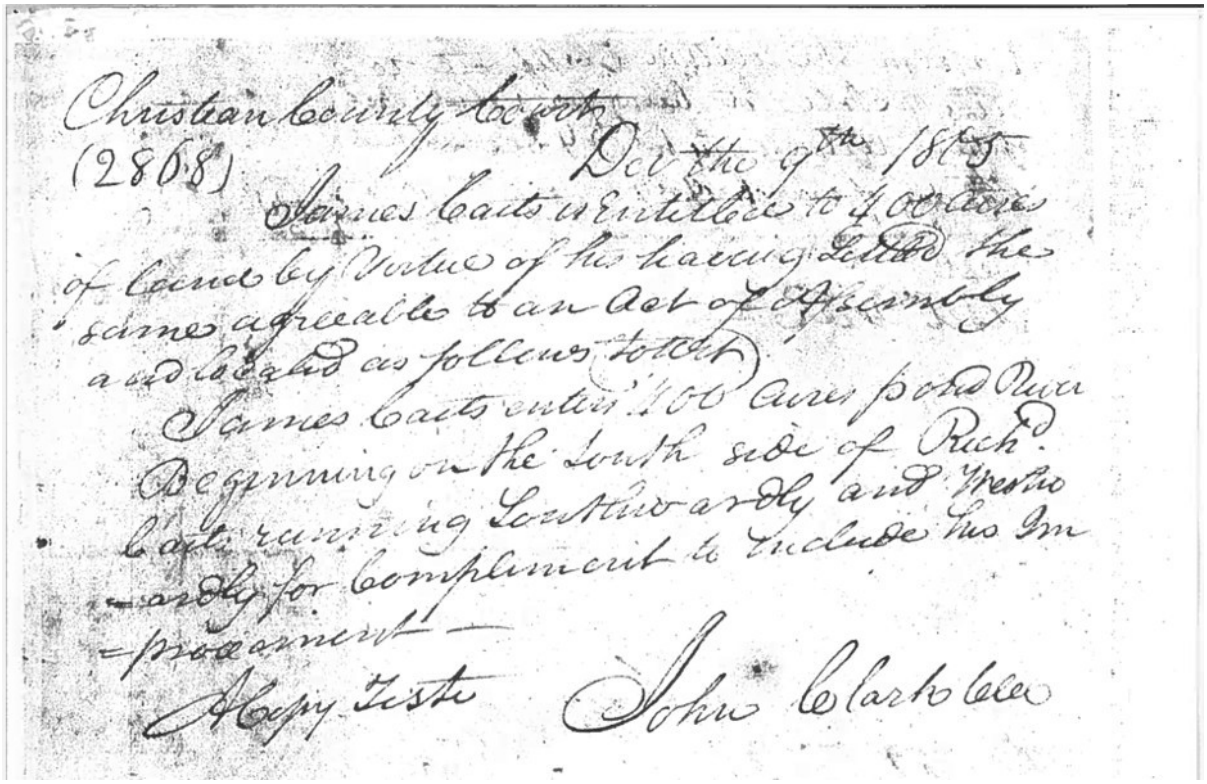
**Sold and redeemed.** The Auditor's receipt of 15 December 1814 records that the land had been sold on 11 November 1813 by the Register of the Land Office to the State of Kentucky for the second instalment, and that on receipt of the Treasurer's receipt for $36.47 [?], the price without interest on "200 pt. 400" acres of Certificate No. 2868, it was "hereby redeemed." The interest figures are struck through. The receipt is in the name of James Cates, the original claimant, and is headed "Thomas Cooper 3d Decr 1807," the date the survey was received. Governor Isaac Shelby signed the patent the next day, 16 December 1814.

**People in the record.** Silas McBee, who held the certificate for twelve days in March 1807, carried the chain on the 1807 survey with Wm. R. Wier, and Thomas Cooper was marker. The 1814 patent was delivered to William R. Weir on 5 January 1815. The 1820 survey was made by John B. Ruby, who also carried the chain with A. Harrelson. The McBee–Cooper assignment writes the assignee's name in a form like "Thomas Cooker" [?].

**Three Cates certificates.** Certificates No. 2868 (James Cates; this survey), No. 2869 (Aaron Cates; KLG 8551) and No. 2870 (Charles Cates; KLG 9644) were Christian County certificates of 9 December 1805, all entered on Pond River, all removed at the January Term 1806, and all transferred to Joshua Cates in November 1806. Charles Cates's entry began on Aaron Cates; this entry began on the south side of Richard Cates.

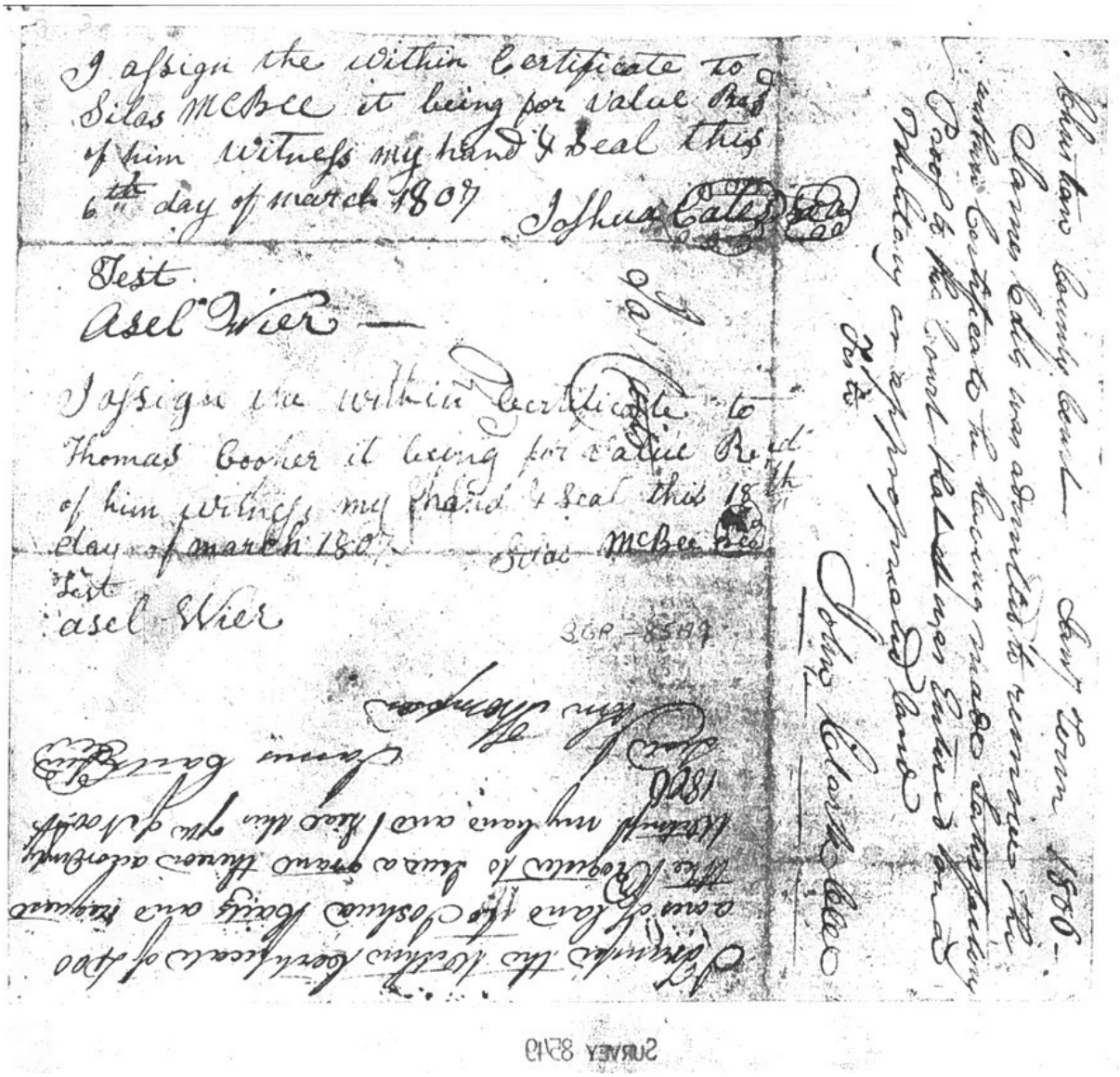
**Recording.** The back of the 1807 survey is endorsed "Thos. Cooper Platt & Cer. 200 as.," "Ed & Rd," "Recd 3d Decr 1807, No 8549," "R B 9 P 188" and "Grant issd the 16th Decr 1814." The outside of the 1814 patent is docketed "Thomas Cooper, 200 acres, Henderson County, Examd & Recorded, Bk [16] P 71" [?] and "Cancelled & Made Void." The back of the 1820 survey is docketed "Thos. Cooper, 200 acres Land, Grant issued 18th August 1824, No 8549." Plotted on the corrected courses, the survey closes and holds about 200 acres.

# Images / Appendix



Christian County Court
(2868) Dec the 9th 1805
James Caits is Entitled to 400 Acres
of Land by Virtue of his having Settled the
same agreeable to an Act of Assembly
and located as follows to Wit
James Caits enters 400 Acres pond River
Beginning on the South side of Rich^d.
Caits running Southwardly and Westw
-ardly for Compliment to include his Im
-procement —
A Copy Teste John Clark Clk

*Appendix Image 1. Christian County Court Certificate No. 2868 — Front (9 December 1805).*



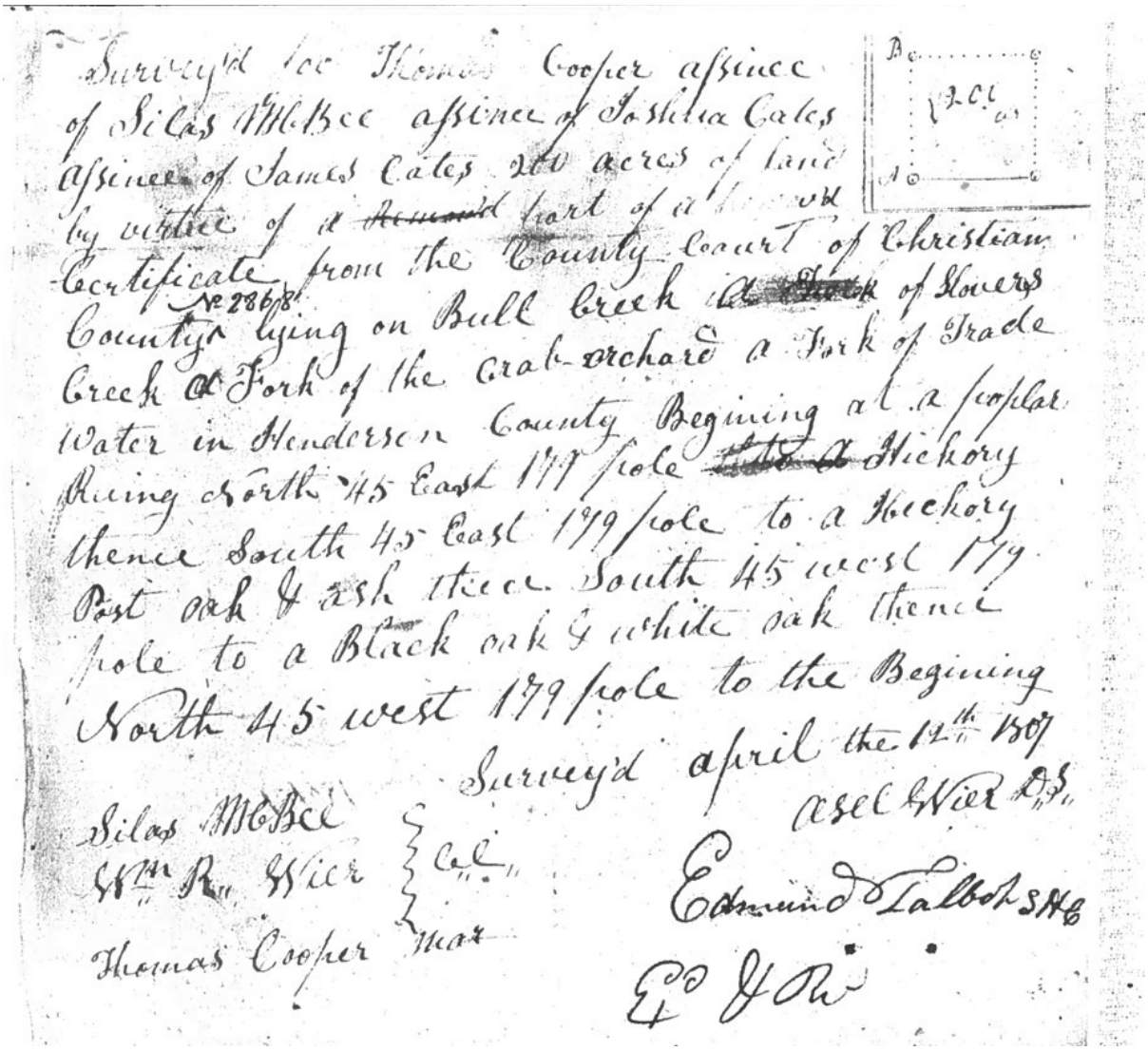
I assign the within Certificate to Silas McBee it being for value Rec'd of him witness my hand & Seal this 6th day of march 1807 Joshua Cates

Test
Asel Wier

I assign the within Certificate to Thomas Cooper it being for value Rec'd of him witness my hand & Seal this 18th day of march 1807 Silas McBee

Test
Asel Wier

*Appendix Image 2. Certificate — Back (removal order, January Term 1806; James Cates to Joshua Cates, 7 November 1806; Joshua Cates to Silas McBee, 6 March 1807; Silas McBee to Thomas Cooper, 18 March 1807).*



Survey'd for Thomas Cooper assinee of Silas McBee assinee of Joshua Cates assinee of James Cates 200 acres of land by virtue of a ~~Remond~~ part of a [illegible] Certificate from the County Court of Christian County No 2868 lying on Bull Creek ~~[illegible]~~ of Slovers Creek a Fork of the Crab-orchard a Fork of Trade Water in Henderson County Begining at a poplar Ruing North 45 East 179 pole ~~[illegible]~~ a Hickory thence South 45 East 179 pole to a Hickory Post oak & ash thence South 45 west 179 pole to a Black oak & white oak thence North 45 west 179 pole to the Begining

Survey'd april the 12th 1807

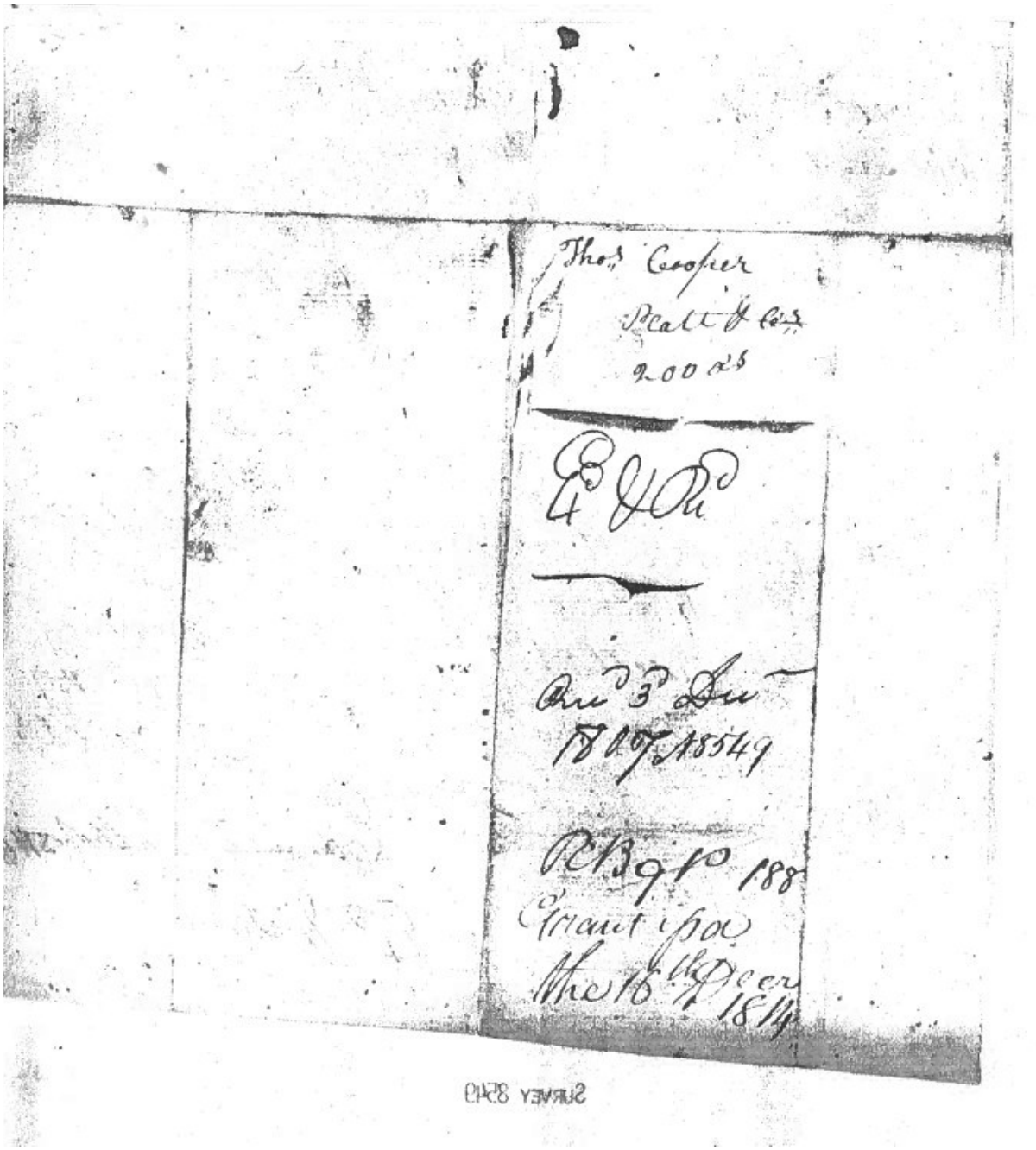
Asel Wier D.S.

Silas McBee
Wm R. Wier } Cl.
Thomas Cooper Mar

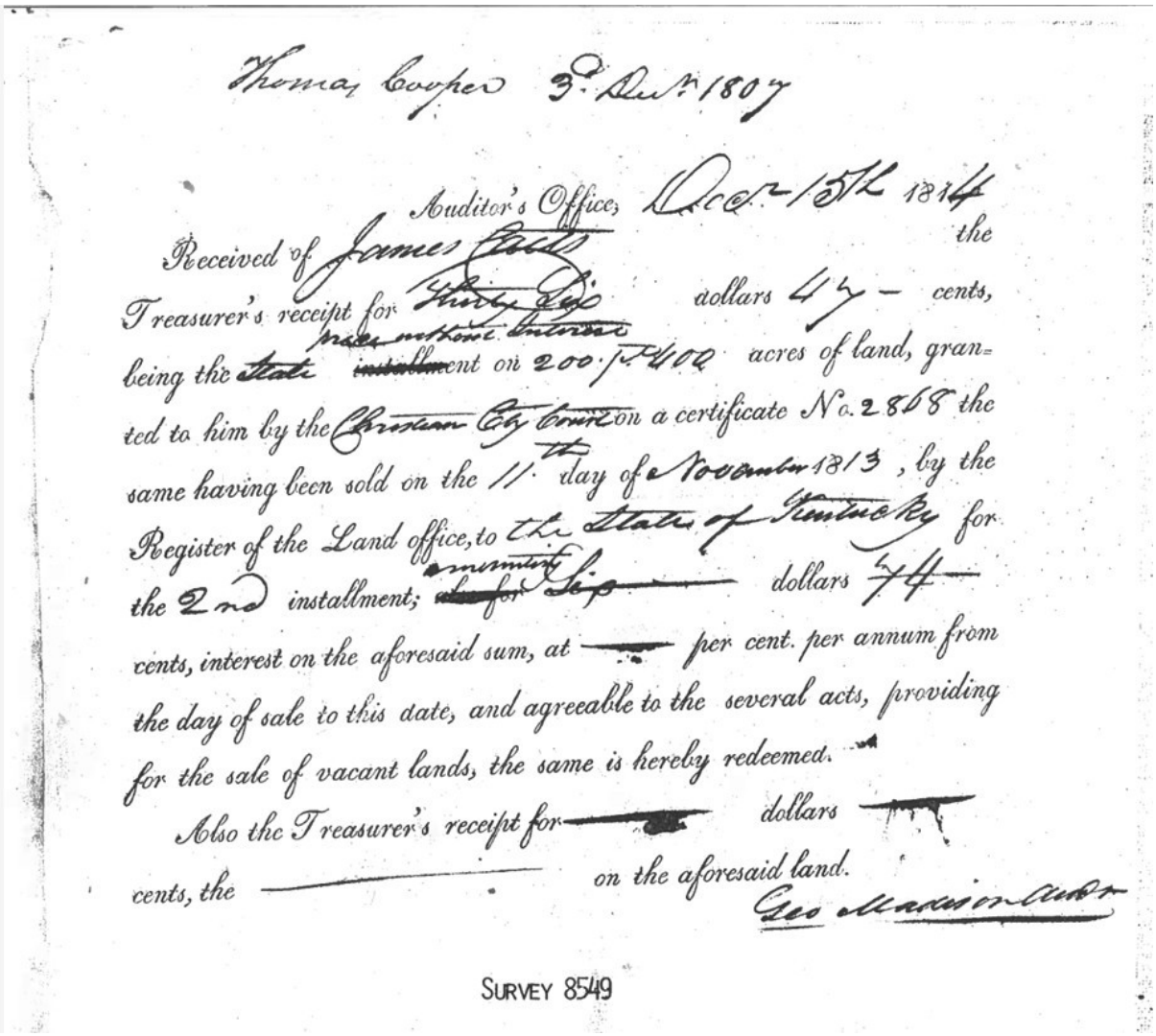
Edmund Talbot S.H.C.

Ed & Rw

*Appendix Image 3. Survey No. 8549 — Front, 12 April 1807 (courses later voided).*




*Appendix Image 4. Survey No. 8549 — Back (received 3 December 1807; recorded Book 9, page 188; grant issued 16 December 1814).*



Thomas Cooper 3d Decr 1807

Auditor's Office, Decr 15th 1814

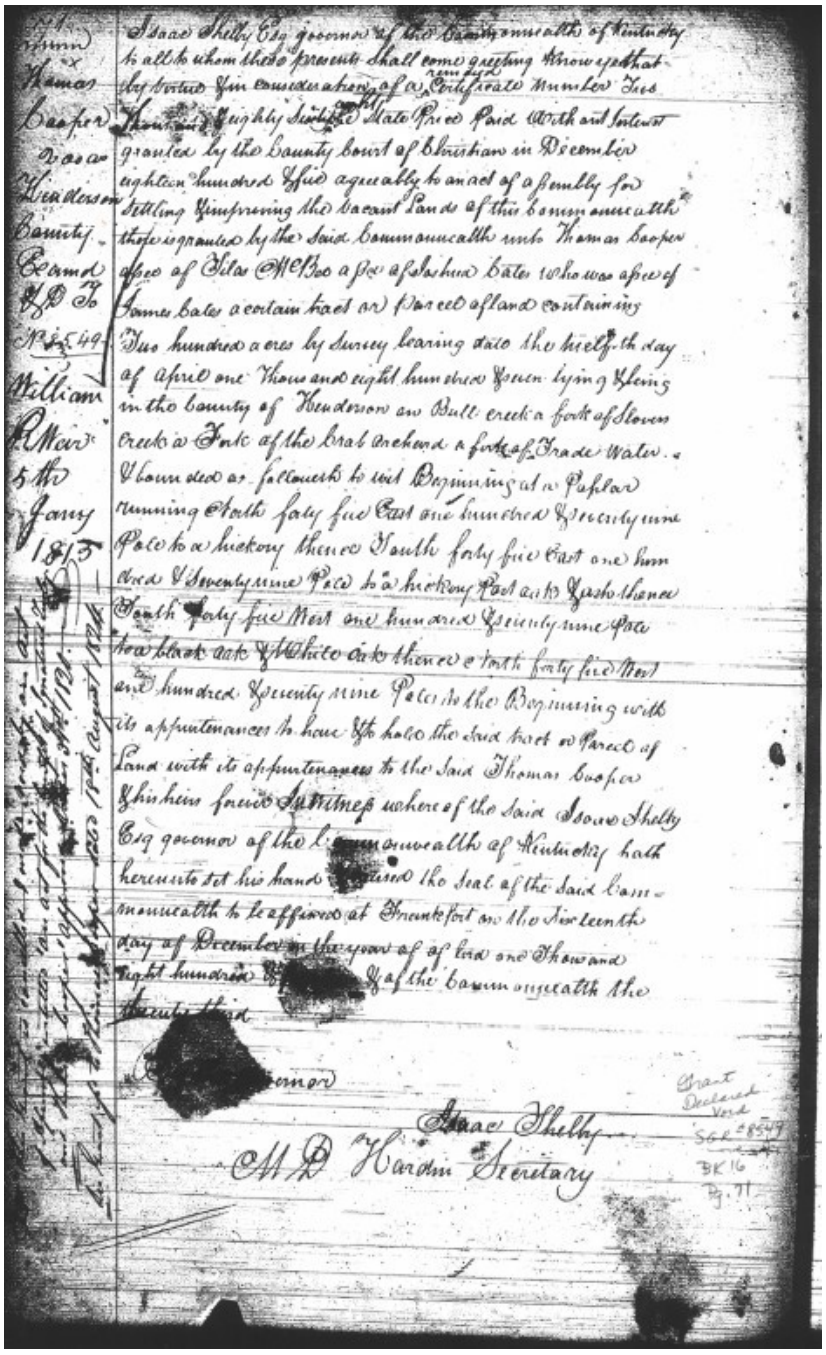
Received of James Cutts the Treasurer's receipt for Thirty Six dollars 47 cents, being the State ~~installment~~ place without interest on 200 pr 400 acres of land, granted to him by the Christian Cty Court on a certificate No. 2868 the same having been sold on the 11th day of November 1813, by the Register of the Land office, to the State of Kentucky for the 2nd installment; ~~also for~~ amounting Six dollars 74 cents, interest on the aforesaid sum, at — per cent. per annum from the day of sale to this date, and agreeable to the several acts, providing for the sale of vacant lands, the same is hereby redeemed.

Also the Treasurer's receipt for — dollars — cents, the — on the aforesaid land.

Geo Madison Audr

SURVEY 8549

*Appendix Image 5. Auditor's Office Redemption Receipt, 15 December 1814.*



Isaac Shelby Esq governor of the Commonwealth of Kentucky
to all to whom these presents shall come greeting Know ye that
by virtue & in consideration of a remaining Certificate Number Two
Thousand & eighty Seventy eight State Price Paid Without Interest
granted by the County Court of Christian in December
eighteen hundred & five agreeably to an act of assembly for
settling & improving the vacant Lands of this Commonwealth
there is granted by the said Commonwealth unto Thomas Cooper
assee of Silas McBee assee of Joshua Bates who was assee of
James Bates a certain tract or Parcel of land containing
Two hundred acres by survey bearing date the twelfth day
of April one Thousand eight hundred & seven lying & being
in the County of Henderson on Bull creek a fork of Slovers
creek a Fork of the Crab Orchard a fork of Trade Water
& bounded as followeth to wit Beginning at a Poplar
running North forty five East one hundred & seventy nine
Pole to a hickory thence South forty five East one hun
dred & seventy nine Pole to a hickory Post oak & ash thence
South forty five West one hundred & seventy nine Pole
to a black oak & White oak thence North forty five West
one hundred & seventy nine Poles to the Beginning with
its appurtenances to have & to hold the said tract or Parcel of
Land with its appurtenances to the said Thomas Cooper
& his heirs forever In witness whereof the said Isaac Shelby
Esq governor of the Commonwealth of Kentucky hath
hereunto set his hand [illegible] the seal of the said Com-
monwealth to be affixed at Frankfort on the Sixteenth
day of December in the year of of Lord one Thousand
eight hundred & [illegible] & of the Commonwealth the
twenty third

[illegible] Governor

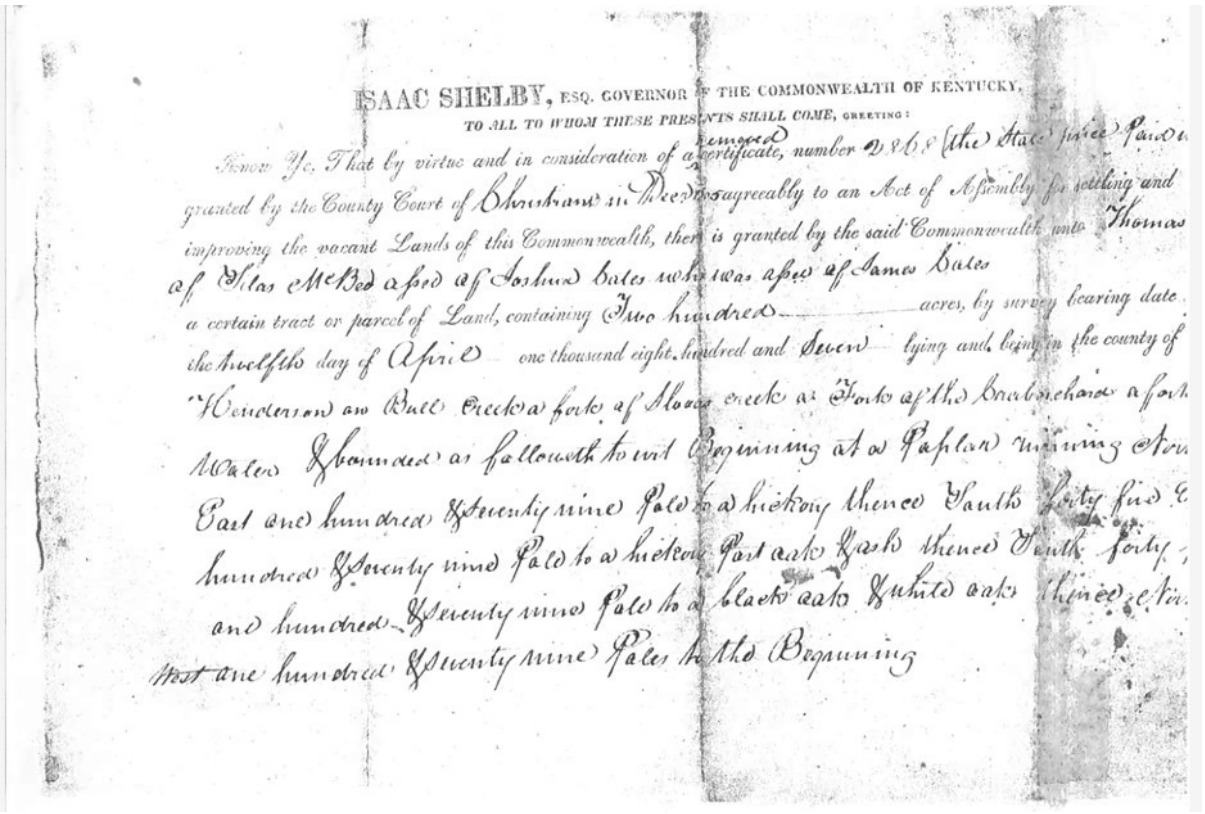
Isaac Shelby

M D Hardin Secretary

Grant Declared Void
SGL #8549
BK 16
Pg. 71

Thomas Cooper
2 as a
Henderson
County
Exam'd
& D To
No 8549
William
R Weir
5th
Jany
1815

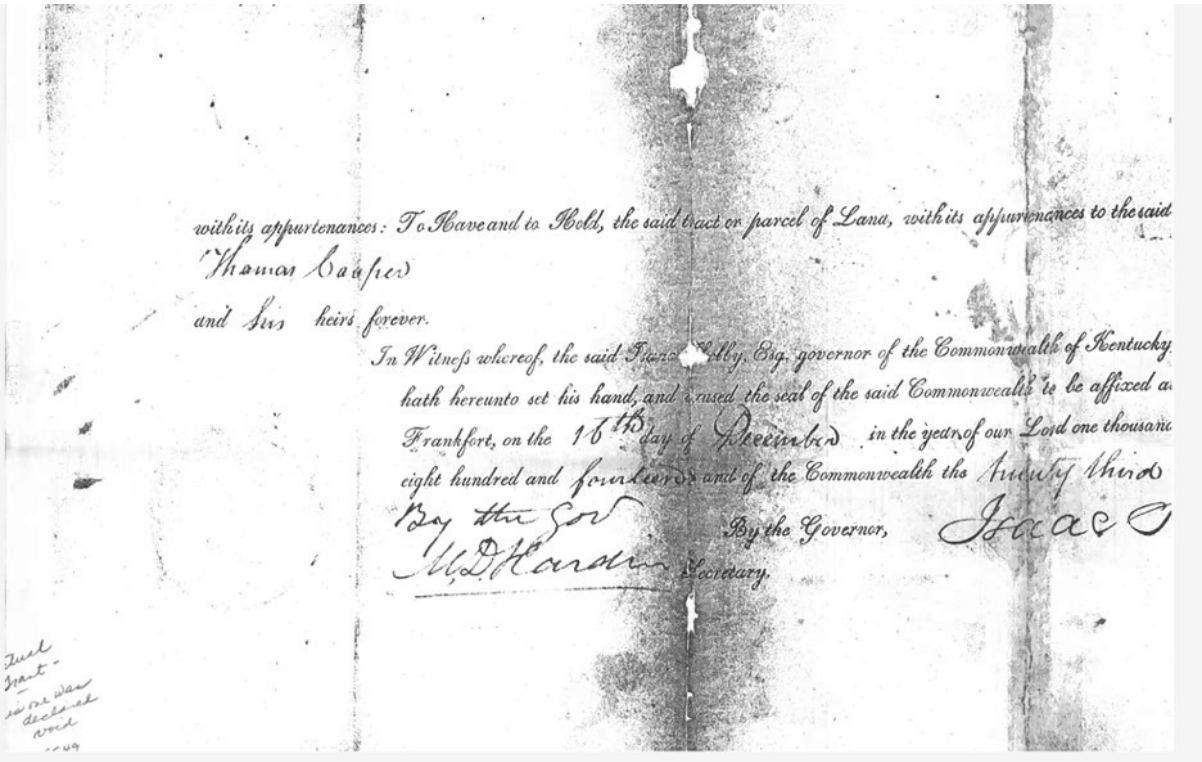
*Appendix Image 6. Patent of 16 December 1814 as recorded, Grant Book 16, page 71 (declared void; margin: delivered to William R. Weir, 5 January 1815).*



ISAAC SHELBY, ESQ. GOVERNOR OF THE COMMONWEALTH OF KENTUCKY,
TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

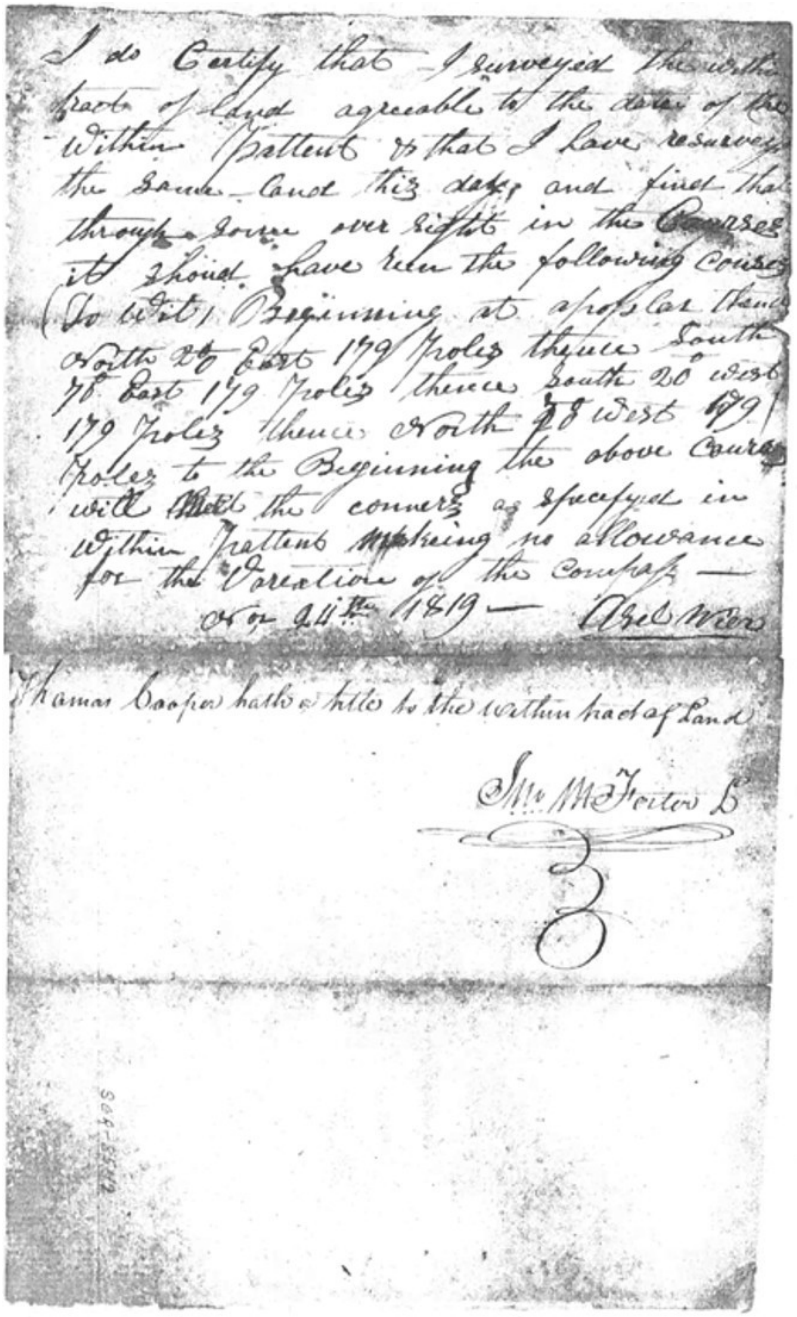
Know Ye, That by virtue and in consideration of a removed certificate, number 2868 (the State price Paid
granted by the County Court of Christian in Decr 1805 agreeably to an Act of Assembly for settling and
improving the vacant Lands of this Commonwealth, there is granted by the said Commonwealth unto Thomas
of Silas McBee assee of Joshua Bates who was assee of James Bates
a certain tract or parcel of Land, containing Two hundred acres, by survey bearing date
the twelfth day of April one thousand eight hundred and Seven lying and being in the county of
Henderson on Bull Creek a fork of Sloans creek a Fork of the Breakbeard a fork
Water & bounded as followeth to wit Beginning at a Poplar running Nor
East one hundred & seventy nine Pole to a hickory thence South forty five E
hundred & seventy nine Pole to a hickory Post oak & ash thence South forty
and hundred & seventy nine Pole to a black oak & white oak thence Nor
West one hundred & seventy nine Poles to the Beginning

*Appendix Image 7. Patent of 16 December 1814, surrendered original — face, upper part.*



with its appurtenances: To Have and to Hold, the said tract or parcel of Land, with its appurtenances to the said
Thomas Casper
and his heirs forever.
In Witness whereof, the said Isaac Shelby, Esq. governor of the Commonwealth of Kentucky
hath hereunto set his hand, and caused the seal of the said Commonwealth to be affixed a
Frankfort, on the 16th day of December in the year of our Lord one thousand
eight hundred and fourteen and of the Commonwealth the twenty third
By the Governor, Isaac S
By the Gov
M. D. Hardin Secretary.

*Appendix Image 8. Patent of 16 December 1814, surrendered original — face, lower part (signatures of Governor Isaac Shelby and Secretary M. D. Hardin).*



I do Certify that I surveyed the within tract of land agreeable to the date of the within Pattent & that I have resurveyed the same land this day, and find that through some over sight in the Courses it should have been the following Courses (To Wit) Beginning at a poplar thence North 20 East 179 poles thence South 70 East 179 poles thence South 20 West 179 poles thence North 70 West 179 poles to the Beginning the above Course will meet the conners as specified in within pattent making no allowance for the Variation of the Compass —

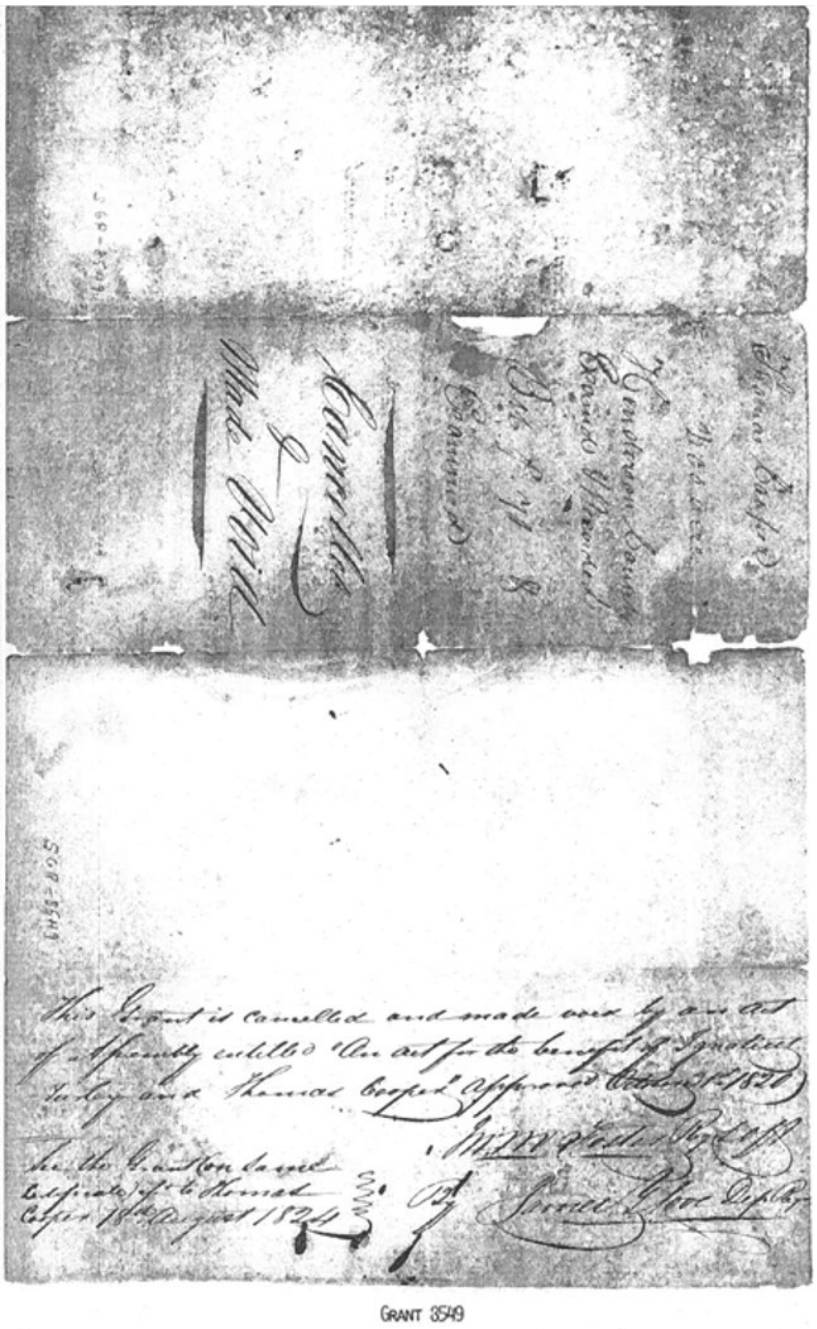
Nov 24th 1819 — Asel Wier

Thomas Cooper hath a title to the within tract of Land

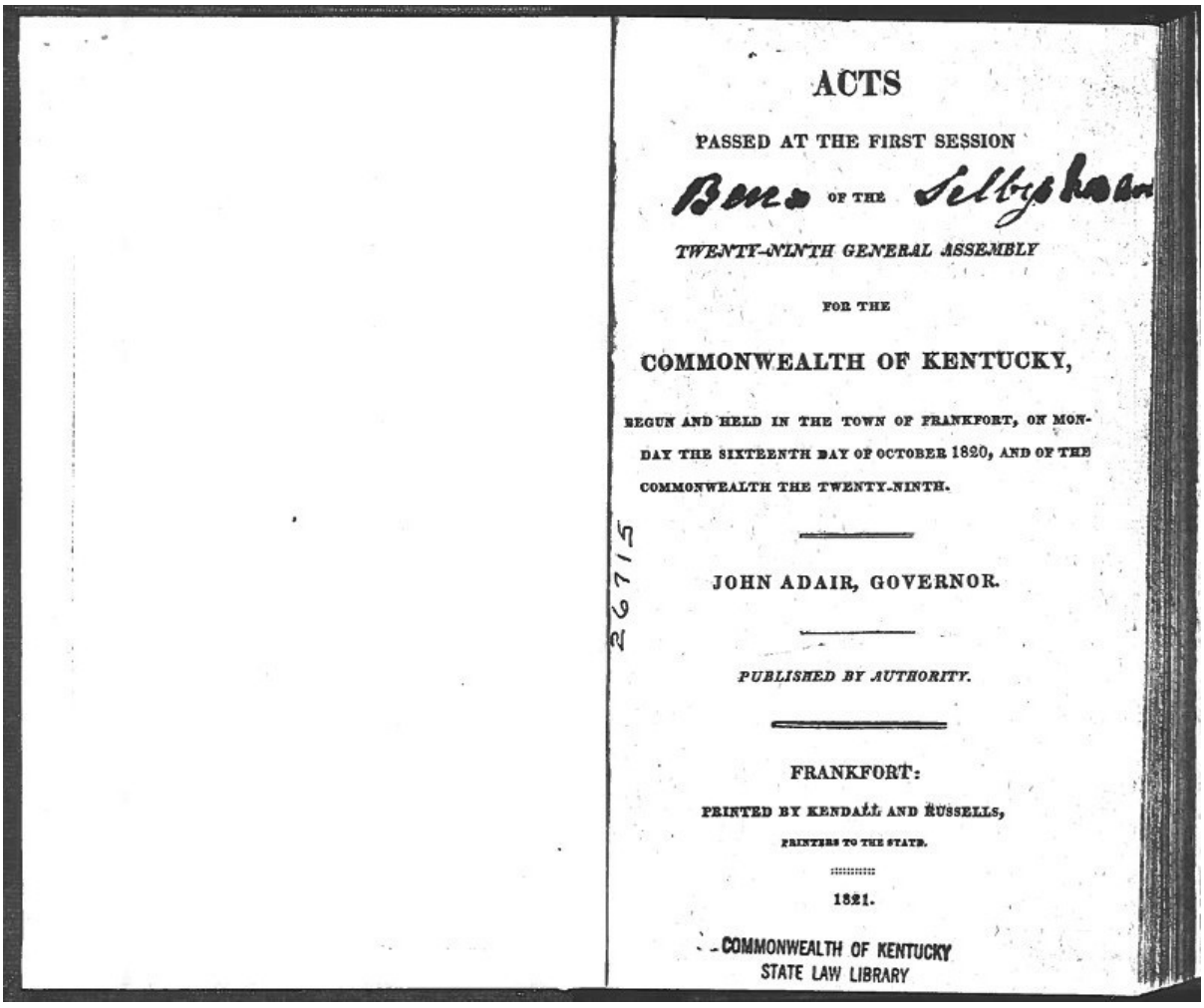
Jno M Foster L

S04-8542

*Appendix Image 9. Patent of 16 December 1814, surrendered original — back (Asel Wier's certificate of the corrected courses, 24 November [?] 1819).*




*Appendix Image 10. Patent of 16 December 1814, surrendered original — outside (docket; "Cancelled & Made Void"; cancellation under the act of 31 October 1820).*



ACTS

PASSED AT THE FIRST SESSION

OF THE

*TWENTY-NINTH GENERAL ASSEMBLY*

FOR THE

COMMONWEALTH OF KENTUCKY,

BEGUN AND HELD IN THE TOWN OF FRANKFORT, ON MONDAY THE SIXTEENTH DAY OF OCTOBER 1820, AND OF THE COMMONWEALTH THE TWENTY-NINTH.

JOHN ADAIR, GOVERNOR.

*PUBLISHED BY AUTHORITY.*

FRANKFORT:

PRINTED BY KENDALL AND RUSSELLS,

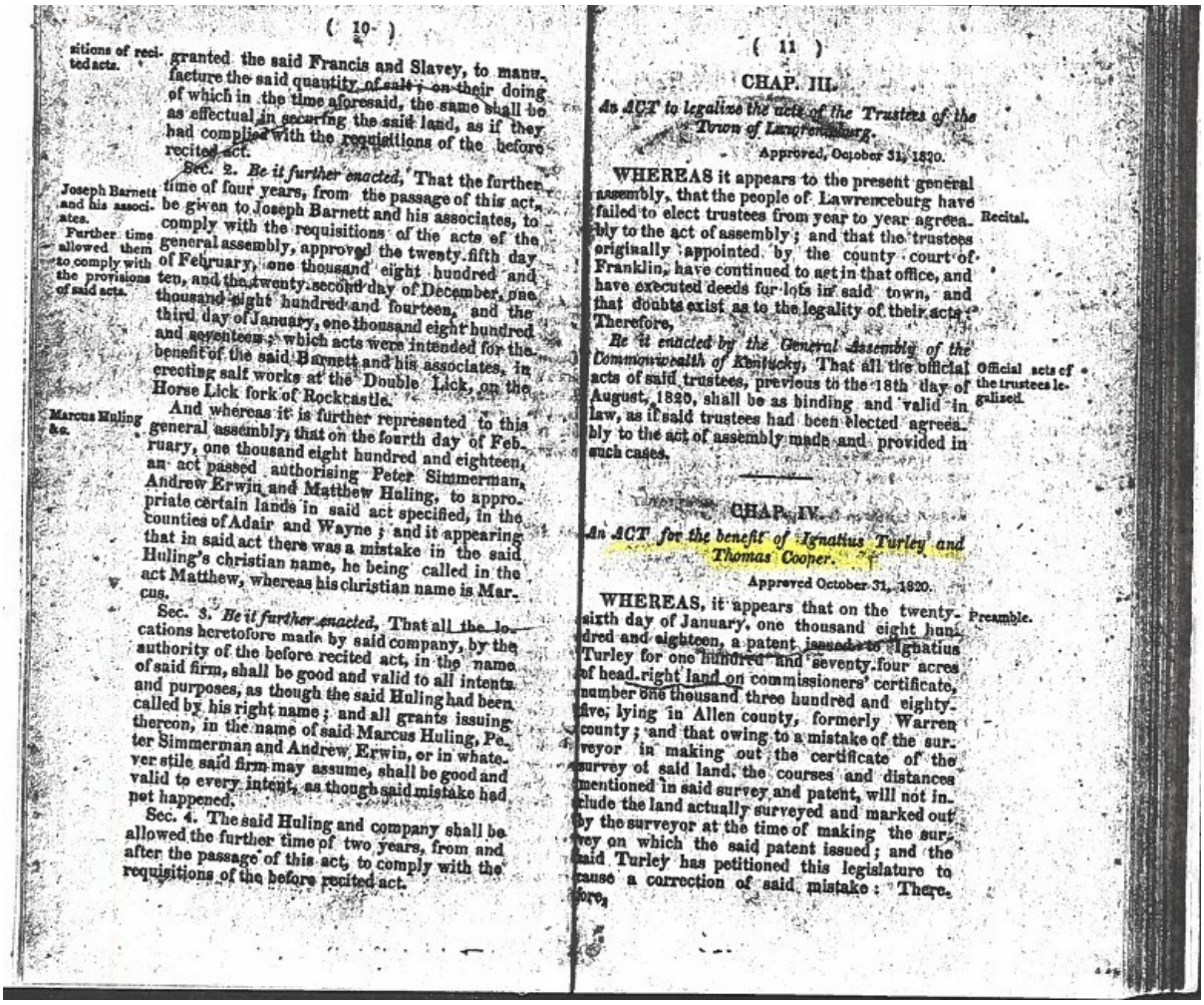
PRINTERS TO THE STATE.

1821.

26715

COMMONWEALTH OF KENTUCKY
STATE LAW LIBRARY

*Appendix Image 11. Acts of the Twenty-Ninth General Assembly (1821) — title page.*



( 10 )

sitions of recited acts.

granted the said Francis and Slavey, to manufacture the said quantity of salt; on their doing of which in the time aforesaid, the same shall be as effectual in securing the said land, as if they had complied with the requisitions of the before recited act.

Joseph Barnett and his associates. Further time allowed them to comply with the provisions of said acts.

Sec. 2. *Be it further enacted*, That the further time of four years, from the passage of this act, be given to Joseph Barnett and his associates, to comply with the requisitions of the acts of the general assembly, approved the twenty-fifth day of February, one thousand eight hundred and ten, and the twenty-second day of December, one thousand eight hundred and fourteen, and the third day of January, one thousand eight hundred and seventeen; which acts were intended for the benefit of the said Barnett and his associates, in erecting salt works at the Double Lick, on the Horse Lick fork of Rockcastle.

Marcus Huling &c.

And whereas it is further represented to this general assembly, that on the fourth day of February, one thousand eight hundred and eighteen, an act passed authorising Peter Simmerman, Andrew Erwin and Matthew Huling, to appropriate certain lands in said act specified, in the counties of Adair and Wayne; and it appearing that in said act there was a mistake in the said Huling's christian name, he being called in the act Matthew, whereas his christian name is Marcus.

Sec. 3. *Be it further enacted*, That all the locations heretofore made by said company, by the authority of the before recited act, in the name of said firm, shall be good and valid to all intents and purposes, as though the said Huling had been called by his right name; and all grants issuing thereon, in the name of said Marcus Huling, Peter Simmerman and Andrew Erwin, or in whatever stile said firm may assume, shall be good and valid to every intent, as though said mistake had not happened.

Sec. 4. The said Huling and company shall be allowed the further time of two years, from and after the passage of this act, to comply with the requisitions of the before recited act.

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## CHAP. III.

*An ACT to legalize the acts of the Trustees of the Town of Lawrenceburg.*

Approved, October 31, 1820.

Recital.

WHEREAS it appears to the present general assembly, that the people of Lawrenceburg have failed to elect trustees from year to year agreeably to the act of assembly; and that the trustees originally appointed by the county court of Franklin, have continued to act in that office, and have executed deeds for lots in said town, and that doubts exist as to the legality of their acts: Therefore,

Official acts of the trustees legalised.

*Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That all the official acts of said trustees, previous to the 18th day of August, 1820, shall be as binding and valid in law, as if said trustees had been elected agreeably to the act of assembly made and provided in such cases.

## CHAP. IV.

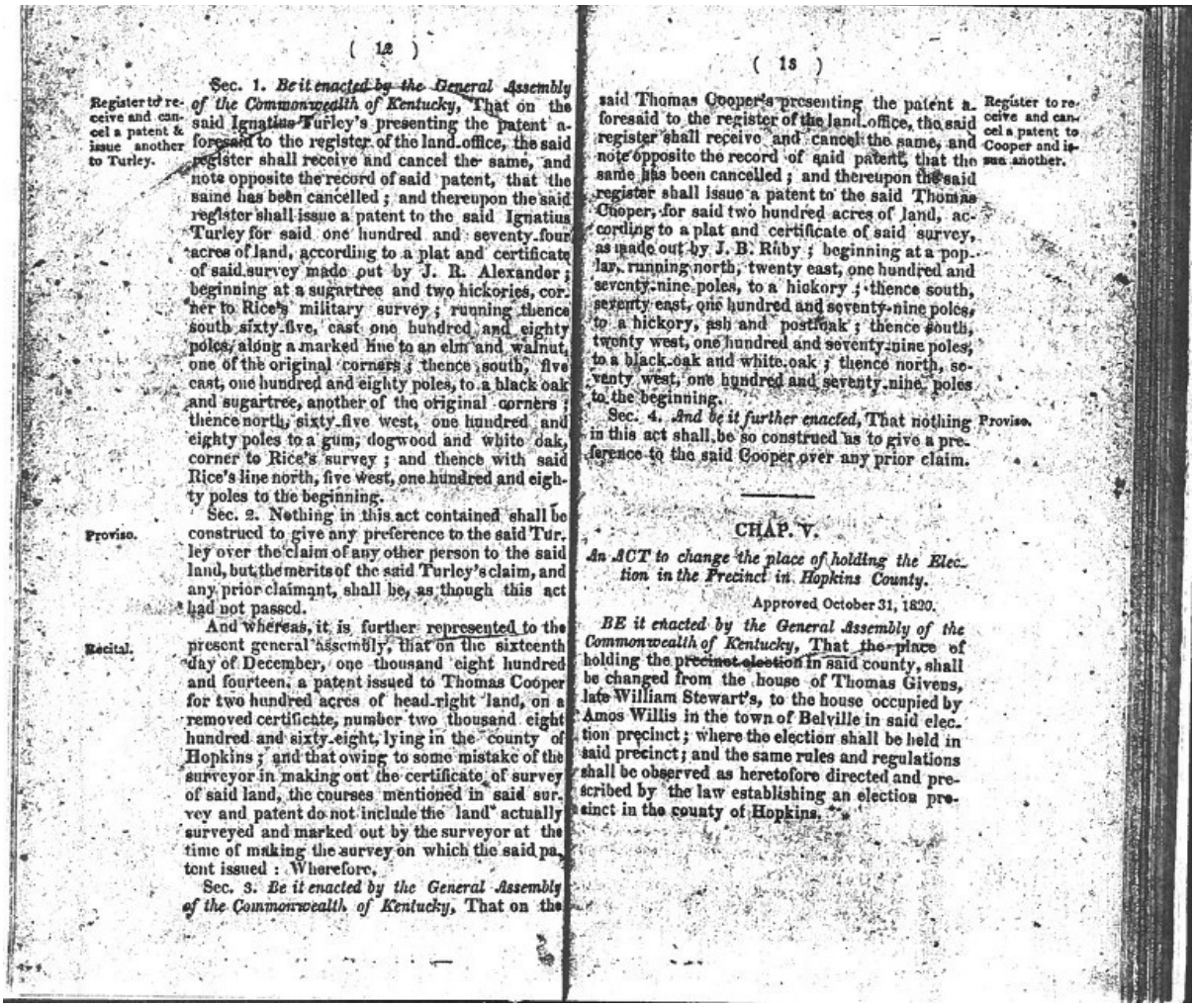
*An ACT for the benefit of Ignatius Turley and Thomas Cooper.*

Approved October 31, 1820.

Preamble.

WHEREAS, it appears that on the twenty-sixth day of January, one thousand eight hundred and eighteen, a patent issued to Ignatius Turley for one hundred and seventy-four acres of head-right land on commissioners' certificate, number one thousand three hundred and eighty-five, lying in Allen county, formerly Warren county; and that owing to a mistake of the surveyor in making out the certificate of the survey of said land, the courses and distances mentioned in said survey and patent, will not include the land actually surveyed and marked out by the surveyor at the time of making the survey on which the said patent issued; and the said Turley has petitioned this legislature to cause a correction of said mistake: Therefore,

*Appendix Image 12. Acts (1821), pages 10–11 — Chap. IV, "An ACT for the benefit of Ignatius Turley and Thomas Cooper," approved 31 October 1820.*



( 12 )

Register to receive and cancel a patent & issue another to Turley.

Sec. 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That on the said Ignatius Turley's presenting the patent aforesaid to the register of the land-office, the said register shall receive and cancel the same, and note opposite the record of said patent, that the same has been cancelled; and thereupon the said register shall issue a patent to the said Ignatius Turley for said one hundred and seventy-four acres of land, according to a plat and certificate of said survey made out by J. R. Alexander; beginning at a sugartree and two hickories, corner to Rice's military survey; running thence south sixty-five, east one hundred and eighty poles, along a marked line to an elm and walnut, one of the original corners; thence south, five east, one hundred and eighty poles, to a black oak and sugartree, another of the original corners; thence north, sixty-five west, one hundred and eighty poles to a gum, dogwood and white oak, corner to Rice's survey; and thence with said Rice's line north, five west, one hundred and eighty poles to the beginning.

Proviso.

Sec. 2. Nothing in this act contained shall be construed to give any preference to the said Turley over the claim of any other person to the said land, but the merits of the said Turley's claim, and any prior claimant, shall be, as though this act had not passed.

Recital.

And whereas, it is further represented to the present general assembly, that on the sixteenth day of December, one thousand eight hundred and fourteen, a patent issued to Thomas Cooper for two hundred acres of head-right land, on a removed certificate, number two thousand eight hundred and sixty-eight, lying in the county of Hopkins; and that owing to some mistake of the surveyor in making out the certificate of survey of said land, the courses mentioned in said survey and patent do not include the land actually surveyed and marked out by the surveyor at the time of making the survey on which the said patent issued: Wherefore,

Sec. 3. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That on the

( 13 )

said Thomas Cooper's presenting the patent aforesaid to the register of the land-office, the said register shall receive and cancel the same, and note opposite the record of said patent, that the same has been cancelled; and thereupon the said register shall issue a patent to the said Thomas Cooper, for said two hundred acres of land, according to a plat and certificate of said survey, as made out by J. B. Ruby; beginning at a poplar, running north, twenty east, one hundred and seventy-nine poles, to a hickory; thence south, seventy east, one hundred and seventy-nine poles, to a hickory, ash and postoak; thence south, twenty west, one hundred and seventy-nine poles, to a black-oak and white-oak; thence north, seventy west, one hundred and seventy-nine poles to the beginning.

Register to receive and cancel a patent to Cooper and issue another.

Proviso.

Sec. 4. *And be it further enacted*, That nothing in this act shall be so construed as to give a preference to the said Cooper over any prior claim.

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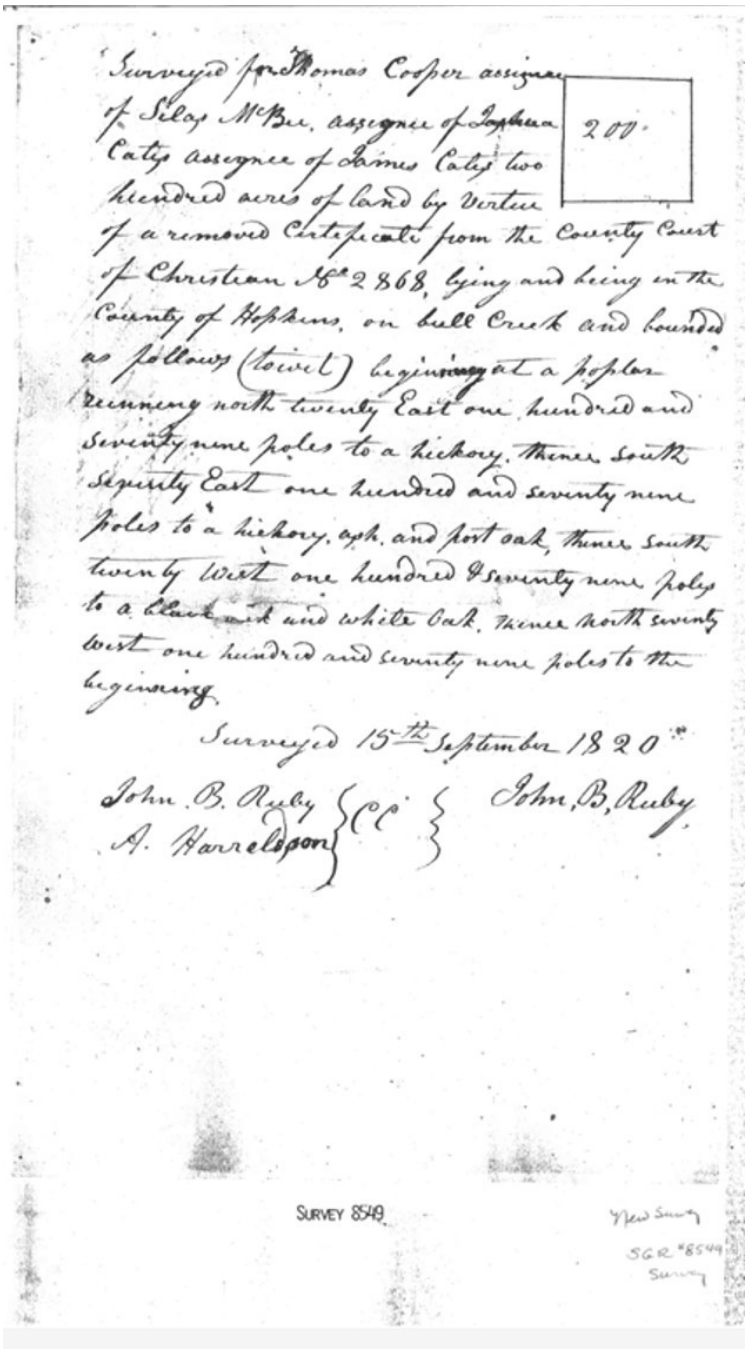
## CHAP. V.

*An ACT to change the place of holding the Election in the Precinct in Hopkins County.*

Approved October 31, 1820.

*BE it enacted by the General Assembly of the Commonwealth of Kentucky*, That the place of holding the precinct election in said county, shall be changed from the house of Thomas Givens, late William Stewart's, to the house occupied by Amos Willis in the town of Belville in said election precinct; where the election shall be held in said precinct; and the same rules and regulations shall be observed as heretofore directed and prescribed by the law establishing an election precinct in the county of Hopkins.

*Appendix Image 13. Acts (1821), pages 12–13 — the act's provisions for Thomas Cooper.*



Surveyed for Thomas Cooper assignee of Silas McBee, assignee of Joshua Cates assignee of James Cates two hundred acres of land by Vertue of a removed Certificate from the County Court of Christian No 2868, lying and being in the County of Hopkins, on bull Creek and bounded as follows (towit) beginning at a poplar running north twenty East one hundred and seventy nine poles to a hickory, thence South seventy East one hundred and seventy nine poles to a hickory, ash, and post oak, thence South twenty West one hundred & seventy nine poles to a black oak and white oak, thence north seventy west one hundred and seventy nine poles to the beginning.

200.

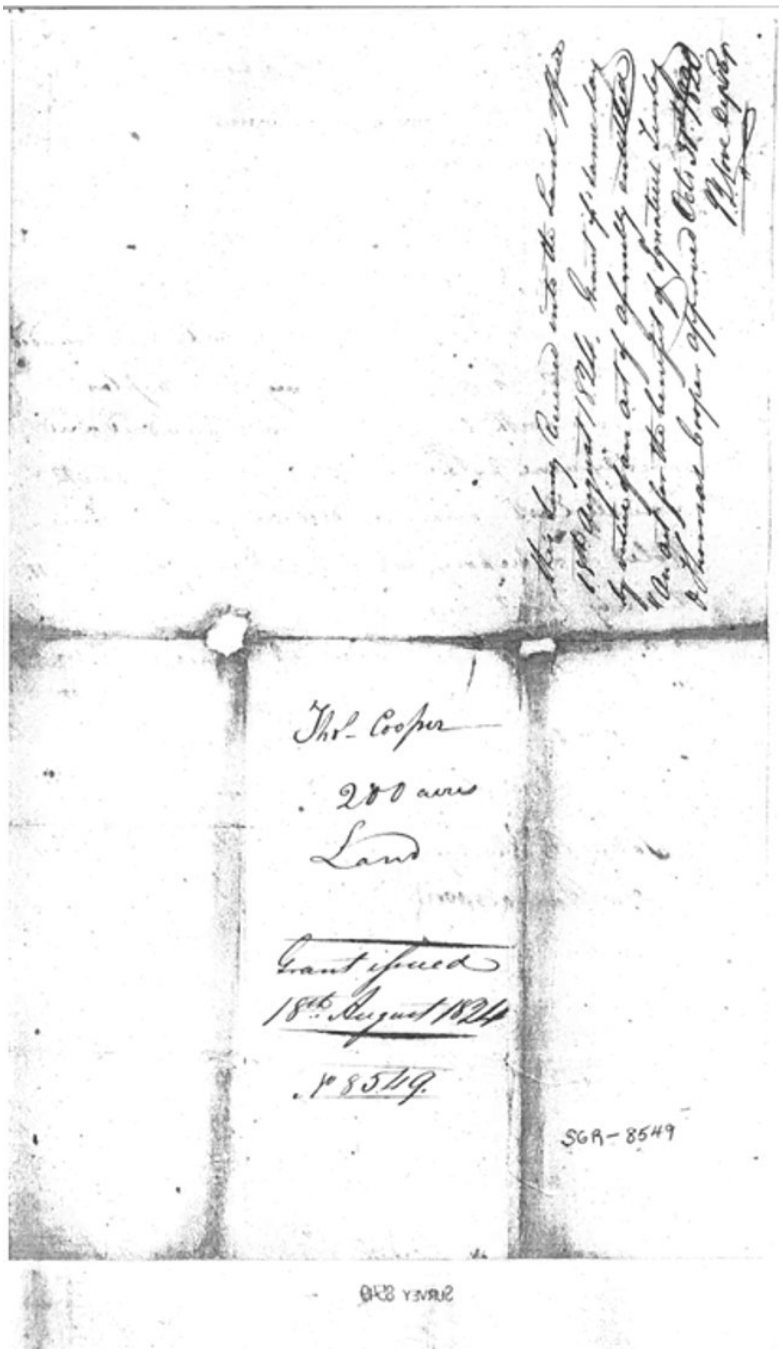
Surveyed 15th September 1820

John B. Ruby
A. Harreldson } CC } John B. Ruby

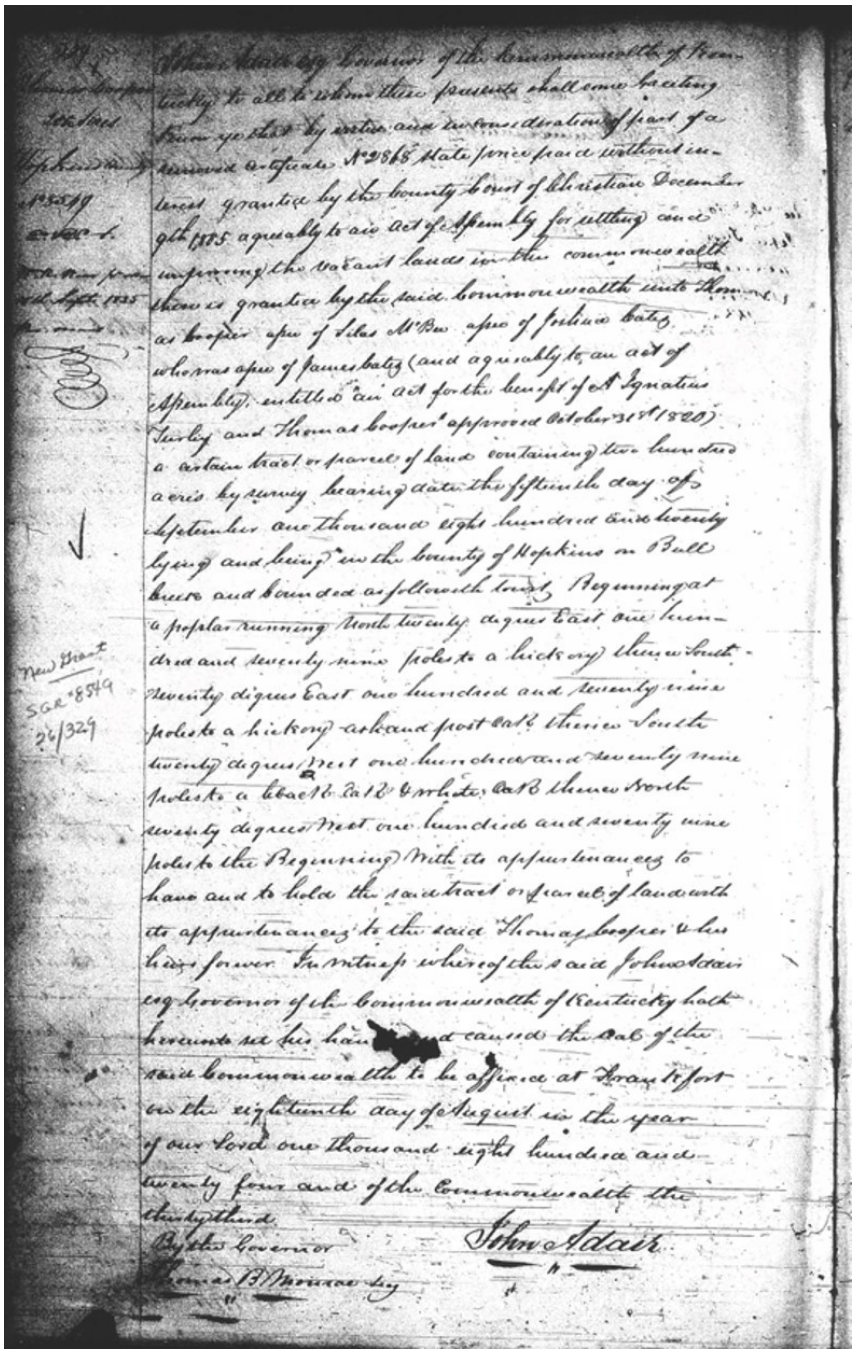
SURVEY 8549

New Survey
SGR #8549
Survey

*Appendix Image 14. Survey No. 8549 — Corrected, Front, 15 September 1820 (John B. Ruby).*




*Appendix Image 15. Survey No. 8549 — Corrected, Back (received 18 August 1824; grant issued the same day under the act of 31 October 1820).*



*Appendix Image 16. Patent No. 8549, 18 August 1824 (Grant Book 24, page 329; signed by Governor John Adair and Secretary Thomas B. Monroe).*