William Whiteside — Kentucky Land Grant — Patent No. 3451 (Commissioners' Certificate No. 3877)

200 Acres on a Fork of Bull Creek, Waters of Trade Water, Henderson County, Kentucky
Assignee of John Davis, Assignee of James Watters

Land Record Abstract and Survey Summary

Disclaimer

This report was compiled from transcribed source records. Please verify all transcribed dates, names, and citations against the original record images before relying on this report for publication.

Source Citation

James Watters obtained Commissioners' Certificate No. 3877 on October 22, 1798, for 200 acres of second-rate land on the head of Drakes Creek (commissioners Rich'd Young, Rob't Mosby, and Jas Brown[?]). A Henderson County Court note (1800) records that the certificate had been laid on a military claim through ignorance and mistake of a prior claim (attested by Clerk Ambrose Barbour, C.C.). The certificate passed by assignment to John Davis and then to William Whiteside (exact assignment dates not fully legible). On March 20, 1801, Whiteside relinquished the original Drakes Creek entry (attested by Edmund Talbot, S.H.C.) — the same week he relinquished the original entries underlying three adjoining tracts, Patent Nos. 3448, 3449, and 3450, all elsewhere in this collection. On March 21, 1801, 200 acres were re-surveyed for Whiteside on a fork of Bull Creek, waters of Trade Water, Henderson County, adjoining his other tracts, by Deputy Surveyor John Gordon, acting for County Surveyor Edmund Talbot; chain carriers were Jacob Newman and William Whiteside. The survey was recorded May 12, 1802, in Book No. 3, page 620. The Auditor's Office issued a receipt on January 27, 1814, for $57.46 on the 200 acres under Certificate No. 3877, recorded as received of "James Walters" (a spelling variant of Watters). The Commonwealth of Kentucky issued the patent on January 25, 1815 — the same date as the adjoining Patent No. 3449 — signed by Governor Isaac Shelby and countersigned by Secretary M.D. Hardin; a margin note records its delivery to William R. Weir on 1 February 1815. 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. 438, as "Whiteside, Wm."

Abstract

James Watters received Commissioners' Certificate No. 3877 in October 1798 for 200 acres on the head of Drakes Creek. As with three other certificates elsewhere in this researcher's collection, this one ran into a title conflict — here described as a military claim entered through mistake — and the certificate eventually passed through John Davis to William Whiteside, the same man consolidating several neighboring tracts in this area. Whiteside relinquished the original Drakes Creek entry in March 1801 and had the 200 acres re-surveyed the next day at a new location on a fork of Bull Creek, directly adjoining three other tracts he was assembling the same week (Patent

Nos. 3448, 3449, and 3450). This record also resolves a small puzzle from one of those neighboring reports: the Patent No. 3450 survey cited "Whiteside's Survey No. 3877" as a boundary corner, and Certificate No. 3877 is in fact this very tract — confirming that Patent Nos. 3450 and 3451 are adjoining parcels in Whiteside's assembled block. The finished patent issued in January 1815, the same day as the neighboring Patent No. 3449, again pointing to these tracts being processed together. The receipt spells the original claimant's name "Walters," a variant of "Watters"/"Waters" as it appears elsewhere in the record.

Survey Description

Complete metes-and-bounds description transcribed for mapping, from the surviving 1801 survey (the corrected Bull Creek location, not the relinquished Drakes Creek entry). All distances are as recorded in the original survey, in poles.

Beginning on a white oak, hickory, and dogwood on the south side of the creek, also a corner of his 200-acre survey as assignee of Joshua Cates; thence South 45° West 160 poles, crossing a creek, to two maples and a black oak standing in a military line; thence North 45° West 200 poles, passing the military corner at 20 poles, to three hickories on the side of a hill; thence North 45° East 160 poles to a stake; thence South 45° East 200 poles, crossing the creek, to the Beginning.

Record Summary

Certificate Number	3877 (Commissioners' Certificate, originally issued to James Watters, October 22, 1798)
Survey Grant Register Number	3451
Original Claimant	James Watters (also recorded as "Waters"/"Walters" — see Research Notes)
Assignee / Surveyed For	William Whiteside, assignee of John Davis, who was assignee of James Watters
Acreage	200 acres
Land Quality	Second rate
Watercourse	Originally entered on the head of Drakes Creek; relinquished and re-surveyed on a fork of Bull Creek, waters of Trade Water (see Research Notes)
County in Survey	Henderson County
Certificate Date	October 22, 1798
Survey Date	March 21, 1801, per the survey and as recited in the patent; the day after Whiteside relinquished the original entry and the day after the adjoining Patent Nos. 3448 and 3449 were surveyed; the same day as the adjoining Patent No. 3450

Recording Reference	Survey recorded May 12, 1802, Book No. 3, page 620
Patent / Grant Issued	January 25, 1815, signed by Governor Isaac Shelby and countersigned by Secretary M.D. Hardin (the same date as the adjoining Patent No. 3449, elsewhere in this collection); a margin note records delivery to William R. Weir on 1 February 1815
State Price Notation	$57.46, per Auditor's Office receipt dated January 27, 1814, described as "the balance and interest" (matching the wording on the adjoining Patent No. 3449 receipt)
Deputy Surveyor	John Gordon, D.S., for County Surveyor Edmund Talbot, S.H.C.
Chain Carriers	Jacob Newman and William Whiteside

Chronology

October 22, 1798	Commissioners' Certificate No. 3877 issued to James Watters for 200 acres of second-rate land on the head of Drakes Creek (commissioners Rich'd Young, Rob't Mosby, and Jas Brown[?])
1800	Henderson County Court notes the certificate had been laid on a military claim through ignorance and mistake of a prior claim (attested by Clerk Ambrose Barbour)
Date not fully legible	James Watters assigns the certificate to John Davis, who in turn assigns it to William Whiteside
March 20, 1801	William Whiteside relinquishes the certificate's original entry on the head of Drakes Creek (attested by Edmund Talbot, S.H.C.) — the same week as the relinquishments underlying three adjoining Whiteside tracts (Patent Nos. 3448, 3449, and 3450) elsewhere in this collection
March 21, 1801	200 acres re-surveyed for William Whiteside on a fork of Bull Creek, waters of Trade Water, Henderson County, adjoining his other tracts; by Deputy Surveyor John Gordon, acting for County Surveyor Edmund Talbot; chain carriers Jacob Newman and William Whiteside
May 12, 1802	Survey recorded, Book No. 3, page 620
January 27, 1814	Auditor's Office receipt issued for $57.46 on the 200 acres under Certificate No. 3877, recorded as received of "James Walters"
January 25, 1815	Patent issued by the Commonwealth of Kentucky to William

	Whiteside, signed by Governor Isaac Shelby and countersigned by Secretary M.D. Hardin — the same date as the adjoining Patent No. 3449; a margin note records delivery to William R. Weir on 1 February 1815

Persons Named in the Record

James Watters (also "Waters"/"Walters")	Original claimant; obtained Commissioners' Certificate No. 3877 in 1798
John Davis	Assignee of James Watters; assigned the certificate to William Whiteside
William Whiteside	Assignee of John Davis and final patentee; also the patentee on three adjoining tracts, Patent Nos. 3448, 3449, and 3450, all relinquished and re-surveyed the same week elsewhere in this collection
Rich'd Young	Commissioner who certified the original 1798 certificate. Very likely the same Richard Young identified as a recurring commissioner elsewhere in this researcher's broader collection
Rob't Mosby	Commissioner who certified the original 1798 certificate
Jas Brown[?]	Commissioner who certified the original 1798 certificate (surname not fully legible)
Ambrose Barbour	Clerk of the Henderson County Court (C.C.); attested the 1800 note regarding the certificate's conflict with a prior military claim. The same Ambrose Barbour also attests Henderson County records on the James Kuykendall, Isham Conner, and William Whiteside (Patent No. 3449) records elsewhere in this collection
Edmund Talbot	County Surveyor (S.H.C. — Surveyor, Henderson County); attested Whiteside's relinquishment of the original Drakes Creek entry. Also appears on the adjoining Patent Nos. 3448, 3449, and 3450 records elsewhere in this collection
John Gordon	Deputy Surveyor (D.S.), acting for Edmund Talbot; conducted the March 21, 1801 survey. Also appears elsewhere in this collection as County Surveyor in his own right for Hopkins County, and as deputy surveyor on the adjoining Patent Nos. 3448 and 3450 records
Jacob Newman	Chain carrier on the March 21, 1801 survey (also a chain carrier on the adjoining Patent Nos. 3448 and 3450 surveys)

Isaac Shelby	Governor of Kentucky; signed the patent, January 25, 1815
M.D. Hardin	Secretary of the Commonwealth; countersigned the patent
William R. Weir	Received delivery of the patent, 1 February 1815, per the margin note on the patent. Very likely the William R. Wier (Weir) of the Weirs Creek surveys in Cluster B; not independently confirmed
Geo. Madison	Signed the Auditor's Office receipt, January 27, 1814, as Auditor

Land Description

200 acres (second rate) on a fork of Bull Creek, waters of Trade Water, Henderson County, Kentucky.

Research Notes

This certificate has the same "relocated entry" history as three adjoining William Whiteside patents elsewhere in this collection (Patent Nos. 3448, 3449, and 3450): Commissioners' Certificate No. 3877 was originally entered on the head of Drakes Creek. William Whiteside relinquished that original entry on March 20, 1801 — the same week as the relinquishments underlying the other three tracts — and had 200 acres re-surveyed at a location on a fork of Bull Creek, adjoining his other tracts.

This record resolves an ambiguity flagged on the adjoining Patent No. 3450 report: that survey cited "said Whiteside's Survey No. 3877" as a boundary corner. Certificate No. 3877 is this very tract, confirming that Patent Nos. 3450 and 3451 are directly adjoining parcels within Whiteside's assembled block — not a reference to some other, unbuilt record.

Correction: an earlier version of this report transcribed the first course as "North 45° West" and read the beginning call as citing Certificate No. 3877 itself. Both the survey and the patent read "South 45 West," and the tract begins "on a white oak, hickory and dogwood on the south side of the creek, also a corner of his 200-acre survey assignee of Joshua Cates." That tract is Whiteside's Patent No. 3448 (Certificate No. 4162, Joseph Cates to Joshua Cates to Whiteside, 200 acres, surveyed the day before), which begins on "a white oak, hickory, and dogwood on the south side of the branch." The corner is named in both records, so 3451 and 3448 share it; 3448 runs on 60- and 30-degree bearings and lies north-east of the corner, and 3451 lies west of it, so the two meet only at that corner. Patent No. 3450 begins "in the line of" this survey at a corner of a military survey; its best fit is the military corner that this survey's south-west line passes at 20 poles, with 3450 lying south-west of 3451 along that line. The owner of the military survey is not named, and no corner yet ties Whiteside's block to a published survey outside his own tracts. The delivery of the patent to William R. Weir links this record to the Weir family of Cluster B.

Same-day patent processing: this patent and the adjoining Patent No. 3449 were both issued on January 25, 1815, and both receipts use the identical "balance and interest" phrasing (rather than the more common "without interest" language seen elsewhere in this collection) — reinforcing that Whiteside's four adjoining tracts were handled as a consolidated block.

Name-spelling variant: the original claimant is spelled "Watters" on the 1798 certificate, but the 1814 Auditor's receipt gives "Walters." Transcribed as it appears in each source; not resolved to a single spelling.

Commissioner connection: "Rich'd Young," who signed the original 1798 certificate, is very likely the same Richard Young identified as a recurring commissioner elsewhere in this researcher's broader collection (including Commissioners' Certificates in Christian County).

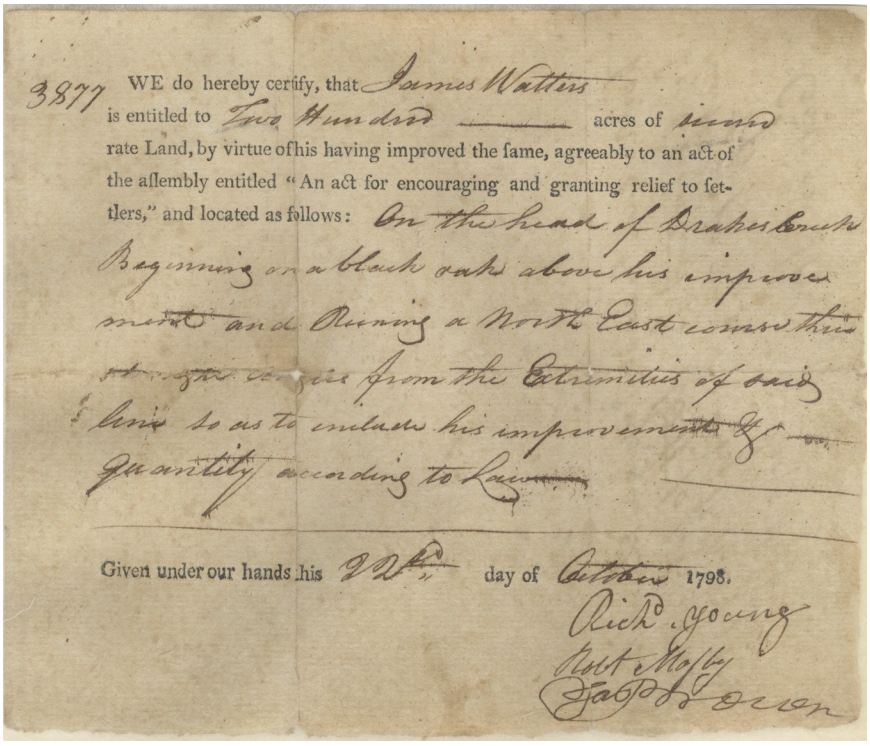
Clerk connection: "Ambrose Barbour," who attested the Henderson County Court's 1800 note on this record, also attests Henderson County records on the James Kuykendall, Isham Conner, and William Whiteside (Patent No. 3449) records elsewhere in this collection.

Surveyor connections: County Surveyor Edmund Talbot, Deputy Surveyor John Gordon, and chain carrier Jacob Newman all also appear on the adjoining Patent Nos. 3448, 3449, and/or 3450 records, reinforcing that all four tracts were surveyed as part of the same coordinated effort.

The exact dates of the assignment from James Watters to John Davis, and from Davis to William Whiteside, are not fully legible on the images provided.

No outside sources were consulted beyond the record images themselves for this report.

Images / Appendix

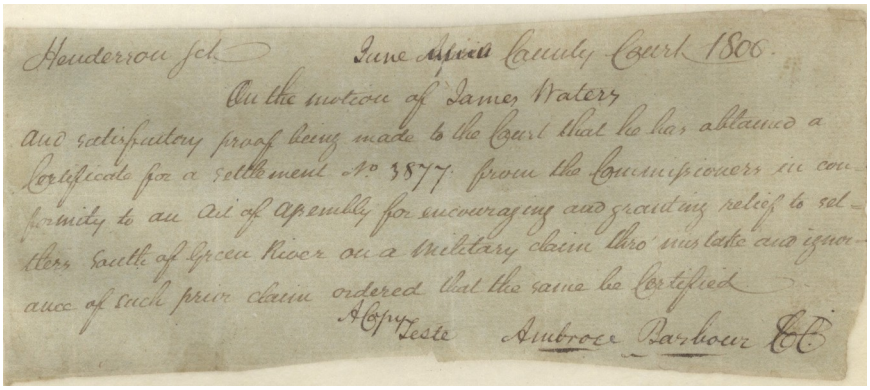


3877 WE do hereby certify, that James Watters is entitled to Two Hundred acres of second rate Land, by virtue of his having improved the same, agreeably to an act of the assembly entitled "An act for encouraging and granting relief to settlers," and located as follows: On the head of Drakes Creek Beginning on a black oak above his improvement and Running a North East course thro' [illegible] angles from the Extremities of said line so as to include his improvement & Quantity according to Law

Given under our hands this 22nd day of October 1798.

Richd. Young
Robt Mosby
Jas Brown

Appendix Image 1. Warrant (Certificate No. 3877) — Front, Page 1 (assignment endorsements: Watters to Davis; Davis to Whiteside).

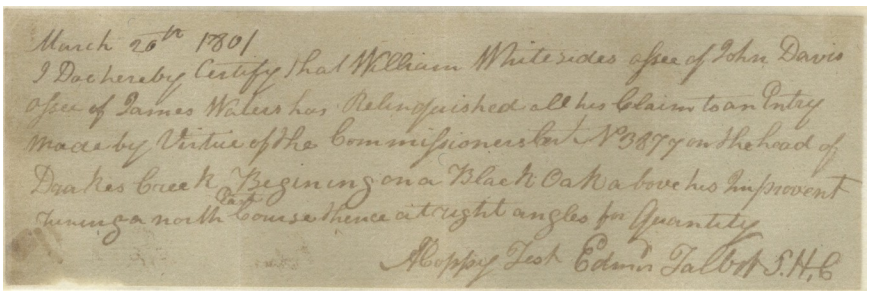


Henderson Sct June April County Court 1800.

On the motion of James Waters and satisfactory proof being made to the Court that he has obtained a Certificate for a settlement No. 3877 from the Commissioners in conformity to an act of assembly for encouraging and granting relief to settlers South of Green River on a Military claim thro' mistake and ignorance of such prior claim ordered that the same be Certified

A Copy Teste Ambrose Barbour C.C.

Appendix Image 2. Warrant (Certificate No. 3877) — Front, Page 2.

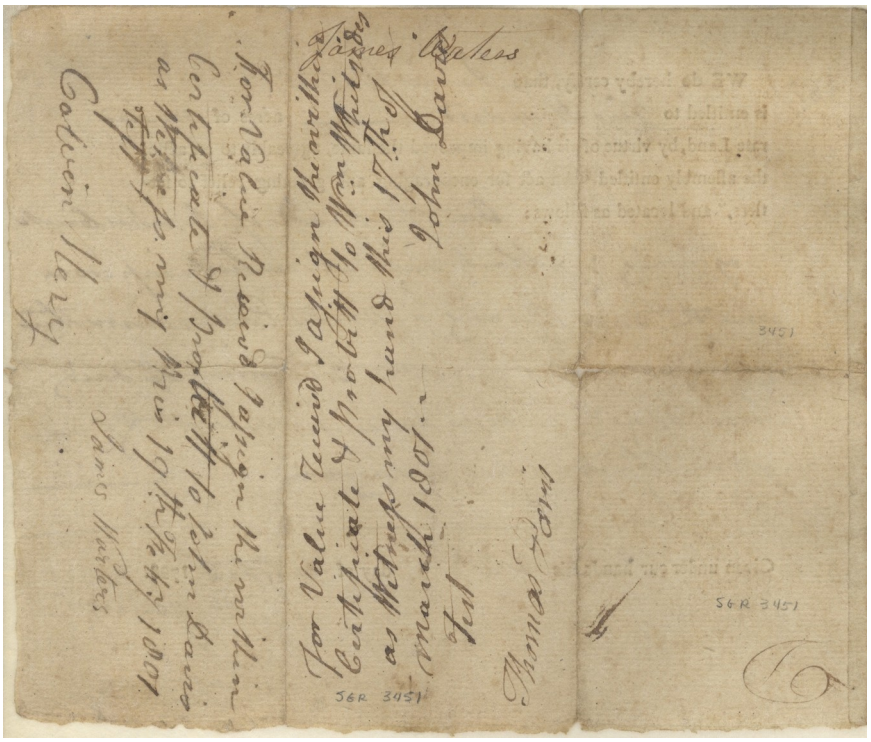


March 20th 1801

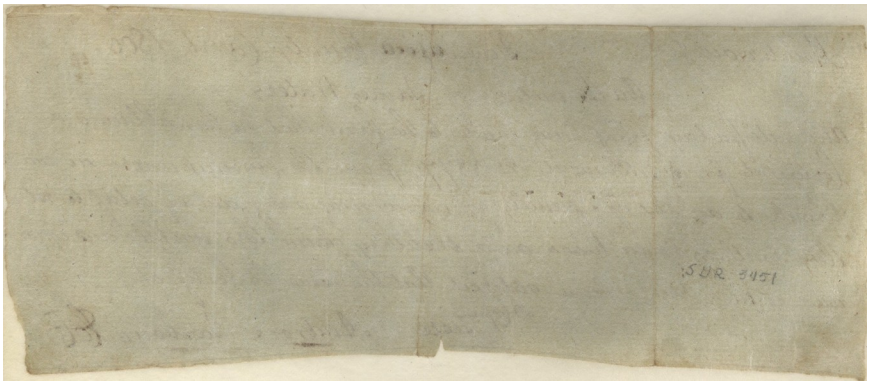
I Do hereby Certify that William Whitesides assee of John Davis assee of James Waters has Relinquished all his Claim to an Entry made by Virtue of the Commissioners Cert No 3877 on the head of Drakes Creek Beginning on a Black Oak above his Improvent Running a north East Course thence at right angles for Quantity

A Coppy Test Edmd Talbot S.H.C.

Appendix Image 3. Warrant (Certificate No. 3877) — Front, Page 3.



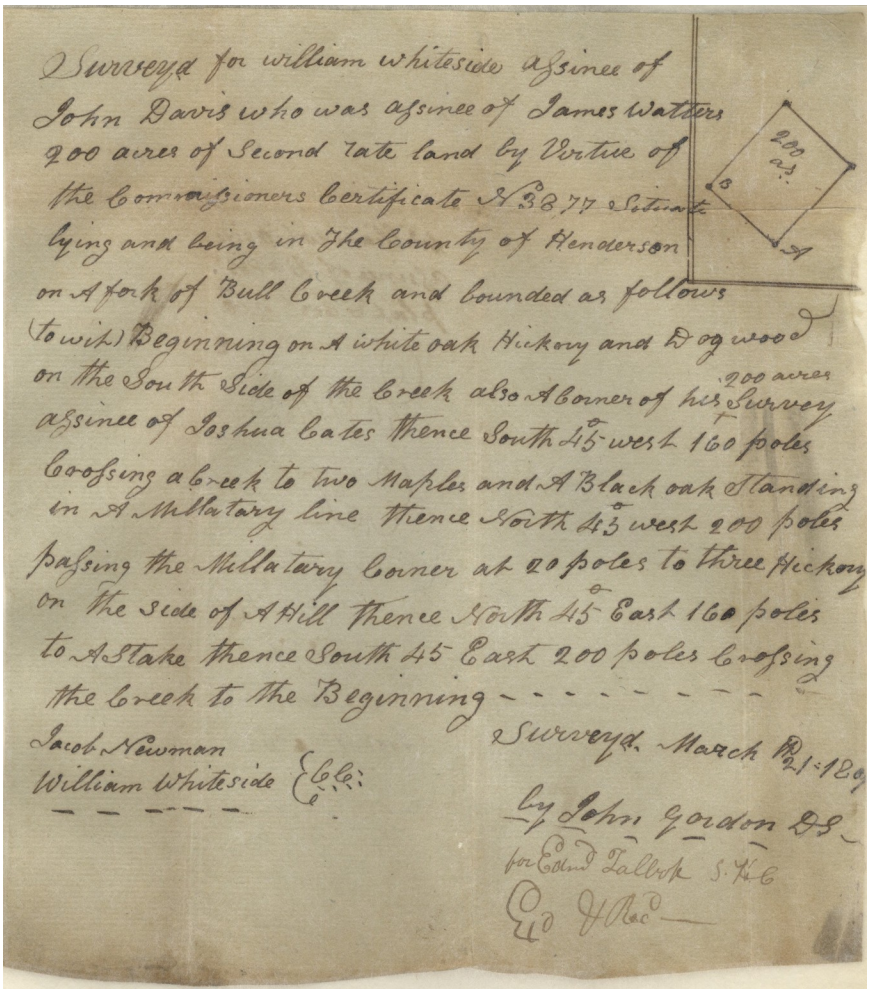
Appendix Image 4. Warrant (Certificate No. 3877) — Back, Page 1 (original 1798 Commissioners' Certificate text).



Appendix Image 5. Warrant (Certificate No. 3877) — Back, Page 2 (Henderson County Court note on the military prior claim).



Appendix Image 6. Warrant (Certificate No. 3877) — Back, Page 3 (relinquishment of the original Drakes Creek entry).

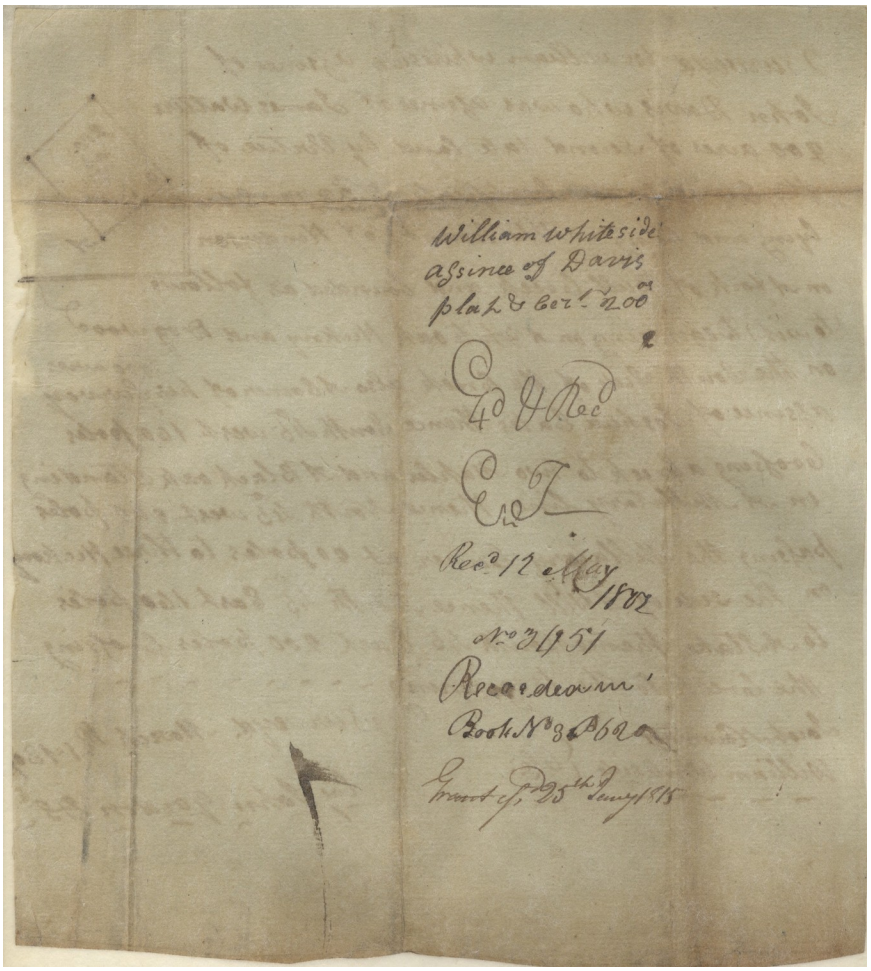


Surveyd for william whiteside assinee of
John Davis who was assinee of James Watters
200 acres of Second rate land by Virtue of
the Commissioners Certificate No 3877 Situate
lying and being in The County of Henderson
on A fork of Bull Creek and bounded as follows
(to wit) Beginning on A white oak Hickory and Dogwood
on the South Side of the Creek also A Corner of his 200 acres Survey
assinee of Joshua Cates thence South 45° west 160 poles
Crossing a Creek to two Maples and A Black oak Standing
in A Millatary line thence North 45° west 200 poles
passing the Millatary Corner at 20 poles to three Hickory
on the side of A Hill thence North 45° East 160 poles
to A Stake thence South 45 East 200 poles Crossing
the Creek to the Beginning - - - - - - - -

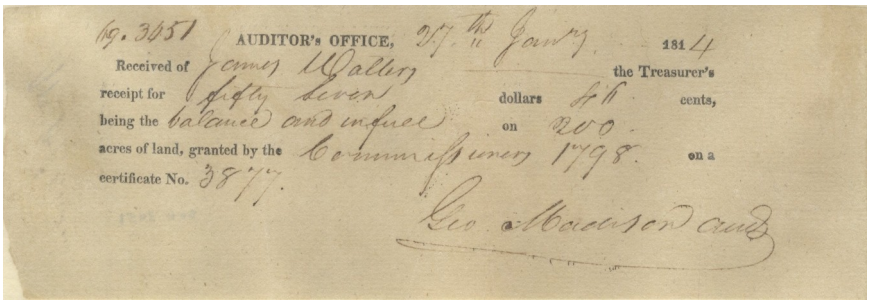
Jacob Newman
William Whiteside } C.C.

Surveyd. March 21:1809
by John Gordon D.S.
for Edmd Talbot S.H.C
Ed & Rec

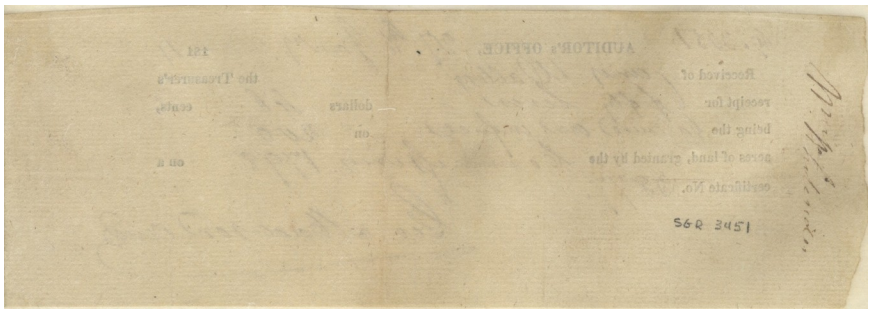
Appendix Image 7. Survey No. 3451 — Front.



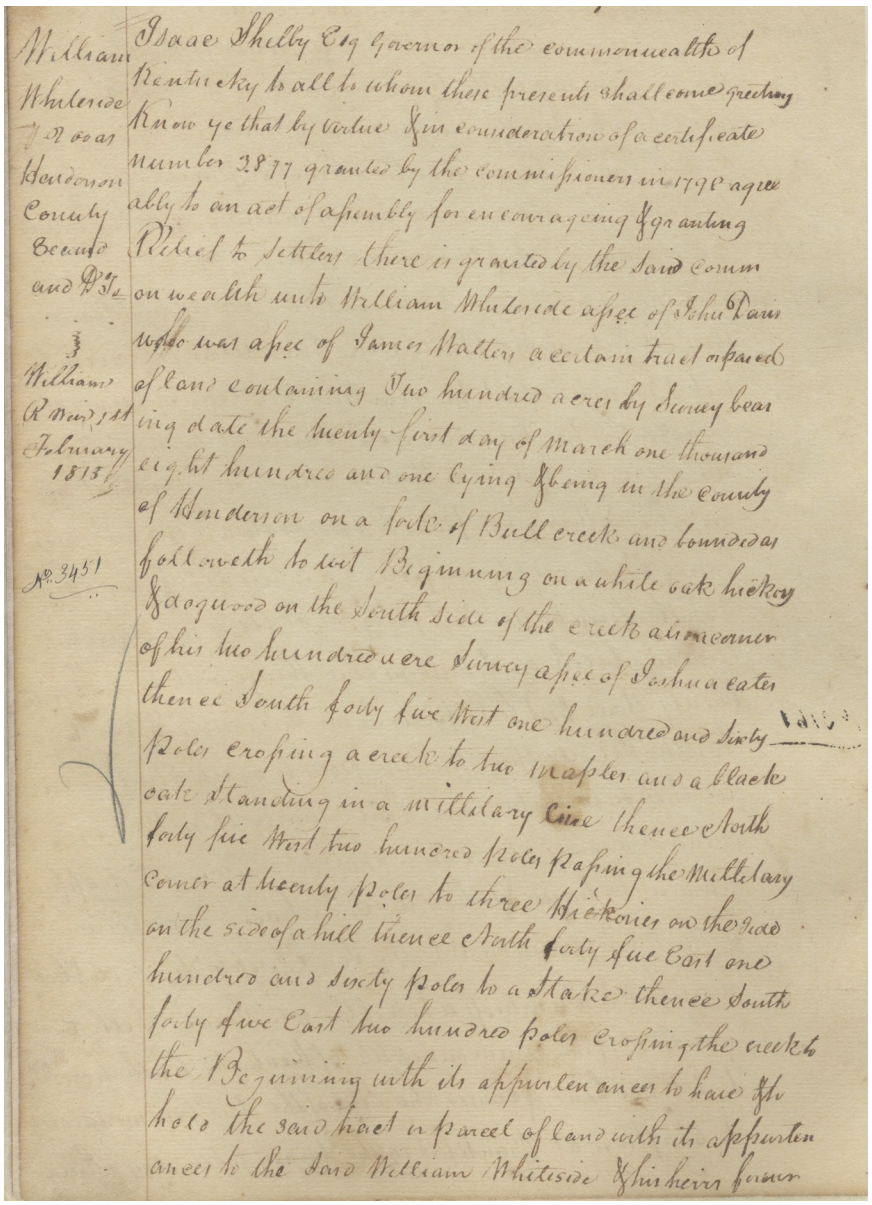
Appendix Image 8. Survey No. 3451 — Back.



Appendix Image 9. Auditor's Office Receipt — Front.



Appendix Image 10. Auditor's Office Receipt — Back.



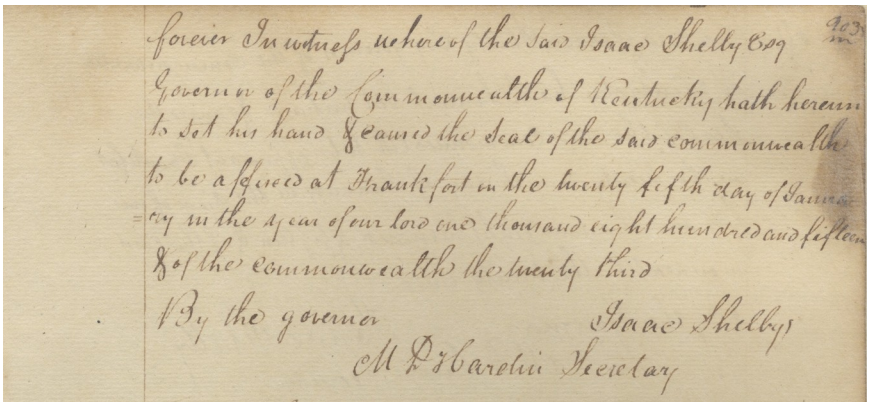
William Whiteside & Roo as Henderson County Ecamd and Pt Ie

William R Weir 1st February 1815

No. 3451

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 certificate number 3877 granted by the commissioners in 1798 agreeably to an act of assembly for encouraging & granting Relief to settlers there is granted by the said commonwealth unto William Whiteside assee of John Davis who was assee of James Walters a certain tract or parcel of land containing Two hundred acres by Survey bearing date the twenty first day of March one thousand eight hundred and one lying & being in the County of Henderson on a fork of Bull creek and bounded as followeth to wit Beginning on a white oak hickory & dogwood on the South side of the creek also a corner of his two hundred acre Survey assee of Joshua Cates thence South forty five West one hundred and Sixty poles crossing a creek to two maples and a black oak standing in a millitary line thence North forty five West two hundred poles passing the Millitary corner at twenty poles to three Hickories on the side on the side of a hill thence North forty five East one hundred and sixty poles to a stake thence South forty five East two hundred poles crossing the creek to the Beginning with its appurtenances to have & to hold the said tract or parcel of land with its appurtenances to the said William Whiteside & his heirs forever

Appendix Image 11. Grant/Patent No. 3451 — Page 1.


forever In witness whereof the said Isaac Shelby Esq
Governor of the Commonwealth of Kentucky hath hereunto
to Set his hand & caused the Seal of the said commonwealth
to be affixed at Frankfort on the twenty fifth day of Janua-
ry in the year of our Lord one thousand eight hundred and fifteen
& of the commonwealth the twenty third
By the governor Isaac Shelby
M P Hardin Secretary

Appendix Image 12. Grant/Patent No. 3451 — Page 2.