William Wier — Kentucky Land Grant — Patent No. 8545 (County Court Certificate No. 777)

400 Acres on the Waters of Weirs Creek, Henderson County, Kentucky

Assignee of Sarah Branson; named in the assignment as "heir of Bezaleel Wier, deceased"

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. 8545, William Wier, assignee of Sarah Branson, 400 acres, Henderson County: Henderson County Court certificate, September 1805 (copy attested by Am. Barbour, clerk; numbered 777 on the receipt and patent); survey for Sarah Branson, 20 December 1806, with her assignment of 26 May 1807 on the back, received 3 December 1807, endorsed "R[ecorded] B[ook] 9, P[age] 185"; Auditor's Office receipt, 27 December 1808; patent, 13 February 1809, Grant Book 7, page 411. 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. 431, as "Weir, Wm."

Abstract

At the September 1805 Henderson County Court, Sarah Branson claimed 400 acres on account of settling the same, lying on the waters of Weirs Creek, beginning on a post oak, the southeast corner of Bezaleel Weir's survey, running south to a military line and thence west with that line for quantity. On satisfactory proof the court found that she had a right to a settlement of 400 acres and ordered a certificate to issue (copy attested by Am. Barbour, clerk; Certificate No. 777). On 20 December 1806 Deputy Surveyor Asel Wier surveyed the 400 acres for Sarah Branson, beginning at that post oak, with Asael Wear and Ellis Clark as chain carriers and Silas McBee as marker. On 26 May 1807 Sarah Branson, by her mark, assigned the plat and certificate "to William Wier, heir of Bezaleel Wier, deceased," with Rachel Branson (by her mark) and W. R. Wier [?] as witnesses. The survey was received on 3 December 1807, the $72.83 state price was paid on 27 December 1808 in the name of "Wm. Wier, assignee of Sarah Branson," and Governor Charles Scott signed the patent to William Wier on 13 February 1809. It was delivered to Y. Ewing on 3 January 1810.

Survey Description

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

Surveyed for Sarah Branson, four hundred acres of land by virtue of a certificate from the County Court of Henderson, in Henderson County, on the waters of Wiers Creek. Beginning on a post oak, south east corner of Bezaleel Wier's survey; running South 200 poles to a dogwood in a military line; thence West with said line 290 poles to three dogwoods, corner of John Clark's survey; thence North with Clark's line 80 poles to a dogwood, also corner of Clark's survey; thence West 53 poles with said line to two dogwoods; thence North 120 poles to a dogwood in Bezaleel Wier's line; thence East with said Wier's line 343 poles to the beginning. Surveyed December 20th 1806.

Record Summary

Certificate Number	777 (Henderson County Court settlement certificate; the number is given on the receipt and patent)
Survey Grant Register Number	8545
Original Claimant	Sarah Branson
Assignment	Sarah Branson → "William Wier, heir of Bezaleel Wier, deceased" (26 May 1807)
Surveyed For	Sarah Branson
Patentee	William Wier, assignee of Sarah Branson (indexed by Jillson as "Weir, Wm.")
Acreage	400 acres
Land Quality	Not stated
Watercourse	Waters of Weirs Creek ("Wiers Creek")
County in Survey	Henderson County
Certificate Date	September County Court, 1805
Survey Date	20 December 1806
Received by Land Office	3 December 1807
Recording	Survey: Book 9, page 185. Patent: Grant Book 7, page 411 (archivist's note)
Patent / Grant Issued	13 February 1809, signed by Governor Charles Scott; delivered to Y. Ewing, 3 January 1810
State Price Notation	$72.83, paid in full, 27 December 1808
Deputy Surveyor	Asel Wier, D.S.

County Surveyor	Edmund Talbot, S.H.C.
Chain Carriers	Asael Wear and Ellis Clark
Marker	Silas McBee
Adjoining	Bezaleel Wier (north line) and John Clark; south line a military line

Chronology

September 1805	Henderson County Court finds that Sarah Branson has a right to a settlement of 400 acres on the waters of Weirs Creek, beginning at a post oak, the southeast corner of Bezaleel Weir's survey (Certificate No. 777; copy attested by Am. Barbour, clerk)
20 December 1806	400 acres surveyed for Sarah Branson by Asel Wier, D.S., for Edmund Talbot, S.H.C.
26 May 1807	Sarah Branson, by her mark, assigns the plat and certificate to "William Wier, heir of Bezaleel Wier, deceased"; test. Rachel Branson (her mark) and W. R. Wier [?]
3 December 1807	Plat and certificate received; survey recorded Book 9, page 185
27 December 1808	$72.83 paid in full by "Wm. Wier, assignee of Sarah Branson"
13 February 1809	Grant No. 8545 issued to William Wier, assignee of Sarah Branson, signed by Governor Charles Scott and Secretary J. Bledsoe; Grant Book 7, page 411
3 January 1810	Patent delivered to Y. Ewing (margin note)

Persons Named in the Record

William Wier	Assignee of Sarah Branson, named in the assignment as "heir of Bezaleel Wier, deceased"; patentee
Sarah Branson	Original claimant; settled the land; surveyed for; assignor (by her mark)
Rachel Branson	Witness to the assignment (by her mark)
W. R. Wier [?]	Witness to the assignment (reading uncertain)

Bezaleel Wier	Adjoining landowner; named as deceased in the 1807 assignment
John Clark	Adjoining landowner
Asael Wear	Chain carrier
Ellis Clark	Chain carrier
Silas McBee	Marker
Asel Wier	Deputy surveyor
Edmund Talbot	Surveyor of Henderson County
Am. Barbour	Clerk of the Henderson County Court
Y. Ewing	Received the patent (margin delivery note)
George Madison	Auditor
Charles Scott	Governor
J. Bledsoe	Secretary

Land Description

A 400-acre tract on the waters of Weirs Creek in Henderson County (later Hopkins County), Kentucky, 343 poles east to west and 200 poles north to south, with a 53 by 80 pole notch at its southwest corner along John Clark's survey. Its north line runs along "Bezaleel Wier's line" from his post-oak corner, and its south line is a military line.

Research Notes

Heir of Bezaleel Wier, deceased. On 26 May 1807 Sarah Branson assigned "all my right title & interest of the within plat & certificate to William Wier heir of Bezaleel Wier deceased." Three days earlier, on 23 May 1807, Arthur Slaton used the same words in his assignment to William Wier (KLG 8552). Both are documentary evidence that Bezaleel Weir had died by May 1807. Family research identifies Bezaleel Weir (1777–1806) as a son of William Weir (d. 1825, Sumner County, Tennessee) (David A. Ralls, "Willis Ralls of Hopkins County, Kentucky," family tree, Ancestry). The record does not say which William Wier was the heir. Rachel Branson signed by her mark as a witness, not as an assignor; the second witness appears to be "W. R. Wier" [?].

Bezaleel Weir's post oak. The tract begins "on a post oak, south east corner of Bezaleel Wier's survey" and closes along "Bezaleel Wier's line" for 343 poles. Bezaleel Weir's Rose Creek tract, KLG 8535, has a southeast corner of "two maples and an elm" and a south line of only 179 poles. His 1798 tract on the North Fork of Clear Creek, KLG 1243, has a southeast corner of "a hickory and post oak." Plotted from that post oak, this survey's north line runs west along the south lines of 1243 and Hannah McBee's KLG 1241

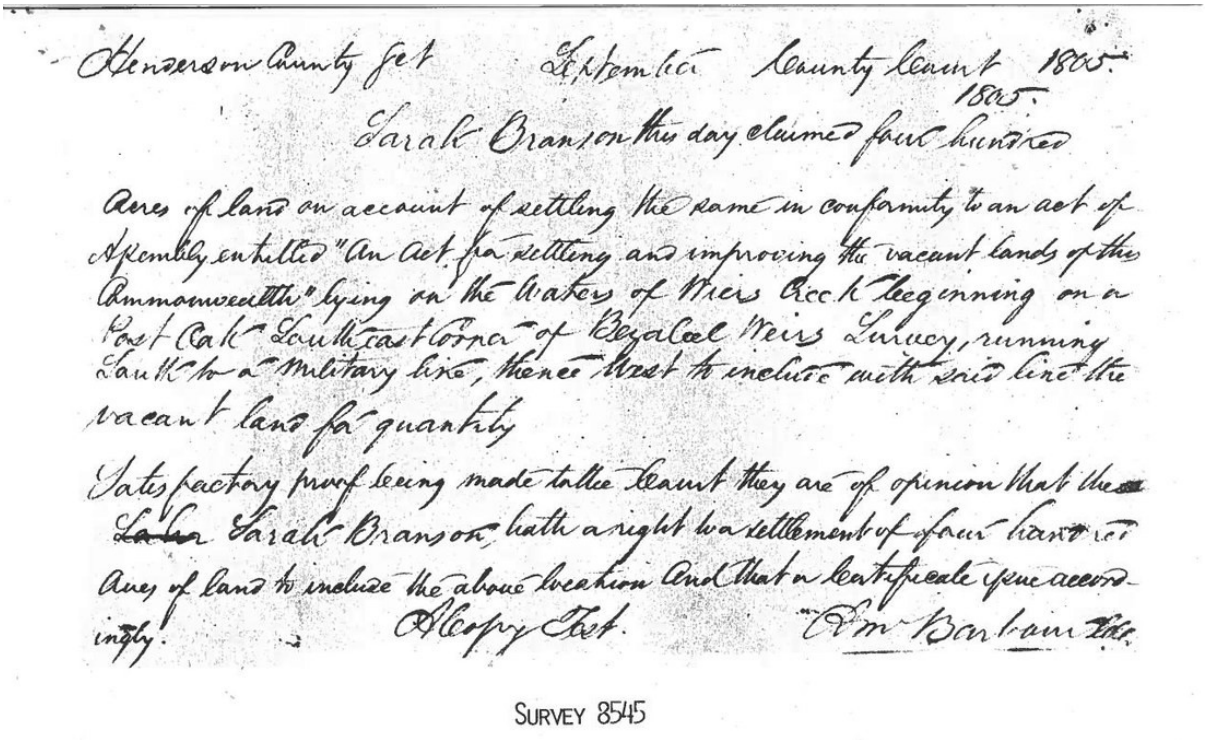
(179 + 164 = 343 poles), and its "two dogwoods" on John Clark's line fall about 8 poles from the "two dogwoods on John Clark's line" where Fayette Posey's KLG 8542 begins.

Neighboring certificates. Sarah Branson's certificate, No. 777, and Fayette Posey's, No. 778 (KLG 8542), were both granted by the Henderson County Court in September 1805, and both were later assigned to William Wier. Both receipts were paid on 27 December 1808.

Chain carriers. The survey names "Asael Wear" and Ellis Clark as chain carriers (a second name below Asael Wear's is struck through) and Silas McBee as marker. The deputy surveyor signs "Asel Wier, D.S." The record does not say whether the chain carrier and the deputy were the same man.

Recording. The back of the survey is endorsed "Rec'd 3 Dec 1807, No 8545, Grant issued 13th February 1809, R B 9 P 185," the same survey-book page given for KLG 8544. A modern archivist's note on the patent gives Grant Book 7, page 411. The receipt's left margin reads "B 171 No 8545" [?]. The patent margin records delivery to Y. Ewing on 3 January 1810, like the other Weir patents of 13 February 1809.

Images / Appendix



Henderson County Sct September County Court 1805.
1805.

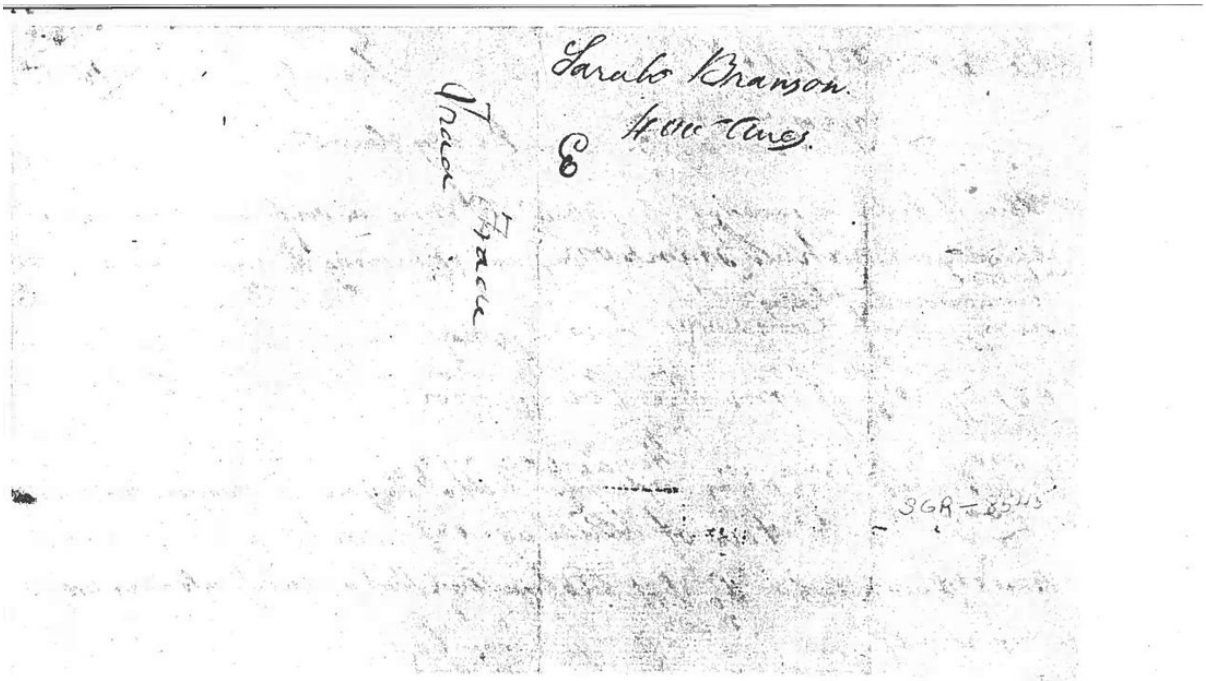
Sarah Branson this day claimed four hundred Acres of land on account of settling the same in conformity to an act of Assembly entitled "An Act for settling and improving the vacant lands of this Commonwealth" lying on the Waters of Wiers Creek beginning on a Post Oak South east Corner of Bezaleel Weirs Survey, running South to a Military line, thence West to include with said line the vacant land for quantity

Satisfactory proof being made to the Court they are of opinion that the ~~Sarah~~ Sarah Branson, hath a right to a settlement of four hundred Acres of land to include the above location And that a Certificate issue accordingly.

A Copy Test. Wm Barbour Ck

SURVEY 8545

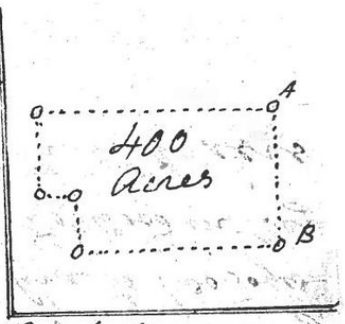
Appendix Image 1. Henderson County Court Certificate No. 777 — Front (September 1805).



Sarah Branson.
400 Acres.
E
Trace
Trace

SGR-8545

Appendix Image 2. Certificate — Back.

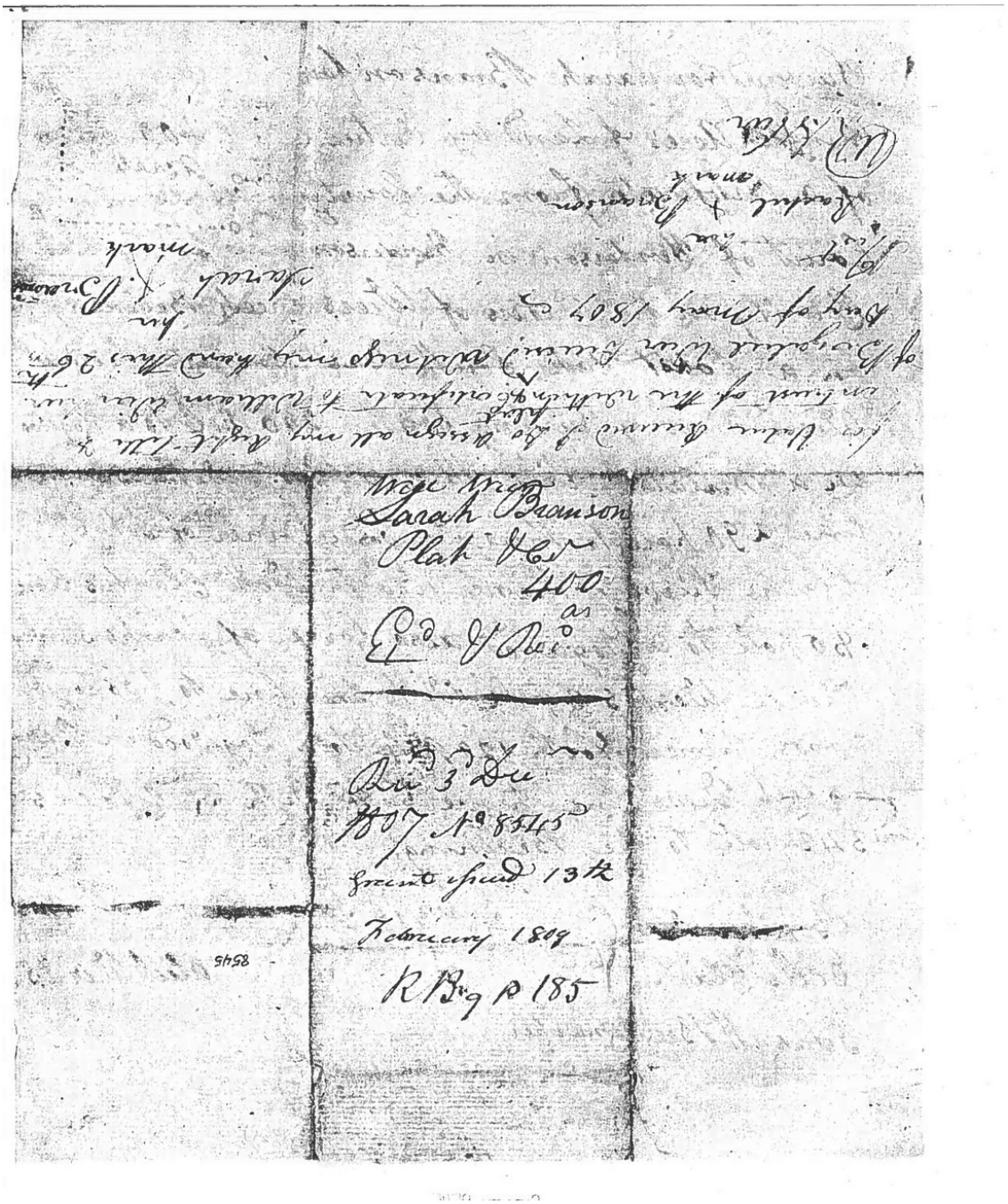


Surveyed for Sarah Branson four
Hundred Acres of Land by Virtue
of a Certificate from the County
Court of Henderson in Henderson
County on the Waters of Wiers Creek Begining
on a Post Oake South East Corner of Bezaleel
Wiers Survey Runing South 200 pole to a dogwood
in a Malatary line thence West with Said
line 290 pole to three Dogwoods Corner of John
Clarks Survey thence North with Clarks line
80 pole to a Dogwood also Corner of Clarks Survey
thence West 53 pole With Said line to two Dogw=
=oods thence North 120 pole to a Dogwood in Bez=
=aleel Wiers line thence East with Sd Wiers
line 343 pole to the Begining.

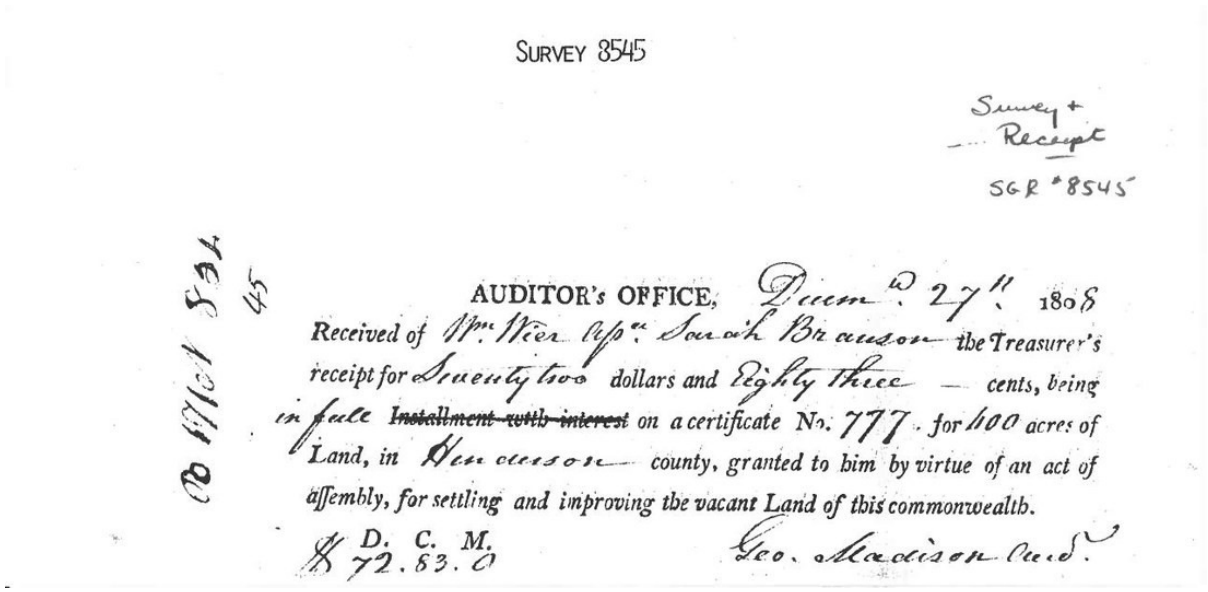
Israel Wear
[redacted]
Ellis Clark } cc
Silas McBee } marker

Survey'd [redacted] th
December 20th 1806
Abel Wier D.S
Edmund Talbot SHC

Appendix Image 3. Survey No. 8545 — Front (20 December 1806).



Appendix Image 4. Survey No. 8545 — Back (Sarah Branson's assignment to William Wier, heir of Bezaleel Wier, deceased, 26 May 1807, upside down at top; received 3 December 1807; recorded Book 9, page 185).



SURVEY 8545

Survey + Receipt

SGR #8545

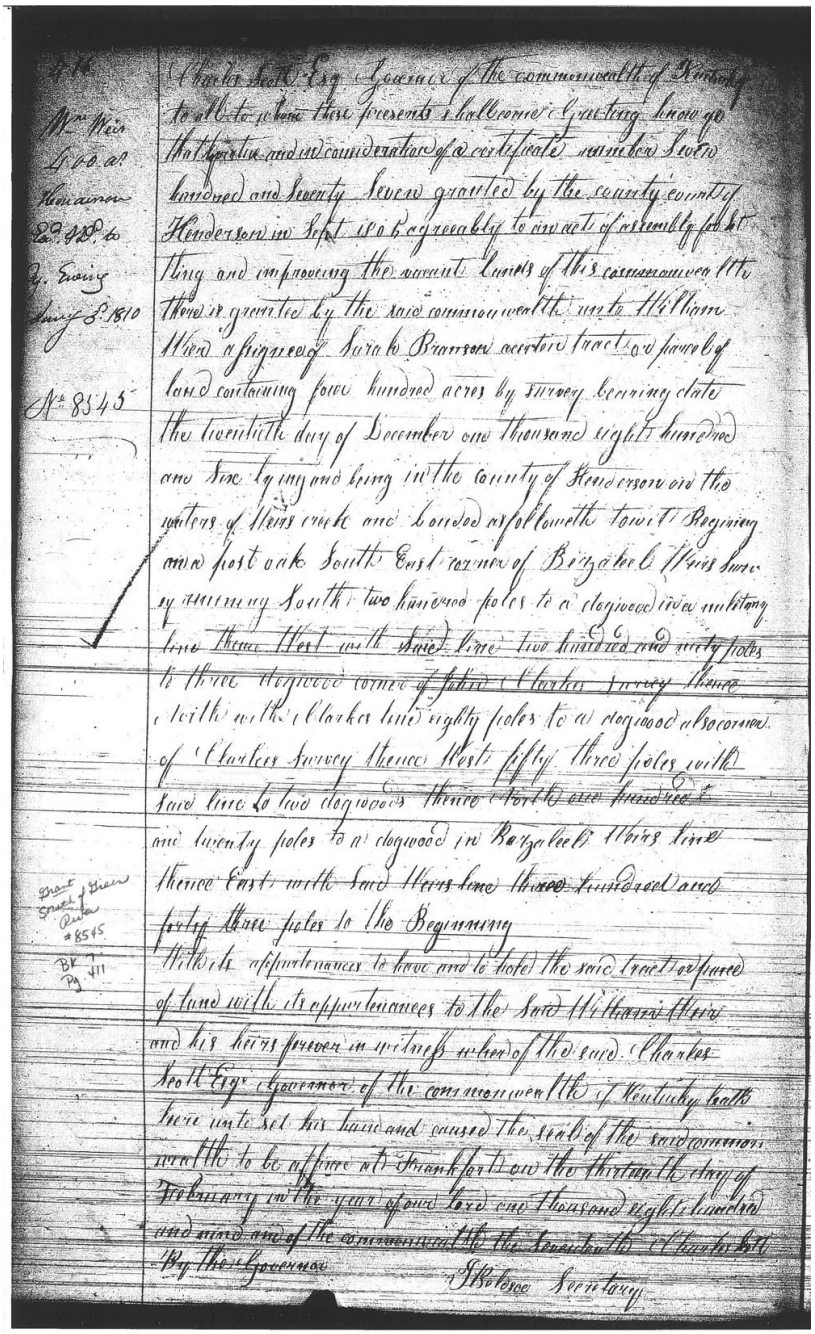
AUDITOR's OFFICE, Decem^r. 27th. 1808

Received of Wm. Wier Ap^ce. Sarah Branson the Treasurer's receipt for Seventy two dollars and Eighty three — cents, being in full ~~Installment with interest~~ on a certificate No. 777. for 400 acres of Land, in Henderson county, granted to him by virtue of an act of assembly, for settling and improving the vacant Land of this commonwealth.

D. C. M.
$ 72.83.0

Geo. Madison Aud^r.

Appendix Image 5. Auditor's Office Receipt (27 December 1808).



416

Wm Weir
400 a.
Henderson
Ex. 4D. to
Y. Ewing
Jany 3. 1810

No 8545

Charles Scott 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 certificate number Seven
hundred and Seventy Seven granted by the county court of
Henderson in Sept 1806 agreeably to an act of assembly for set
ting and improving the vacant lands of this commonwealth
there is granted by the said commonwealth unto William
Weir assignee of Sarah Branson a certain tract or parcel of
land containing four hundred acres by survey bearing date
the twentieth day of December one thousand eight hundred
and Six lying and being in the county of Henderson on the
waters of Weirs creek and bounded as followeth to wit Beginning
on a post oak South East corner of Bezaleel Weirs Surv
ey running South two hundred poles to a dogwood in a military
line thence West with said line two hundred and sixty poles
to three dogwood corner of John Clarkes Survey thence
North with Clarkes line eighty poles to a dogwood also corner
of Clarkes Survey thence West fifty three poles with
said line to two dogwoods thence North one hundred
and twenty poles to a dogwood in Bezaleel Weirs line
thence East with said Weirs line three hundred and
forty three poles to the Beginning

Grant Struck of Green Rivers #8545

BK 7 Pg 411

With its appurtenances to have and to hold the said tract or parcel
of land with its appurtenances to the said William Weir
and his heirs forever in witness whereof the said Charles
Scott Esqr Governor of the commonwealth of Kentucky hath
here unto set his hand and caused the seal of the said common
wealth to be affixed at Frankfort on the thirteenth day of
February in the year of our lord one thousand eight hundred
and nine and of the commonwealth the Seventeenth Charles Scott
By the Governor

J Bolesco Secretary

Appendix Image 6. Grant/Patent No. 8545 (Grant Book 7, page 411; margin: delivered to Y. Ewing, 3 January 1810).