

## Surry Records

### 1652

Surry County was formed in 1652 from the portion of James City County south of James River. It ran from the river to the North Carolina border and was bounded on the southeast by Isle of Wight County and on the northwest by Charles City County (after 1703 Prince George). In 1723 the southern portion was cut off to form a part of Brunswick County (for which new courts were not set up at the time) and additional Surry land was added to Brunswick in 1732 when the courts of that county began operation. The middle portion of original Surry County was formed into Sussex County in 1753 and then attained its present boundaries.

### 20 Sep 1699

Ext. **John POYTHRES** claimeing three hundred and fifty acres of land by seateing thereof It is ordered that the Surveyr. of the County Survey and lay out the said land (soe seated as aforesaid) for the said **POYTHRES** sometime after the 6<sup>th</sup>. day of the next Gell. Court hee produceing such rights as shall bee allowed by the Honble. Genll. Court and that the Survey thereof be returned on the first Tuesday in Aprill next. (Orders, Bk V)

### (Book V Order – see above)

William Hunt having returned a survey of 4342 acres wch. not agreeing wth. a former survey by which hee obtained an order from this Court for surveying of 3200 acres but afirmeing that hee had entred for a greater quantity then (sic) the survey now returned expresseth It is therefore referred to the fourth day next meeting on the 4<sup>th</sup> of Septr. next at which time he may bee enabled to produce the said Entry which may manifest his right thereto: (among others): **John POYTHRES** p: 350 acres

### 28 June 1707 (deed)

150 acres, Surry County. This Indenture made the twenty eighth day of June in the sixth year of the reign of our Sovereign Lady Anne by the grace of God of England Scotland France and Ireland Queen Defender of the faith &c and in the year of our Lord God one thousand seven hundred and seven between **Joshua Wynn** of the County of Prince George Gent, and Mary his wife of the one parte and Benjamin Harrison of the County of Charles City Esq. of the other parte witnesseth that the said **Joshua Wynn** and **Mary his wife** for and in consideration of the quantity of seven thousand pounds weight of tobacco to them in hand paid at and before the ensealing and delivery of these presents by the said Benjamin Harrison the receipt whereof and themselves to be therewith fully satisfied and paid they do hereby acknowledge and the said Benjamin Harrison his heires executors and administrators and every of them from the same and every parte and parcell thereof they do fully fr! eely and absolutely acquit and discharge forever by these presents and for diverse other good and valuable causes and considerations them thereunto moving have given granted bargained sold remised released set over and confirmed and by these presents for themselves and every of them their and every of their heires and assignes they do give grant bargain sell remise release set over and confirm unto the said Benjamin Harrison his heires and assignes in his peaceable and actual possession already being by virtue of one Indenture of lease bearing date the day before the sale of these presents made or mentioned to be made between the said

**Joshua Wynn and Mary his wife** of the one parte and the said Benjamin Harrison of the other parte one certain plantation tract or parcell of land containing one hundred and fifty acres being the same more or less lying and being on the north side of Nottaway River in the County of Surry and bounded as followeth to wit, beginning at a hiccory mar! ked four ways at Nottaway River bank and runneth thence north and by east to the outside line thence west sixteen degrees north to a marked pine thence west five degrees south one hundred thirty eight and a half chains to a corner parsimon tree thence south twenty three degrees three quarters east sixteen chains to a corner thence south fifteen degrees east eighteen chains to a corner hictory thence east six chains to the river then down the meanders of the river to the beginning with all houses edifices buildings yards gardens orchards fences lands pastures meadows feedings woods underwoods ways waters watercourses and all other profiles commodities rents issues and advantages thereof or arising out of the same or any parte thereof together with the royalties of hunting hawking fishing and fowling. To have and to hold the said plantation or tract of land and all the other before granted premises and every parte and parcell thereof with their and every of their appurtenances ! unto the said Benjamin Harrison and to his heires and assignes forever to his and their own proper use and behoof to be held of our Sovereign Lady the Queen her heires and successors forever in free and common useage and not in capita by Knights Service yielding and paying the quitrents due and accustomed to be paid for the same being one shilling for every fifty acres yearly and the said Joshua Wynn and Mary his wife for themselves & every of them their and every of their heires and executors and administrators do by these presents covenant and promise and agree to and with the said Benjamin Harrison his heires and assignes that they the said Joshua Wynn and Mary his wife their heires executors and administrators the said plantation or tract of land with all the before granted premises and their appurtenances will from time to time and at all times hereafter forever warrant and defend unto the said Benjamin Harrison and assignes as aforesaid against all persons whatsoever I!

n witness whereof the said Joshua and Mary have hereto set their hands & seales the day and year first above written.

Joshua Wynne (seal)

Signed Sealed and Delivered

Mary Wynne (seal)

In presence of us: Fran Mallory, **Francis Poythress**, Thomas Wynne June 28, 1707. Then recd. of Benjamin Harrison within named the sum of seven thousand pounds of tobacco it being the consideration of the within mentioned purchase. I say received by me. Test. Joshua Wynne The before recited deed acknowledged by Joshua Wynne with Mary his wives relinquishment of her right of dower thereto were admitted to be recorded and art recorded. Test. Fra. Clements, Cl. Cur. Brunswick County Court Orders, 6/5/1740, p. 315. Order'd that the petition of **William and Francis Poythress** executors &c of John Fitzgerald deced against Seth Petty Poole be continued 'til the next court. Gentleman judges: John Wall, Richard Burch, Nicholas Lanier, William Hagood. Sheriff: William Martingood?

Joshua Wynne, Gent., of Prince George County and wife, Mary Wynne, to Benjamin Harrison, Esq. of Charles City County for 5 shillings....150 acres on north side of Nottoway River.

Wit: Francis Mallory, **Francis Poythress**

Joshua Wynne

Thomas Wynne

Mary Wynne

Rec: 1 July 1707 (DB 5, p. 371).

**July, 1707 (Dower Release)**

Alsoe appeared in Court Francis Mallory and **Francis Poythres** and made oath that they saw **Mary the wife of Joshua Wynne** signe seal and deliver certaine deeds of lease and release of lands past by her said husband to Benja. Harrison Senr. and after heard her then relinquish her right of Dower thereto wch. is ordered to be recorded.

**21 Oct 1707**

Gov. Spotswood appoints **Capt. John Poythres Sr.** to serve with Colonel John Hardyman, Major Joshua Wynne and Captain Ffrancis Mallory as members of the Commission to investigate the Virginia-North Carolina line. They are to examine under oath "such ancient inhabitants of Prince George, Surry, Isle of Wight and Nansemond counties and discover the truth as to the said bounds between the said colonies." Also they were to ask the "ancient and intelligent indians of the Nottoway, Meherins and Nansemond nations," what they knew about the area. Among the old inhabitants of Prince George county deposing were: Robert Bolling, Gent. aged 61, who "hath known the Nottoway river for 37 years or more" .. and "Major Wynn's quarter is on the sight of the old Nottoway Indian town." (Diary entry of William Byrd II of Westover).....source: Journal of the Executive Council of Colonial Virginia, Vol. III, p. 155)

**1707**

Va. Hist. Soc. Mss1 L51 f 15-22, Lee Family Papers, record 185270; Contains material concerning the boundary between Virginia and North Carolina. Items include a letter written by Francis Foster, William Glover, Edward Moseley, and Samuel Swann (while serving on the Council of North Carolina) to the Council of Virginia; a commission of Arthur Allen, John Hardyman, Benjamin Harrison, Francis Mallory, **John Poythress**, and Joshua Wynne (signed by Edmund Jenings) to receive affidavits in Isle of Wight, Nansemond, Prince George, and Surry Counties, Va.; and affidavits (copies), concerning the presence of Nottoway and Meherrin Indians along the Nottoway River in Virginia, of Robert Bolling, Benjamin Harrison, James Thweatt, and Thomas Wynne.

**Nov, 1708 (order)**

Ordered that Sarah an Indian Slave to **Jno. Poythres** be added to the List of Tythables this prest. year.

**Sept, 1709 (order)**

Upon the petition of **John Poythres**, Ordered that Sarah his Indian Slave at Notaway River be added to Mr. William Cock's List of Tythables this present year.

**Jan, 1709 (order)**

William Drew not appearing to prosecute his suit angst. **Edward Portess** the same is therefore dismiss.

**8 Sep 1711**

Diary of William Byrd II of Westover:

“.....After dinner we sat in council concerning the Indians and some of the Tributaries came before us who promised to be very faithful to us. It was agreed to send **Peter Poythress** to the Tuscaroras to treat (with) them and to demand the Baron Graffenriedt who was prisoner among the Indians. It was also resolved that the militia of Prince George, **Surry**, and Isle of Wight should rendezvous at Nottoway town on Wednesday next and the Governor [Spotswood] be there with them to show some part of our strength to the Indians. In the evening came several gentlemen and Mr. Bland among them with letters from the Governor of Carolina which told him how backward the people of that country were to (advantage) themselves. About 10 o'clock we went to bed. Colonel Ludwell and I lay together. I neglected to say my prayers but had good health, good thoughts, and good humor, thank God Almighty”.

Footnotes to passage above:

**Peter Poythress**: “An Indian trader and interpreter.”

**Baron, etc**: Baron Christopher de Graffenriedt, a Swiss, who was instrumental in settling Swiss and Palatine Germans in North Carolina. He, with John Lawson, surveyor-general of North Carolina, was responsible for the settlement of New Bern, North Carolina. When the Tuscarora Indians revolted in 1711, De Graffenriedt and Lawson were captured. De Graffenriedt was later released but Lawson was burned at the stake.

**Nottoway town**: Isle of Wight County.

Also: (Executive Council Journal of Colonial Virginia, 8 Oct 1711, Vol. 3, p. 284)

### **1713 Bounty Awards**

Among others:	<u>Tobo.</u>
To <b>David Poythris</b> for one wolf's head	200
To Thos. Cock for one wolf's head	200
To Thos. Wynn for one wolf's head	200

### **Undated**

Ext. **John Poythres** claimeing three hundred and fifty acres of land by seateing thereof It is ordered that the Surveyr. of the County survey and lay out the said land (soe seated as aforesaid) for the said **Poythres** some time after the 6<sup>th</sup> day of the next Genll. Court hee produceing such rights as shall bee allowed by the Honble. Genll. Court and that the survey thereof bee returned on the first Tuesday in Aprill next.

### **1 May 1716 (deed)**

Samuel Harwood Jr. of Wyanoke Parish in Charles City County to **Thomas Cocke** of Southwarke Parish in Surry County for 5 s. ...100 acres on south side of Nottoway River in Lawnes Creek parish bounded by a branch of Poplar Swamp (land is part of 445 acres in Isle of Wight County granted to said Samuel Harwood, Jr. on 16 Jun 1714)

Wit: John Cargill and **John Poythress** Samuel Harwood, Jr.

Rec: 17 Oct 1716 (DB 7, p. 27).

**30 Oct 1717 (will)**

Dinkins, Thomas: Leg. – To sons Thomas, James, Charles, each one shilling. To daughters, Mary Vandinan, Ann Sesshings, and Margaret Perry, each one shilling. To wife, Margaret, the plantation I live on for life, and then to son Thomas Denkins, Jr. To son Sanders Dinkins, one-half of my land – lower half. To wife, Margaret, the rest of my estate. Prob. 21 May, 1718.

Wit: **David Poythress**, Jos. Fowler, Robert Wynn. (WB 7, p. 118).

**Dinkins, Thomas (administration)**

Est: Elizabeth Dinkins, Admr. Signed- **David Poythress**, Jos. Fowler, Robert Wynn. WB 8, p. 784.

**11 Mar 1719 (will)**

**Portis, Edward**: Leg. – Confirms to John Drew a sale of land and to Christopher Clinch. Est. to be divided between wife, Elizabeth, and four children (not named). Made 11 Mar 1719, Probate 18 Jul 1722.

Wit: Joseph Delk, Robert Griffin, Thos. Holt, Wm. Judkins.  
(WB 7, p. 407). (see administration 17 Oct 1722 following)

**14 Feb 1720 (deed)**

William Moore of Southwarke Parish in Surry County to **Peter Poythress** of Prince George County for 630 pounds tobacco and 10 s. ....92 acres in Lawnes Creek Parish, bounded by the north side of Three Creeks.

Wit: James Chappell

William (x) Moore

Rec: 15 Feb 1720 (DB 7, p. 302).

**12 Dec 1721**

Deed for lease

**Burrell Green and Ann [Poythress] his wife** of Surry Co. and **Francis Poythres** of the County of Prince George to Robert Hunnicutt of the County of Prince George.

Sum: 21 pounds, 10 shillings

Land: “the tract or parcell of land containing 200 acres in Prince George County on both sides of Easterly Run and part of a patent bearing the date of 29 Apr 1692 one half of which land is in possession of Littlebury Eppes and **300 acres more of the said land was given to Rebecca Poythres the daughter of the aforesaid Rebecca Poythres** the grantee and the residue thereof hereby granted was given to the aforesaid Ann, after one year ownership for and in consideration of £21/10/0.

Signed: **Burrell Green, Ann Green, Francis Poythres** (sealed w/ a waxer)

Wit: Jos. Simmons, Abraham Jones, James Jones.

(Source: PG County Deeds 1713-28, p. 503)

[Note: Burrell Green died intestate in Surry and his widow Ann was appointed adm. of his estate 19 Sep 1733 (Surry B. 8, p. 330). They appear to have lived in what was later Sussex County]

**4 Jul 1722, (deed)**

James Binford of Martins Brandon Parish in Prince George County to Nathaniel Harrison, Esq. of Southwarke Parish in Surry County...150 acres in Lawnes Creek Parish on the lower side of Three Creeks. Land was granted to James Binford on 23 Mar 1715.

Wit: William Cocke, William Short, **John Poythress** James Binford

John Woodleif, John Hamlin, Charles Lucas,

James Baker and John Hardyman.

Rec: 21 Nov 1722

**17 Oct 1722 (administration), see 11 Mar 1719 will above.**

**Portis, Edward.** Estate: **Elizabeth Portis**, exorx. A servant called James Eustace listed.

Wit: Thos. Edwards, Jas. Seward, Thos. Hold, Wm. Judkins.

WB 7, p. 419.

**15 Feb 1725/6 (deed)**

Henry Jones and wife, Katherine Jones, of Surry County to **Peter Poythress** of Prince George County....250 acres on south side of Nottoway River and bounded by Flatt Swamp.

Wit: **William Poythress**, William (x) Freeman

and William (x) Dennis.

Henry (x) Jones

Rec: 16 Feb 1725 (DB 7, p. 622).

therine (x) Jones

**1727**

Administration of will of Thomas Dinkins (see 3 Oct 1717): Thomas Binford, Elizabeth Dinkins Admr of Estate of Thomas Dinkins. Signed

**David Poythress**, Wm Pettaway, Wm Parham.

(Wills & Administrations of Surry County, Virginia, 1671-1750, Eliza Timberlake Davis).

**20 Mar 1728, p. 945 (order)**

Writ against Thomas Bolling who is summoned to answer Robert Bolling and Frances Bolling over the equal division of 1800 acres which they hold in Southwarke Parish.

Division of the land by William (x) Moor, Edward (x) Echols, Charles (x) Leath, Jarvis (x) Wynfield, George (x) Booth, John (x) Thrower, **Daniel Poythress**, Thomas Wynne, Stephen Housman, John (x) Jackson, **Sloman Wynne** and Thomas (x) Thrower.

Rec: 21 May 1729

**19 Aug 1729 (deed)**

Henry Mitchell of Southwarke Parish to John Coats for £10 current money..100 acres on the Trading Branch in the said County.

Wit: Robert Wynne, John Mitchell, & **David Poythress**

Sig: Henry (x) Mitchell

Rec: 20 Aug 1729 (Bk 7, p. 959)

**22 Mar 1732 (deed)**

**Robert Poythress** of Prince George County to John Parrum...267 acres on south side of main Blackwater Swamp and bounded by Indian Swamp and Beaver Pond Swamp.

Wit: Sloman Wynne, **David Poythress**, & William (x) Parham.

Sig: **Robert Poythress**

Rec: 18 Apr 1733 (DB 8, p. 275).

**19 Sep 1733**

Administration of estate of **Burwell Green; Ann [Poythress] Green**, admr.

Signed: Henry Mitchell, John Weaver, Christopher Tatum. (Wills & Administrations, Surry County, Bk 8, p. 330)

**17 Jun 1735 (deed)**

(June 17, 1735, 412 acres, Surry County, **Robert Poythress**). This indenture made the seventeenth day of June in the year of our Lord one thousand seven hundred and thirty five between **Thomas Bolling, Mariner**, of the one part and **Robt. Poythres** of the County of Prince George of the other part witnesseth that the said Thomas Bolling for and in consideration of five shillings of lawful money of England to him in hand paid before the sealing and delivery hereof the receipt whereof he the said Thos. Bolling doth hereby acknowledge and thereof and of every part thereof doth acquit and discharge the said **Robt. Poythres** his executors and administrators by these presents hath granted bargained & sold and by these presents doth grant bargain and sell unto the said **Robt. Poythres** his executors and assigns all that tract or parcell of land situate lying and being on the north side of Nottaway River in Surry County bounded (Vizt.) beginning at a small white oake upon the River thence north thirty six degrees west two hundred & seventy nine poles to two gums and a red oake upon the Gally Swamp thence down the Gally Swamp as it meanders to Mockerson Neck Creek thence down Mockerson Neck Creeke as it meanders to Nottaway River thence up the same as it meanders to the beginning containing four hundred and twelve acres and the reversion remainder and remainders thereof and of every part & parcell thereof to have and to hold the said land and premises herein before mentioned and intended to be hereby granted bargained and sold with their and every of their appurtenances unto the said **Robt. Poythres** his executors administrators and assigns from the day of the date hereof for and during the full end and term of six months from thence next ensuing & fully to be complete and ended to the end that by virtue of these presents and of the Statute of transferring uses into possession the said **Robt. Poythres** may be in the actual possession of the premises and be enabled to take and accept of a grant and release of the same to him the said **Robert Poythres** his heirs and assigns forever. In witness whereof the said Thomas Bolling hath hereunto sett his hand and seale the day and year above written. Thos. Bolling, sealed with a wafer. Signed Sealed & Delivered in presence of us: John Mason, Thos. Edmunds. At a Court for Surry County, June the 18th, 1735. This day appeared the within named Thomas Bolling and did acknowledge the within mentioned contents to be his real act

and deed which is ordered to be recorded and is recorded by J. Allen, C. C. (p. 506-507, Surry County Deed Book, 1730-1735, Deed).

**18 Jun 1735 (deed)**

This Indenture made the eighteenth day of June in the year of our Lord one thousand seven hundred and thirty five between Thomas Bolling, Mariner, of the one part and **Robert Poythris** of the County of Prince George of the other part whereas the said Thomas Bolling by Indenture bearing date the day before the date of these presents for the consideration therein mentioned did grant bargain & sell unto the said **Robert Poythris** his executors and assigns all that tract or parcell of land situate lying and being on the north side of Nottaway River in **Surry County** bounded (Vizt.) beginning at a small white oake upon the River thence north thirty six degrees west two hundred & seventy nine poles to two gums and a red oake upon the Gally Swamp thence down the Gally Swamp as it meanders to Mockerson Neck Creek thence down Mockerson Neck Creeke as it meanders to Nottaway River thence up the River as it meanders to the beginning containing four hundred and twelve acres and the reversion! thereof as by the said recited Indenture more fully and large it doth appear. Now this Indenture witnesseth that the said Thos. Bolling for and in consideration of the sum of one hundred pounds Sterling and for divers good causes & considerations him hereunto moveing hath granted released and confirmed and doth by these presents grant release and confirm unto the said Robert Poythris his heires and assigns all the aforesaid tract and parcell of land with the appurtenances and every part thereof and all the estate right title interest claim and demands whatsoever of him the said Thomas Bolling of in or to the premises or any part thereof to have and to hold the said land and every part thereof with the appurtenances mentioned or intended to be hereby granted released and confirmed unto the said **Robt. Poythris** his heires and assigns forever and to no other use intent or purpose whatsoever. In witness whereof the said Thomas Bolling hath hereunto sett his hand and seale the da! y and year above written. Thos. Bolling, sealed with a wafer. Signed Sealed & Delivered in the presence of us: John Mason, Thos. Edmunds. At a Court for Surry County, June the 18th, 1735. This day appeared in Court the within named Thomas Bolling and did acknowledge the within mentioned contents to be his real act and deed which is ordered to be recorded and is recorded by J. Allen, C. C. (p. 507-508, Surry County DB 8, 1730-1735, Deed).

**12 Jul 1735, p. 506 (deed)**

**David Poythress** to **Robert Poythress**....600 acres on north side of Nottoway River (350 acres being land devised to said **David Poythress** by the will of his father, **John Poythress**, decd., and the other 250 acres was granted to said **David Poythress** on 5 Sep 1723) and bounded by John Roberts, the Pole Branch and the Indian Swamp.

Wit: Thomas Edmunds and David Wallace                      **David Poythress**

Rec: 16 Jul 1735 (DB 8, p. 506)

**12 July 1735**

600 acres, Surry County, **David to Robert Poythress**). This indenture made the twelfth July in the year of our Lord Christ one thousand seven hundred thirty five between **David Poythress** of Surry County of the one part and **Robert Poythress** of the other part witnesseth that the said **David Poythress** hath demised granted and to Farm lett and by these presents



doth demise grant and to Farm lett unto the said **Robert Poythress** six hundred acres of alnd lying and being on the north side of Nottaway River in the County of Surry, three hundred & fifty acres of the said land was devised to the said David by **his Father John Poythres**, deceased, by his Last Will & Testament, the other two hundred and fifty acres of land was surveyed & Patented by the said **David Poythress** dated the fifth day September 1723 (Vizt.) beginning at the River on John Roberts line thence along the said line neare the heads of the Pole branch to a corner thence southwest by south to the Indian Swamp thence down the said Swamp to the River, thence down the River to the beginning. Including the six hundred acres of land be the same more or less to have use occupy, and enjoy all & singular the said land and premises with the appurtenances thereunto belonging or in any wise appertaining together with all houses buildings fencings orchards gardings woods underwoods, wayes, water hereditaments and appurtenances whatsoever thereunto belonging and before in these presents mentioned to be demised unto the said **Robert Poythress** his heires and assignes from the day of the date of the presents for & during and until the full end and term of three years next insuing fully to be completed and ended yield & paying therefore yearly & every during the farm hereby granted unto the said **David Poythress** his heires & assignes the fee rent of one shilling if the same shall be demanded in witness whereof the said David Poythress have hereunto sett his hand & seale the day & year above written. David Poythress, sealed with red wax. Signed Sealed & Delivered in presence of: Thos. Edmunds, David Wallace. At a Court held for Surry County, July 16th, 1735. This day appeared in Court the within named **David Poythress** and did acknowledge the within mentioned contents to be his real act and deed which is ordered to be recorded and is recorded by J. Allen, C. C. (p. 498-499, Surry County Deed Book, 1730-1735, Deed).

### **13 Jul 1735 (deed)**

This Indenture made the thirteenth day of July in the year of our Lord Christ one thousand seven hundred & thirty five between **David Poythress** of Surry County of the one part and **Robt. Poythres** of the other part witnesseth that he the said **David Poythress** for and in consideration of the sum of one hundred pounds current money of Virginia to him in hand paid at and before the ensealing and delivery of these presents by the said **Robert Poythress**, the receipt whereof he doth hereby acknowledge and thereof by these presents doth acquit and discharge the said **Robt. Poythress** his heires executors and administrators have released and confirmed and by these presents doth for himself and his heires fully clearly and absolutely grant release and confirm unto the said **Robert Poythress** his heires and assignes forever six hundred acres of land lying and being on the north side of Nottaway River in the County of Surry, three hundred & fifty acres of the said land was devised to the said **David by his Father John Poythress**, deceased, by his Last Will & Testament the other two hundred & fifty acres of land was surveyed & Patented by said **David Poythress** dated ye fifth day of September 1723 (Vizt.) beginning at the River on John Roberts line thence along the said line near the head of the Pole branch to a corner thence southwest by south to the Indian Swamp, thence down ye said Swamp to the River, thence down the River to the beginning including the six hundred acres of land be the same more or less together with all houses buildings fencings orchards gardains and also all wayes water woods underwoods profits commodities advantages hereditaments and appurtenances whatsoever thereunto belonging and all the estate rite title use interest inheritance possession reversion claim and demand of the said **David Poythress** of in or to the said land and premises hereby granted

the said **Robert Poythress** and is now in his full possession and seizin by force and virtue of a bargain and sale thereof made to him by the said **David Poythress** for the Farm of three years to commence from the twelfth day of this instant by Indenture bearing date the day before the date of these presents by force and virtue of the Statute for transferring uses into possessions. To have and to hold the said land tenements and premises with the appurtenances hereby granted and released unto the said **Robert Poythress** his heires and assignes forever so that neither the said **David Poythress** nor his heires nor any other person under them shall have any claim or demand or any rite title or interest of in or to the premises or any part thereof but that the same shall and may be quietly and peaceably possessed and enjoyed by the said **Robt. Poythress** his heires and assignes forever. In witness whereof the said **David Poythress** have hereunto sett his hand and seale the day and year above written. **David Poythress**, sealed with red wax. Signed Sealed & Delivered in presence of: Thos. Edmunds, David Wallace. At a Court held for Surry County, July the 16th, 1735. This day appeared in Court the above named **David Poythress** and did acknowledge the above mentioned contents to be his real act and deed which is ordered to be recorded and is recorded by J. Allen, C. C. (p. 499-500, Surry County Deed Book, 1730-1735, Deed).

**19 Apr 1737, p. 677 (deed)**

George Mayberry and wife, Martha Maybury, of Surry County to Richard Bland of Martins Brandon Parish in Prince George County...225 acres (being land granted to George Mayberry on 10 Jan 1735) on the east side of Flatt Swamp and bounded by William Bridges and the land late in the tenure of **Peter Poythress** but now belonging to said Richard Bland.  
 Wit: Thomas Eldridge and Francis Mayberry      George (x) Mayberry  
 Rec: 20 Apr 1737      Martha (x) Mayberry  
 (DB 8, p. 677).

**1740 Reconstructed Virginia Census (Surry County)**

<u>Name</u>	<u>Source</u>
<b>Poythress, David</b>	Surry Deeds & Wills 1738-1754
<b>Elizabeth, Mrs.</b>	Surry, Albermarle, Surry Co. Albermarle Parish Register 1739-1778

**10 Sep 1740 (deed)**

John Robbards of Albemarle Parish to Edward Pettway and his wife, Elizabeth, for their lifetimes and then to go to their son John Pettway, for love and affection.....tract contains 235 acres which was granted to John Robbards on 5 Sep 1723 and is bounded by the south side of the Trading Branch, **David Poythress** and the said Robbard's old line.  
 (DB 9, p 211).      John (x) Robbards

**21 Apr 1742 (contract for lease)**

Lease and Release. Apr 21-22, 1742 from John Golightly of Surry to Thomas Avent (Avant) of Surry, for £12, two parcels of land containing about 200 acres, being on the north side of the three Creeks, John Morgan, and 100 acres of which land being the upper part of a patent granted to Hugh Golightly on Mar 23, 1715, and bounded by the low grounds of three Creeks, John Morgan and 100 acres more on the upper side of this land, patented to John

Golightly on Feb 18, 1722, bounded by Hugh Golightly's land, **Peter Poythress**. Signed: John (I his mark) Golightly  
Wit: Thomas Cocke, James Baker. Recorded Apr 21, 1742 (DB 4, p. 11)

**20 Aug 1745 (deed)**

Charles Leath of Albemarle Parish in Surry, planter, gives John Leath, son of the said Charles Leath of same, planter, for the love which he has for the said John Leath and also for better maintenance and preferment of the said John Leath, part of 2 tracts of land, both on the north side of Nottoway River in Albemarle Parish & Surry, and bounded by the Gum Swamp at the mouth of the Wharreocko Branch, to the thick place of the branch, thence to **Joshua Poythress**, containing about 400 acres, being part of 2 patents granted to said Charles Leath, the one dated Jun 16, 1727, and the other dated Mar 26, 1739.  
Sig: Charles (cl his mark) Leath Wit: Edward Pettway, Arthur Freeman.  
Recorded 18 Sep 1745 (DB 4, p. 334).

**26 Aug 1747 (Parish order)**

Pursuant to an Order of Vestry dated the 26 of August, 1747, it is ordered that Robert Wynne and Thomas Wynne procession every man's Land and the Land Marks Renew'd between Monksneck Creek and Stoney Creek and Saponi Creek and the line between Prince George County and Surry County and it is done accordingly.

Proprietors:

**Mrs. Elizabeth Poythress**

etc.

(Albemarle Parish Vestry Book, 1742-1786: Surry and Sussex Counties, Virginia; authors Davis & Hogwood)

**19 Aug 1748 (deed)**

Peter Dobie to William Dobie, 30£, 150 ac. north side of Nottoway River.  
Wit: (among others) **Peter Poythress**. (DB 5, p. 339).

**16 May 1749 (order)**

Upon the attachment Obtained by **Peter Poythress & Elizabeth Poythress** Executors &c. of **Robert Poythress, deced.** & **Joshua Poythress** Executor of **Thomas Poythress Deced** against the estate of Thomas Sessom who has privately removed himself or so absconds that the Ordinary process of Law cannot be served on him for a Debt of £62/1/4 Current Money due to the Plt. from the said Defts. This Day came the plts. by their attorney and the Sheriff having made return that he had Executed the said Writ in the hands of Richard Hill & had Summoned him to appear Whereupon he the aforesaid Hill being solemnly called but made default and it appearing to the Court that there is due to the Plt. £10/11/8 ½ from the said Deft. Therefore It is ordered that the Plt. recover the aforesaid sum of £10/11/8 ½ against the said Richard Hill together with Interest for the same after the rate of five Centum per annum to be computed from the fourth day of May one thousand seven hundred and forty nine to the time of payment & their costs by them expended and the said Deft. in Mercy &c.

**00 Aug, 1749 (orders)**

Ordered that William Donald pay unto John Hamilton a Witness for him against **Peter Poythress** Ninty two pounds of Nett tobacco for two days attendance at this court and for coming fourteen miles and returning according to law.

Ordered that William Donald pay unto Francis Wilson a Witness for him against **Peter Poythress** Ninty two pounds of Nett tobacco for two days attendance at this court and for coming fourteen miles and returning according to law.

Ordered that **Peter Poythress** Carpenter (?) pay unto Daniel Gurr, a Witness for him at the suit of William Donald two hundred and twenty pounds of Nett tobacco for four days attendance at this Court and for coming twice, twenty miles and returning according to Law.

#### **11 Nov 1749**

William Bridges to William Dancy for £80 of currant money of Virginia, 325 Acres on South side of Nottoway River in Albermarle Parish adj. Thomas Freeman, the mouth of Frying Pan Branch, crossing the flat swamp, Wm. Stuart, William Freeman, & **Peter Poythress** Signed "WB"; Wit: Nich. S. Massenburg, Bridges Freeman, Thomas Freeman. Surry Deed Book 6, p. 59.

#### **00 May 1750**

Case in Trespass assault and Battery, **Peter Poythress** (among others) on jury.

#### **00 May 1750 (award)**

Jury above finds for the plt. Damages £0/24/11.

#### **00 May 1750 (order)**

Hunter vs Cully, **Peter Poythress** (among others) to Enquire of Damages.

#### **16 May 1750 (order)**

Ordered that **Peter Poythress**, Henry Mitchell & Edward Petway or any three of them being first Sworn before a Justice of the Peace do appraise in Current Money the slaves and personal estate of John Reeves deceased and return the Appraisement to the next Court.

#### **00 May 1750 (order)**

Thrower vs. Whittington. In trespass. **Peter Poythress** (among others) on jury. Plaintiff reprimanded for "false Clamour" and deft. to recover court costs from Plt.

#### **15 May 1750 (administration)**

Mr. John Rives. Inventory. Date ordered: 15 May 1750,  
Rec: 19 June 1750. Sarah Rives, Administrix. Edward Pettway, **Peter Poythress** and Henry Mitchell, Appraisers. (Bk 9, p. 653).

#### **00 Sep 1750 (order)**

The Court doth nominate and recommend to the Honourable Thomas Lee Esquire President of His Majestys Council & Commander in Chief of this Dominion the following Persons as duly qualified to be added to the Commission of the Peace for this County. To wit: Benjamin

Cocke, Robert Jones, Henry Browne, Richard Blow, Hartwell Cocke, **Peter Poythress**, William Seward, Junior, Laurence Gibbins, John Irby, John Mason, Junior, Edward Pettway, George Briggs & John Avent Gentlemen and Augustine Claiborne is requested by the Court to Wait on his Honour the said President with this recommendation & to request that all those Gentlemen that refused to Qualify themselves under the present Commission may be Yet Continued in the Commission of the Peace for this County. Absent: John Ruffin, Gent.

**00 May 1751 (order)**

**Joshua Poythress** assignee of **Robert & Thomas Poythress** who were assignees of Thomas Eldridge Gantt. Plaintiffs against Francis Hutchings Deft: IN Debt. The Deft. being arrested and now called & not appearing it is therefore considered that the Plt. recover agt. the said Deft. and William Longbottom his Security for his appearance the debt in the declaration mentioned amounting to \_\_\_\_ £ and his Costs by him in this behalf expended Unless the Deft. shall appear at the next Court & plead.

**00 Jul 1751 (order)**

**Elizabeth & Peter Poythress** Exors. of **Robert Poythress** deced. Plts. against Judith Eldridge Exx. of Thomas Eldridge decd, Deft: ON a Scire facias to have Execution of a Decree of this Court obtained by the Plts. Testator in his lifetime agt. the said Deft. the 21<sup>st</sup> Day of July 1742. The Defndt. appear'd by her Counsel and pray'd and has Leave till the next Court to answer.

**00 Jul 1751 (order)**

**Joshua Poythress** assignee of **Robert & Thomas Poythress** who were assignees of Thos. Eldridge Plt. against Francis Hutchings Deft: In Debt. Discontinued and by Consent of the Deft. It is ordered that he pay unto the Plt. his Costs. CaSa. Issued 27 Aug 1752. Tobo. Costs 107 lbs.

**21 Aug 1751, p. 768 (administration)jhhgytyuy**

Account of Estate of Richard Lewis, decd., lists (among others): **Maj. Poythress**

**16 Jul 1754, p. 11 (will)**

David Long, Gent. of Surry. Will. Date:\_\_\_\_\_. Rec:\_\_\_\_\_ James Cocke and Henry Browne, Gent., Executors. Wife: Mary. Mentions: wife's father Col. Benjamin Edwards, John Ruffin, **Peter Poythress**, Hartwell Cocke and Thomas Cocke, Gent. swear to handwriting. (WB 10, p. 11).

**9 Mar 1755, p. 196 (administration)**

Henry Brown, Gent. to Mary Long, by will of David Long, Gent. Wit: **William Poythress, Jr.**, Sarah Edwards, and William Edwards. (DB 7, p. 196).

**24 Dec 1756 (will)**

William Short of Southwark Parish, Surry. Will. Date: 24 Dec 1756. Rec: 15 Mar 1757. Daughters: Sarah Cocke, **Mary Poythress** and Martha Reade. Wife: Martha. Son: William. Nephew: William Harris. Grandchildren: William, Susannah, Sarah, Elizabeth Cocke (not of age), William, Eliza, **Joshua Poythress (not of age)**. Legatees: **Joshua Poythress**; Robert Reade's father Given Reade. Mentions: land given to daughter Martha Reade by my father; land given to nephew William Harris by my father. Witnesses: John J' Anson, John Cocke and James Lee.

**17 Jul 1758 (release of dower)**

Relinquishment of Dower of Temperance Clark, wife of James Clark of Dinwiddie County, for a deed dated 17 Jun 1758.

Rec: 16 Jan 1758/9 Sig: **Charles Poythress**, Gent. of Dinwiddie County  
Lemuel Claiborne, Jr.

**26 Nov 1763 (deed)**

**Joshua Poythress** and wife, **Mary Poythress** to William Wilkerson and wife Elizabeth [Ricks] Wilkerson, John Adams and his wife Mary [Ricks] Adams [formerly Cook] said Elizabeth and Mary are sisters and cohorts of John Ricks, decd. late of Sussex County for £400 – 595 acres on Monksneck Creek (less land deeded to Abraham Parham in 1763) and bounded by Abraham Parham, Charles Leath, Sr., Sir William Skipwith and the county line. [signed] **Joshua Poythress**

**Mary Poythress**

Wit: William Gilliam, Francis Hatton, **John Poythress, Jr.**, and William Hamlin.

Rec: 19 Jan 1764 (Surry Deeds)

Source: "The Descendants of Jonas Ricks and Other Ricks Families in America, D. M. Ricks, U. of Wisconsin, ©1998."

**21 Dec 1763, p. 307 (will)**

Henry Browne of Surry. Will. Date: 30 Oct 1762. Rec: 21 Dec 1763. William Browne of Surry and John Edmunds of Sussex, Executors.

Wife: Hannah. Sons: William, Henry, Benjamin Edwards Browne

(first of two not 21). Daughters: Mary and Elizabeth Browne. Friends:

**William Poythress of Prince George Co.** and Hartwell Cocke of Surry County. Mentions: land in Southhampton and Brunswick Counties; lots in Cobham, Guilford and Petersburg.

Witnesses: James Carter, John Hutchings, Jr., and John Collier. Appreciation to transcriber L. H. Hart for portions

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**15 Dec 1776-1779**

Falcon & Company accounts of goods and freight shipped through Mt. Airy between 15 Dec 1776 and 1779 is recorded at the end of Surry County Order Book (1775-1785), LVA microfilm roll # 32. The location of Mt. Airy is unknown but is likely to be on Falcon property, somewhere between the old town of Cobham (at the mouth of Gray's Creek) down the James River to somewhere on Cobham bay. Entry: **Joshua Poythress** was paid for "freight of tobacco." Source: Surry County webpage.

**22 Dec 1795**

**Peter Poythress**, dec'd. – land in Surry County to be sold. Notice by Commissioner, 3 December 1795 (Petersburg Intelligencer, 22 December 1795, p. 4, col. 2).