

1810.  
June 6,  
Norfolk

Resolved that each man subject to Militia duty shall have delivered to him by his Captain (in case of an alarm and not otherwise), three rounds of Ball cartridge. As there is no ammunition belonging to the Regiment. I beg leave to enquire of your Excellency how and where I am to get some—(particularly powder for the artillery), for account of the State in case of actual insurrection or invasion.

I am, &c.

This Indenture made this fourth day of May, one thousand seven hundred and ninety-seven, between Thomas Rutherford and Sarah, his wife, of the County of Henrico and Commonwealth of Virginia, of the one part, and James Wood, Esquire, Governor of the said Commonwealth, in behalf of the Commonwealth of Virginia aforesaid, of the other part, Witnesseth, that the said Thomas Rutherford and Sarah, his wife, for and in consideration of the sum of one thousand two hundred and eight dollars and seventy-five cents to them paid by the Treasurer of the said Commonwealth, the receipt of which they hereby acknowledge, have granted, bargained and sold, aliened, released and confirmed, and by these presents do grant, bargain and sell, alien and release and confirm unto the said James Wood, Esquire, Governor, and to his successors, Governors of the Commonwealth aforesaid, for the use and in trust for the said Commonwealth of Virginia a certain tract or parcel of land adjoining the city of Richmond on the west thereof, and bounded as follows, viz.: Beginning at a corner stone on the city line at the northeast side of a street and running from thence north fifty-four degrees west thirty-eight poles to a stone; thence due west eighteen poles and a-half to a stone; thence due south fifty-two poles to a stone; thence south seventy-seven degrees east twenty-four poles to a stone at a Ditch the city line; thence with the said Ditch and City line north thirty-six degrees east forty-three poles to the beginning; containing twelve acres and fourteen square poles according to a survey made thereof by the Surveyor of the County, on the 30th day of March, 1797, together with all and singular the appurtenances to the said tract or parcel of land belonging. To have and to hold the said tract or parcel of land with the appurtenances as aforesaid to him the said James Wood, Esquire, Governor, and to his successors, Governors of the Commonwealth of Virginia, for the use of and in Trust for the said Commonwealth of Virginia forever.

And the said Thomas Rutherford and Sarah his wife for themselves and their heirs do hereby covenant and agree with the said James Wood, Esquire, Governor, as aforesaid in behalf of the said Commonwealth of Virginia, that they the said tract or parcel of land with its appurtenances to him the said James Wood, Esquire, Governor, and to his successors,

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Governors of the Commonwealth of Virginia for the use of, and in trust for the said Commonwealth of Virginia against the right title, interest, claim or demand of any other person or persons whatsoever will forever warrant and defend.

In witness whereof the said Thomas Rutherford and Sarah his wife have hereunto subscribed their names and affixed their seals the day and year before written.

Signed, sealed and delivered in presence of John D. Blair, Wm. Burton, and Sam. Coleman.

THOMAS RUTHERFORD. [Seal.]

SARAH RUTHERFORD. [Seal.]

Commonwealth of Virginia to Daniel L. Hylton, William Price and Geo. Williamson, Gent. Justices of Henrico County—Greeting:

Whereas, Thomas Rutherford and Sarah, his wife, have by their certain Indenture of Bargain and Sale, bearing date the fourth of May, 1797, sold and conveyed unto James Wood, Esquire, Governor, and to his successors, Governors of the Commonwealth of Virginia, for the use and in trust for the said Commonwealth, a certain tract or parcel of land adjoining the city of Richmond, on the west thereof, and bounded as follows—viz.: Beginning at a corner stone on the city line at the north-east side of a street, and running from thence north fifty-four degrees, west thirty-eight poles to a stone; thence due west eighteen poles and a half to a stone; thence due South fifty-two poles to a stone; thence South seventy-seven degrees, East twenty-four poles to a stone at a Ditch, the city line; thence with said Ditch and city line north thirty-six degrees, east forty-three poles to the beginning, containing twelve acres and fourteen square poles. And whereas the said Sarah Rutherford cannot conveniently travel to our County Courthouse to make acknowledgement of the said conveyance, Therefore we do give you, or any two or more of you, power to receive the acknowledgement, if the said Sarah shall be willing to make before you, of the conveyance aforesaid contained in the said Indenture, which is hereto annexed. We do therefore command you that you personally go to the said Sarah and receive her acknowledgement of the same, and examine her privily and apart from the said Thomas, her husband, whether she doeth the same freely and voluntarily without his persuasion or threats, and whether she be willing that the same should be recorded in our said County Court of Henrico; and when you have received her acknowledgment and examined her as aforesaid, that you distinctly and openly certify as thereof in our said Court under your seals, sending then there the said Indenture and this writ.

Witness Izard B. Whitlock, clerk of our said Court, this fifth day of August, 1809, in the 34th year of our foundation.

J. B. WHITLOCK.

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