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of our Lord one thousand seven hundred and sixty-seven, I, Sarah Brooke, of Saint Ann's Parish, in the county of Essex, being very sick and weak, but in perfect sound sense and memory, do make and ordain this to be my last will and testament in the manner following : Imprimis I give to Elizabeth Oland Hoge my negro girl Winnie to her and her heirs forever. Item. I give to Humphrey Sale (*a*) fifty pounds cash, to be paid him out of my estate. All the rest of my estate, both real and personal, I give to my *nephew* (*b*) John Brooke (*c*) to him and his heirs forever, except the said John Brooke shall die under the age of twenty-one years or without heirs of his body, then I give all the estate which was so given to the said John Brooke to John Rose (*d*) to him and his heirs forever. I appoint John Rose to be my whole and sole executor to this my last will and testament, in witness whereof I have hereunto set my hand and affixed my seal the day and year above written.

SARAH BROOKE. (L. S.)

Signed and sealed in the presence of

Ann Brooke

her

Mary X Mitchell

mark

Thomas Boulware.

(TO BE CONTINUED)

FIELDING AND DAVIS NOTES.

THE DAVIS FAMILY.

Contributed by Dr. J. L. Miller, Ashland, Ky.

(CONTINUED)

The oldest record preserved among the family papers of this family is an original copy of a deed made in 1691 by John and Susannah Davis, living somewhere on the Potomac river, probably in Stafford county, as the land conveyed was situated on Aquia creek in that county. I also have the birth records from an ancient Davis Bible, beginning with the birth of Thomas Davis, son of the above John and Susannah, born Aug. 1, 1693. Beyond 1691 we have only tradition, which I have attempted to verify from the York county records and other sources. The tradition is that John Davis was a son of Thomas, of York county, and he a son of John Davis, of Gloucester, Eng., who came to the colony soon after the settlement at Jamestown. My search resulted as follows :

In the musters of the inhabitants of Virginia in 1624, it is shown that Thomas and John Davis, presumably brothers, came to the colony in the ship John & Francis, in 1623. Thomas, b. 1585, seems to have settled in Warwick county. He had the title of Captain in the 1624 muster, and also in 1655, when he patented 300 acres of land in Warwick county; in 1662 he was granted 500 acres of land in the same county under the title of Major Thomas Davis.

John Davis, b. 1599, settled in York county, near the border of James City county. In 1633 he sold 200 acres of land, that he must have purchased, as there is no grant to him for it ; this deed shows that he had other land adjoining, lying in a neck known by his name. In 1634 he was granted 100 acres on Queene's creek, and at some other date he purchased from John Thomas 100 acres more, as is shown by a deed made by his son, Thomas Davis, in 1672.

John Davis died in 1646, as the York records show an inventory of the personal estate of "John Davis Senior of Queenes Creek," appraised Sept. 14, 1646, at 3,066 lbs. tobacco. He left three sons and possibly other children. They were : John (of age in 1647), Thomas, and William. John, Jr., died about 1672, as in that year suit was brought against George Gill and Robt. Weekes as security for the dues belonging to his orphans. William died in 1688, as in that year William Davis, John Keene, and Robt. Bee gave bond regarding the estate of William Davis, Sr. William Davis, Jr., married Constant, daughter of Ashael Batten, who owned 600 acres of land on the north side of Queene's creek. They had a son, Edward Davis, who died without heirs, in 1710. October 29, 1672, Thomas Davis (son of John, Sr.), sold to James Vaulx 250 acres of improved land lying in Marston Parish, York county, between Capt. Carter and Edward Thomas. In the deed he mentions that 100 acres of the plantation "was purchased by my father, John Davis, of John Thomas." In 1653 he had a grant of 600 acres on the Potomac for transporting twelve persons into the colony. Thomas Davis died about 1674, as in May of that year William Davis was ordered to bring into court an exact account of his "brother Thomas Davis his estate in his hands." So far the tradition of the family seems to have been verified, but I have found no proof that the John Davis of our records, who was living on the Potomac river in 1691, was a son of Thomas Davis, of York county, as stated by the tradition. If the early records of Stafford and Northumberland counties were in existence, it might be possible to show that John Davis had owned or settled on the 600 acres granted to his father in 1653. I shall be glad to hear from any one who can give me proof of the connection of the two families. Sometime prior to September 21, 1691, John Davis married Mrs. Susannah Day, widow of Solomon Day, of Stafford county, as on that date they conveyed to George Brent two hundred acres of land previously owned by her former husband. In 1694 John Davis had a Fairfax grant for 50 acres in Westmoreland county ; and in 1696 one for 109 acres in Northumberland county. Owing to the destruction of the early records of Stafford I have not found John Davis' will, so cannot give date of his death and names of his children ; but from our Bible records I get the name of his son Thomas, b. August 1, 1693, and in the land grant records find mentioned brothers William and John. Between 1722 and 1740 William Davis had grants in Stafford and Prince William counties for about 1,250 acres of land, part of which adjoined that of brothers Thomas and

John. Thomas Davis was probably the second son of John and Susannah Davis. Between 1725 and 1745 he was granted in Stafford and Prince William counties about 1,550 acres of land; and in some of the patents he is styled "Mr. Thomas Davis." In 1737 he purchased from his brother-in-law, Edwin Fielding, some land in Northumberland county, and possibly owned other land by purchase. About 1717 he married Sarah Fielding, eldest daughter of Edward and Winifred Conway Fielding, of Northumberland county.

Now begins our first Bible records, as follows:

"Tho: Davis Son of Jno: & Susannah born August 8, 1693.

Sarah Davis dau. of Ewd: Fielding Es'qr born May 12th, 1695.

CHILDREN.

Edw: Fielding Davis born May 6, 1718.

James C. Davis born Nov'br 3, 1719.

John Davis born July 3, 1723.

Richd: Davis born June 15, 1725.

Wm: Davis born Ap'rl 30, 1727.

Susannah Davis born Sept'br 9, 1729."

Edward Fielding Davis married Betty Yancey and was killed in the French and Indian war. John Davis married, about 1745, Betty Carter, and had the following children: Thomas, born August 8, 1747; John, born November 11, 1748; Susannah, born March 28, 1750; Isaac, born February 7, 1753; Fielding, born about 1755. Thomas (born 1747), married Ruth —, and died in 1802. His will, recorded in Prince William county, names wife Ruth; sons Thomas, Moses, William, Francis, Isaac, and John; and daughters Nanny King, Mary Powell, Jane Carter, Ruth Carter, Elizabeth Dowell, and Leavy Linn; Isaac Davis, his son, executor. To resume with the children of Thomas and Sarah Fielding Davis: Of Richard Davis I have found no record. William Davis married Catharine Carter, daughter of James and Mary Carter, of Stafford county, November 27, 1755, and died in Prince William county in 1798. Susannah Davis married Richard Smith, of Stafford county, November 17, 1752. James C. (probably Conway) Davis, second son of Thomas and Sarah, married, December 25, 1738, Mary Elizabeth Carter, probably of Spotsylvania county, as they settled in that county, and had the following children: Fielding, born January 1, 1740; James, born March 5, 1741, died 1790; Benjamin, born January 10, 1743, died 1787; Elizabeth, born February 22, 1745; Snead, born May 16, 1748; William, born August 26, 1750; Mary, born May 24, 1753; Felix, born April 27, 1755; Charles Edwin, born October 22, 1758; Thomas, born November 30, 1761, died November 8, 1839, in Woodford county, Ky.

James C. Davis died in Spotsylvania county sometime between February and October, 1765. In his will he gives the home plantation of

330 acres to his wife and son James, and leaves the remainder of his land (amount not stated) to son Benjamin. Gives Elizabeth, John, and James certain personal property, and leaves to his "four youngest children, William, Mary, Charles, and Thomas," all his negroes and the remainder of his personal property in equal shares. It was valued at £202.19s.10d.

Thomas Davis (born 1761), enlisted April 25, 1779, in Capt. Alex. Parker's company, Col. Richard Parker's regiment, for eighteen months' service in the Revolutionary war. He was in the battle of Waxhaws, and was present at the surrender of Cornwallis at Yorktown, as shown by papers filed at the Pension Office. May 1, 1783, he married Susannah Hiatt (born February 26, 1765, died November —, 1847), of Welsh descent. Sometime prior to May 9, 1789, they moved to Kentucky and settled in Woodford county, about twenty miles from Lexington. Thomas Davis was a surveyor, and in the next decade he appears in the Woodford records frequently; he also seems to have bought and sold large quantities of land in the same county in the same period. Thomas and Susannah Davis had the following children: Elizabeth, born October 16, 1784; Mary, born December 22, 1786; Fielding, born May 9, 1789, in Kentucky; Larkin, born September 27, 1791; Thomas, born February 3, 1794, died October, 1794; Thomas, born August 26, 1795, died May, 1817; William, born April 7, 1798; John, born June 9, 1800, died August 9, 1800; Susannah, born August 13, 1801, died 1867; James, born April 17, 1804; Dianna, born January 17, 1806; Benjamin, born March 1, 1809; Sarah Stephens, April 26, 1811; Susan, born 1813. Elizabeth married Beverly Allen and had sons, Beverly and Lewis. Mary married James Baker. Fielding married, 1st, Susan Overstreet, and had Thomas, Eliza, Susan, and Dr. Allen Fielding; 3rd, Sarah Brandenburg, in 1854, who died at birth of daughter Anne. Fielding Davis was very wealthy, and owned a large number of darkies. Larkin married Griselda Scott. William married Nancey Tillery, March 17, 1825, and had two children. Susannah married, October 7, 1819, James Jelf (born January 28, 1794, died 1861), and had: Finetta married Thos. Kirby; Elizabeth married Jos. Lyon (my grandparents); Susannah married Richard Lancaster; Benjamin, Fielding; Eliza Jane married James Wilson; Clemency married Robert White; Thomas married Eliza White; and Sallie Stephens.

(TO BE CONTINUED)

THE MARSHALL TRADITION.

By Major-General Thomas M. Anderson, U. S. A.

There is a notable uncertainty in family history, when unconnected with hereditary titles, or the transmission of landed estate.

This finds singular illustration in the history of the Marshall family. For several generations this sept has produced men of such indisputable talent, and force of character, that the name has become prominent in