

Dumfries, Prince William County Va., 29 February 1820
Box #1, Folder 1, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
To John Burfoot Esquire
Clerk of the Privy Council
Richmond, Va.

Sir,

Since my appointment to the command of the 36th Regt. Of Militia I have not been able to ascertain what is the uniform declared by the Executive for the Militia Officers of the State as I suppose there is an order recorded in the Journals of the Council saying what the uniform is that have been fixed on by the Executive.

I have to request that you will enclose me a copy of the order in without which all the new appointed officers as well as myself are at a loss to know what is the real uniform prescribed for the Militia.

Your immediate Attention will much oblige

Sir your Obet.

John Linton, Dumfries

Dumfries, Prince William County, February 12th 1820
Letter from John Linton to C. W. Gooch, Adjutant General, Richmond
Report of Consolidation of 89th & 36th Regiments
Box #1, Folder 11, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Sir.

The enclosed proceedings of the board of officers are now sent on to your office as a continuance & close of a report made by me on the 18th of last September of their proceedings in relation to the Consolidation of the two Regiments in the County agreeable to direction contained in your two letters the first of dated 19th of last August and the other the 7th of October following.

I am , Sir very respectfully

Your Obet. Serv.

John Linton ____

Commandant of the 36th Regt. Virginia Militia.

At a Meeting of a Board of Officers of the 36th Regiment of Virginia Militia held by an adjournment at Thomas Davis' Tavern in Prince William County on the 2nd day of October 1819 for the purpose of designating which of the two troops of Cavalry now existing in said Regiment shall be Continued and for the further purpose of designating the officers to such troop as shall be Continued.

The following Order was made Viz.

“Colonel John Linton who was authorized at the last meeting to correspond with the Adjutant General on the above mentioned subject, not having received any communication from him. It is ordered that this board be adjourned to the next Regimental Court of Inquiry for the 36th Regiment.

Teste – Phil. D. Dawe Cl Cur

At a Regimental Court of Inquiry for the assessment of fines for the 36th Regiment Virginia Militia held at the house of Robert Appleby in the County of Prince William on the 27th November 1819

The following order was made Viz:

Ordered that the two troops of Cavalry in the County be consolidated and that Lieu O command, Wm. R. Chapman command the same. It is further ordered that on the day of the next Regimental Muster a board of Officers will convene for the purpose of discharging the surplus of the Company, if any exist, so as to produce the least inconvenience to his men, and that they parade at Randolph's old field near Presley Davis' on the 2nd Saturday in April next.

Teste – P.D. Dawe Cl Cur

Dumfries, Prince William County Court, April 2nd 1820
Box #2, Folder 3, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Robert Wallace Letter

To Thomas M. Randolph Esq.
Governor of Virginia, Richmond

Dumfries, March 28th 1820

Dear Sir,

My relation, Mr. Robert Wallace of Fauquier, has desired me to introduce him to your acquaintance as a candidate for the command of the Regt. Of Artillery attached to the Division of Militia to which he belongs. It becomes me to speak of him with delicacy & reserve; and I shall confine myself to relating what I have heard of his pretensions, and to a reference to the letters he will forward to you.

I am informed that when a boy of about 16 years of age, he left his parents, and joined a corps of Militia ordered to the neighborhood of Hampton to repel the incursions of the enemy. He was in the battle that occurred in the vicinity of that place; and I am told, acquitted himself with considerable credit. He is said to have developed strong features of the military character in this his first essay. The complimentary letter of Major Corbin, however is the best testimony in relation to his conduct in his short campaign at Hampton. You will, no doubt be furnished with that letter. He obtained afterwards the appointment of Cadet in the Military Academy at West Point. His proficiency and conduct there, will be made known to you by documents which I presume, he will transmit to you. After leaving the Academy at West Point, he preferred a civil profession to command in the military peace establishment, and has become a member of the Bar. As to his capacity & qualifications severally I beg leave to refer you to those letters that he will no doubt procure and send you.

I am very respectfully your obedient servant
J. Macrae.

P. S. I shall avail myself of an opportunity soon (now that I suppose you are somewhat relieved by the rising of the legislature) to answer your very kind and most grateful letter of the 12th of July last.

J. M.

(Four other letters in this file were not copied. Letter one was from John P. Duval written 3 April 1820. Letter number two was from West Point written June 22nd 1817. Letter three from Buckland Va. written by John Love dated June 1st 1820. Letter four from Warrenton Va. from John Robert Wallace written 31 March 1820.)

Prince William County Court, July 3rd 1820
Box #2, Folder 7, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Note

To Thomas M. Randolph Esq.
Governor of Virginia, Richmond

Ordered that Washington J. Washington, Philip Alexander and Zachariah Ward, gentlemen, be nominated to the Executive as proper persons either of whom may be commissioned as Sheriff of this County.

Teste – Phil. D. Dawe Cl Cur

Dumfries, Prince William County Va. March 5th 1821
Box #3, Folder 12, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Recommendations for Justices

At a Court of Quarterly Sessions held for Prince William County, November the 7th 1820. Present, Charles Ewell, Gerard Alexander, William Smith and Jesse Ewell, gentlemen justices.

Ordered that the Magistrates of this County as summoned to the first day of March Court next to recommend proper persons to be commissioned as Magistrates to supply vacancies which have occurred in this County.

Sheriffs Returns

In pursuant of the within order I have summoned Charles Ewell, Philip Alexander, Gerard Alexander, Charles Ming, Robert H. Little, Edmond Brooke, Thomas Newman, John M. Tyler, John Hooe Jr. and Robert H. Hooe which are all Magistrates in that part of the County above Cedar Run and Occoquan.

Henry Brewer D.S.

for W. J. Washington

“Executed on James Deneale, Thos Chapman, John Linton and Wm. Smith, Jno Bronaugh has not been a resident of the County of Prince William he at present being a member of the Legislature.

W. R. Chapman D.S.

for W. J. Washington

Executed on Jno Fox, William M. Craig, Zachariah Ward, Michael Cleary & William Barnes.

Jno Tansill D.S.

for W. J. Washington

The two last returns contain all the Magistrates in the lower District of Prince William County.

Wm. R. Chapman D.S.

for W. J. Washington

The following is a copy of a letter from Thomas T. Page Esq. to John Tansill.

“Sir your letter to me of this m----- was received in which your request I would acknowledge the service of the summons this I wish it was in my power to do, but believing it would answer no purpose as the law directs the mode by which business of this kind is to be over had you have come to my house in my absence your having a written notice would have justified you in making a proper return, but your doing this by a person not sworn to do the duties of Sheriff will in my opinion be of no effect however you can see whether the court will admit it or not I should not have attended if it had been regularly served.

I am respectfully your obedient

Thomas T. Page

March 6th 1821

The following is a copy of the affidavit of William R. Chapman on the back of the forgoing letter.

Prince William County to wit;

William R. Chapman personally appeared before me a Justice of the Peace for said County and made oath that he is well acquainted with the handwriting of Thomas T. Page and that the within letter and signatures is his own handwriting and that the summons allowed to in the within was to March Court 1821 to recommend Justices of the Peace for said County, and that the said Page is a Justice of the Peace for said County. Given under my hand this 5th day of March 1821.

John Linton

Copies Teste

P. D. Dawe Cl Cur

At a Court of Quarterly Sessions held for Prince William County, March 5th 1821. Present Charles Ewell, Robert H. Little, John Linton and William Smith, Gentlemen Justices.

Ordered that the following gentlemen be recommended to the Executive as proper persons to be commissioned as Magistrates in this County. Viz. Gerard Alexander Jr. in the room of Humphrey Peake removed George W. Jackson in the room of Jesse Ewell removed in the Upper District of this County. Robert Hooe Jr. removed to the Bar. Jas Gallagher in the room of Thomas Lawson removed, and Francis H. Dunnington the Court believing an additional Magistrate necessary near the Seat of Justice.

Teste – P. D. Dawe Cl Cur

Dumfries, Prince William County Va. 6th June 1821
Box #4, Folder 5, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph Esq.
(the following letters and notes were mixed in this folder)

His Excellency, Thomas M. Randolph Esq.
Governor of Virginia, Richmond

Dumfries, June 6th 1821

Sir,

At a quarterly court held for this county on Monday last Mr. Edmond Brooke was nominated to act as next High Sheriff for this County to the exclusion of myself, the circumstances of which will be communicated to the Executive by a Memorial which is now preparing and which will be transmitted in the course of a few days.

Respectfully Yours,
Obt. Servant
Philip Alexander

Prince William County
Remonstrance of Phillip Alexander against the nomination of Sheriff
June 7th 1821 – Dumfries Va.

To the Executive of Virginia

The memorial of the undersigned respectfully sheweth: That he considers himself entitled, according to law usage & right, to precedence, instead of Edmond Brooke, in the late nomination of persons by the County Court of Prince William to fill the office of Sheriff of said County; and that he thinks this will appear manifest from the following statement of facts derived from the enclosed record, and upon a reference to the Act of Assembly “relating to the appointment & duties of Sheriff.”

It will be seen upon an inspection of said record, that said Brooke was commissioned, for a second year, as sheriff, in August 1815, and that, owing to his own default, that is to say, believing the contrary, & failing to qualify within the time required by law, James Deneale was commissioned in November of that year, upon the nomination of said Court, and was permitted to qualify in preference to said Brooke, at the ensuing December term of said Court; and that said Deneale, Gerard Alexander and Washington J. Washington upon the nominations of said County, have successively, for two years each, filled the said office of Sheriff in the County aforesaid, since the said Brooke held it.

It is thus shewn that, therefore, said Brooke has not been considered as entitled to hold said office since his first years service; and your memorialist believes that he would have entirely abandoned his pretensions to said office but for the expectation of extraordinary profits to be derived from it the ensuing year, in the collection of levies to defray the expense of erecting the public buildings at the new seat of the Court of said County.

It is too plain to require, or to admit of argument, your memorialist thinks, that Mr. Brooke cannot maintain his pretensions upon the 6th section of the Act of Assembly aforesaid; for by authority of that section, the Sheriff “may, with his own consent and the approbation of the Executive, be continued for two years” in office; and his appointment now, would not be a continuance in, but a resumption of said office, because six years have elapsed, and three sheriffs have intervened, since he held it. Indeed, the plain literal import, as well as the apparent policy of the said 6th section, and the general tenour of the said Act not only discontinuance, but utterly exclude all pretensions on the part of Mr. Brooke to appointment to the said office at the present time.

The rotation in said office, and the regular order of succession to it by the Justices of the Peace, according to established usage, being founded on principles of justice and considerations of policy too evident to need exposition, your memorialist will not presume that the Executive will make an appointment thereto, out of turn, unless for some personal objection to him who claims priority, or precedence. No such objection will be made to your memorialist. But it is said that Mr. Brooke’s case is an exception – for that he ought now to have the said office for one year more, not having, when he was commissioned last, been continued in it for two years. But your memorialist would ask why? Mr. Brooke was not continued in office a second year in consequence of his own default, not only in omitting to qualify, but in an absolute breach of duty, under the said Act; and having served his term, agreeably to law he stands now in the same situation in relation the order of appointment as if he had held the said office for two years – unless, indeed his said default entitles him to precedence. If this case were an exception, a Justice of the Peace may when he finds the office of Sheriff unprofitable, or inconvenient, decline accepting it altogether, or hold it for only one year, and wait, for any place of time, to watch a favorable opportunity, and claim it for the period he has refused, or renounced it; for surely the rejection or resignation of the office, would not entitle him to less consideration than if he had forfeited it by his own default.

Your memorialist, therefore prays that he may be commissioned as Sheriff of the County aforesaid for the next year, & that, consequently the said Brooke's precedence in the said nomination may be disregarded.

Philip Alexander

Dumfries, June 7th 1821

Prince William County Court, June 4th 1821

Ordered that Edmund Brooke, Phillip Alexander and John Fox gentlemen be recommended to the Executive to be commissioned as Sheriff for the County of Prince William for one year next ensuing the term of the present Sheriff, it appearing to the Court that the aforesaid Edmund Brooke has acted as High Sheriff in this County but one year.

The Magistrates who voted in favor of this order are as follows for Edmund Brooke – John Bronaugh, Griffin Stith, John Linton, James Deneale, Gerard Alexander, Thomas Chapman, Charles Ming, John Fox, William Barnes and Jesse Ewell – those who voted against Edmund Brooke are as follows, William M. Craig, Michael Cleary, Philip Alexander, William Smith and Zachariah Ward.

Teste – Phil D. Dawe Cl Cur

Prince William County, June 5th 1821

Whereas a contention is likely to take place between Edmund Brooke and Philip Alexander relative to the right of the Sheriffalty in the County of Prince William for the ensuing year, to which the said Brooke has been nominated by the Court at this June term 1821, and it is deemed necessary by the said Brooke that the Executive should be informed of the ground on which the Court proceeded in making the said nomination, the undersigned Magistrates give the following statement of facts: - In the fall of 1814 the said E. Brooke qualified as High Sheriff in the County of Prince William – In the Spring of 1815 the said Brooke being carried across the Atlantic by necessary business and the Court being under an impression at the time the nomination of sheriff was made for that year, that the said Brooke would not return in time to qualify again (in which it appeared afterwards that they were mistaken) he was left out of the nomination that year, to which he was justly entitled, and James Deneale was appointed in his stead. The said Brooke returning in the fall of the same year in due time to qualify to the Commission, claimed the right to the same, but Mr. Deneale being commissioned, and having entered into a contract with Deputies, although he had not yet qualified, the court were then of opinion, that they could not interfere.

The Court being now of opinion that the said Brooke is justly entitled to the office for one year, having had a great share of the public duties in the said county, have thought proper to place him first in the nomination.

Given under our hands this 5th day of June 1821

John Linton	James Deneale
Jesse Ewell	John Fox
William Barnes	John Bronaugh

The above certificate explains the ground upon which the Court proceeded in placing me first on the nomination for the Sheriffalty in addition to which I have only to observe that they have only done what they ought to have done upon the expiration of Deneale's term of service, to which they were not urged by any solicitation on my part, which circumstance ought not to operate to my prejudice.

E. Brooke

To Thomas M. Randolph Esquire
Governor of Virginia, Richmond
Dumfries, June 10th 1816

To his Excellency the Governor and Humble Members of the Privy Council of Virginia the Memorial of Edmund Brooke respectfully sheweth. - That your memorialist was appointed a Magistrate many years ago for the County of Prince William, in the discharge of which duties his services have ever once been incessant and laborious – Living at the distance of nearly thirty miles from the Court House of the County, in a populous neighbourhood, where there were but few Magistrates. There has seldom ever occurred any business of difficulty which required the (agency?) of a Magistrate, to which his attention has not been called. The only reward for these services independently of that which he has felt for having discharged a public duty, was the office of sheriff, which in the usual rotation of that office among the County Justices, devolved on him on the month of November 1814 on the 8th day of which month, as will appear from a certificate of the clerk of said County herewith presented, he qualified by giving Bond and security according to Law – Your Memorialist having some important business which called his attention beyond sea, left this County early in the Summer of last year, after constituting and appointing competent

deputies to perform the duties of the office during his absence, and with a declared intention of returning in due season to renew his obligation in the Fall – It so happened however, that from (centracts?) ruined, and a series of disasters beyond his control, seldom ever witness at sea before, his return was delayed till about the middle of November a few days after the Court day of the County – Finding on his return a new consent sent out for him, he attended at December Court for the purpose of again qualifying when, to his great surprise, he was informed, that in consequence of sundry reports made by the court of the County during his absence to the Executive, calculated to impress upon their minds a belief that your memorialist would not return till the spring, a commission was awarded for James Deneale, who had been nominated by the Court to fill that office, by then a vigorous opposition being made by Council employed for that purpose against the pretensions of your memorialist, the Court decided that his commission superseded the one previously issued for your memorialist, and he was thereby deprived of the profits of the office one year, which the common usage of the County, the Executive appointment, and long and laborious services justly entitled him to your memorialist because further to represent to your Humble Body, that at November Court, when the statement was made by the Court, no vacancy had actually taken place in the Office of Sheriff, the County had sustained no inconvenience whatever from his absence which was of short duration, and although the Court were sensible at December Court when Mr. Deneale was permitted to qualify, that his appointment had been predicated upon a mistaken apprehension with respect to your memorialist situation at the time the statement was made by them, the commission which was given to Mr. Deneale annulling the one that had been previously issued for your memorialist, they could afford him no relief until the annual recommendation to fill the next vacancy, which was made on the 3rd day of the present month, whereby, and from the accompanying transcript of the record of March Court of Prince William County, herewith presented, your Honorable Body will be enabled fully to understand the grounds of your memorialist claim, and relying on the justice of your decision in the principals, your memorialist, as in duty bound, shall &c.

E. Brooke

June 10th 1816

Prince William County Court

At November Court 1814 Edmund Brooke gentleman qualified as Sheriff of Prince William.

Teste – P. D. Dawe Cl Cur

Prince William County Court, June 3rd 1816

Ordered that James Deneale, Gerard Alexander and Edmund Brooke gentlemen be nominated to the Executive as Proper Persons either of whom may be commissioned as Sheriff of this County.

Teste – Phil D. Dawe Cl Cur

Prince William County Court, November 8th 1814

Edmund Brooke gent. produced to the Court a Commission appointing him Sheriff of this County and took the oath of Sheriff of this County prescribed by law and the Oath to Support the Constitution of the United States and for giving assurance of fidelity to this State and also the Oath to suppress duelling.

Teste – Phil. D. Dawe Cl Cur

Prince William County Court November 7th 1814

Edmund Brooke & others to Governor three bonds were acknowledged by said Brooke, Cundiff, Leachman & Chapman and ordered to be recorded as to them. And on the 8th November 1814 the said bonds were acknowledged by Charles Ewell & ordered to be recorded as to him.

Teste – Phil. D. Dawe Cl Cur

Prince William County Court October 3rd 1815

It appearing to the satisfaction of the Court that Edmund Brooke, Sheriff of this County is beyond sea, the same is ordered to be certified to the Executive.

Teste – Phil D. Dawe Cl Cur

Prince William County Court November 7th 1815

Edmund Brooke gentleman High Sheriff of this County touching whom it was certified to the Governor and Council at October court last, that he was absent beyond seas, not having returned and it not appearing to the court that there is any prospect of his early return from beyond seas as aforesaid it is therefore ordered that James Deneale and Gerard Alexander Gent, be nominated to the Executive as proper persons either of whom may be commissioned as Sheriff of this County.

Teste – Phil. D. Dawe Cl Cur

Prince William County Court December 5th 1815

James Deneale produced to the Court a Commission from the Governor, appointing him Sheriff of this County bearing date the 22nd day of November 1815 in the following words: The Commonwealth of Virginia – To all to whom these presents shall come, Greetings – Know Ye that it having been duly certified to us that Edmund Brooke sheriff of Prince William County has failed to qualify according to law, and the Court of the said County having in June last nominated James Deneale as a fit person to fill the office of Sheriff, our Governor with the advice of the council of state and according to law in that case made and provided, doth hereby constitute and appoint the said James Deneale sheriff of the said County. In Testimony whereof these our letters are sealed with the seal of the Commonwealth and made Patent, Witness – Wilson C. Nicholas Esq. our said Governor at Richmond on the twenty second day of November in the year of our Lord one thousand eight hundred fifteen and fortieth of the Commonwealth

W. C. Nicholas

And offered to qualify as Sheriff, and Edmund Brooke the Sheriff for the year 1814 that being the first year of his service. Likewise desired permission of the Court to qualify as Sheriff under a commission dated August the 19th 1815 in the following words:

The Commonwealth of Virginia – To all whom these present letters shall come – Greetings, Know Ye, that Edmond Brooke the present sheriff of Prince William County having signified his consent to continue in Office another year, our Governor with the Advice of the Council of State doth hereby commission him the said Edward Brooke, to continue in the said Office of Sheriff until the Expiration of two years from the date of his first Qualification pursuant to Law. In Testimony whereof these our letters are sealed with the seal of the Commonwealth and made potent. – Witness Wilson Nicholas Esquire our said Governor at Richmond, on the nineteenth day of August in the Year of our Lord one thousand eight hundred and fifteen and fortieth of the Commonwealth.

W. G. Nicholas

But the Court refused Brooke and permitted Deneale to qualify on the ground that the subsequent commission of Deneale had superseded and annulled that of Edmund Brooke, and that the said Brooke had failed to give bond and security at November term last and that failure having been certified to the Governor by the Clerk of this Court, and the clerk having with the Certificate aforesaid Transmitted a copy of an order of Court made on the 7th November last in the following words, Edmund Brooke, Gentlemen high sheriff of this County touching whom it was certified to the Governor and Council at October Court last, that he was Absent beyond seas not having returned, and it not appearing to the Court that there is any prospect of his early return from beyond seas as aforesaid it is therefore ordered that James Deneale and Gerard Alexander gent. be nominated to the Executive as proper persons either of whom may be commissioned as Sheriff of this County. Whereupon the said James Deneale took the oath of Sheriff of this County as prescribed by law and the oath to support the Constitution of the United States the oath for giving assurance of fidelity to this State and the oath to suppress dueling and entered into and acknowledged three bonds with surety according to law which bonds are ordered to be recorded,

Prince William County Court, June 3rd 1816

Ordered that James Deneale, Gerrard Alexander and Edmond Brooke gentlemen be nominated to the Executive as proper persons either of whom may be commissioned as Sheriff of this County.

Teste – Phil. D. Dawe Cl Cur

Prince William County Court, July 7th 1817

Ordered that Gerard Alexander, David Boyle, and Washington J. Washington gentlemen be nominated to the Executive as proper persons either of whom may be commissioned as Sheriff of this County.

Teste – P. D. Dawe Cl Cur

Prince William County Court, July 6th 1818

Ordered that Gerard Alexander, Washington J. Washington & Philip Alexander gentlemen be nominated to the Executive as proper persons either of whom may be commissioned as Sheriff of this County.

Teste – P. D. Dawe Cl Cur

Prince William County Court, June 7th 1819

Ordered that Washington J. Washington, Philip Alexander & Zachariah Ward gentlemen be nominated to the Executive as proper persons either of whom may be commissioned as Sheriff of this County.

Teste – P. D. Dawe Cl Cur

Prince William County Court, July 3rd 1820

Ordered that Gerard Alexander, Washington J. Washington & Philip Alexander gentlemen be nominated to the Executive as proper persons either of whom may be commissioned as Sheriff of this County.

Teste – P. D. Dawe Cl Cur

This Record was intended to have been sent down with the memorial but was forgotten.
To Governor Randolph –

Mr. Harrison was in possession of this record when I transmitted the memorial of Major Alexander in which it should have been enclosed if I'd have got it. He promised to forward it immediately but has failed to do so, and has just delivered it to me. I hope it will arrive in time.

Very Respectfully Yours,

J. Macrae

June 9th 1821

Prince William County Court, September 4th 1821

Box #5, Folder 2, Accession # 41887

Virginia Governors Executive Papers – Thomas M. Randolph

Note

Luke Cannon and George Williams are recommended to the Executive as proper persons to be continued as Inspectors of Tobacco at Quantico Warehouses.

Teste – P. D. Dawe Cl Cur

Prince William County Court, September 4th 1821

Box #5, Folder 2, Accession # 41887

Virginia Governors Executive Papers – Thomas M. Randolph

Note

Ordered that Joseph R. Gilbert and Henry Fairfax be recommended to the Executive as proper persons to be commissioned as additional Inspectors of Tobacco at Quantico Warehouses.

Teste – P. D. Dawe Cl Cur

Prince William County Court, December 3rd 1821
Box #5, Folder 3, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Recommendation – Justices Prince William County

At a Court of Quarterly Sessions continued and held for Prince William County, August the 8th 1821. Present – Charles Ewell, Zachariah Ward, William Smith, and Michael Cleary, gentlemen justices.

Ordered that the Magistrates of this County be summoned to the first day of October Court next to recommend proper persons to be commissioned as Magistrates to supply vacancies which have occurred in this County.

Sheriffs Returns

Pursuant to the written order I have summoned Charles Ewell, Edmond Brooke, Gerard Alexander, Philip Alexander, Jesse Ewell, Charles Ming, John Hooe, Robert H. Hooe, Robert H. Little, John Linton and Griffin Stith, Gentlemen Justices which are all in that part of the County of Prince William above Cedar Run & Occoquan.

Henry Brewer D.S. for
W. J. Washington

Executed on Thomas Chapman, Thomas T. Page, William Barnes, Jno. Fox, William M. Craig, Michael Cleary, Zach. Ward, William Smith, John Bronaugh.

John Tansill D.D. for
W. J. Washington

At a Court held for Prince William County, October 1st 1821 – Present, Charles Ewell, Edmund Brooke, William Barnes, Thomas T. Page, Zachariah Ward, John Hooe, Jesse Ewell and Michael Cleary, Gentlemen Justices.

Ordered that the following gentlemen be recommended to the Executive as proper persons to be commissioned as magistrates to supply vacancies which have occurred in this County Viz: Gerard Alexander Jr. in the room of Humphrey Peake removed from the County, Charley Hunton in the room of Jno. M. Tyler deceased. Robert Hamilton in the room of Thomas Newman deceased. Robert Brooke in the room of Gerard Alexander Sen. about to remove, William A. Linton in the room of James Deneale deceased. George Sweeney in the room of Thomas Lawson removed from the County.

Teste – P. D. Dawe Cl Cur

A List of the Justices of the Peace in Prince William County Viz:

Robert H. Hooe	Charles Ewell
William Barnes	Thomas T. Page
Edmund Brooke	Gerard Alexander
Philip Alexander	Zachariah Ward
John Fox	Robert H. Little
Charles Ming	John Linton
John Bronaugh	William Smith
Thomas Chapman	John Hooe
Jesse Ewell	Griffin Stith
Michael Cleary	William M. Craig

Teste – P. D. Dawe Cl Cur

Prince William County Court, December 3rd 1821
Box #5, Folder 6, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Note

Thomas Nelson is appointed Surveyor of this County in the room of William Cundiff, deceased.

Teste – P. D. Dawe Cl Cur

Prince William County Court, Dumfries, Va. 15 March 1822
Box #6, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Coroner Nominations

To Thomas M. Randolph Esquire
Richmond

Ordered that Joseph R. Gilbert and Charles Ming be nominated to the Executive as proper persons to be commissioned as Coroners in the County. It appearing to the Court that it is necessary that more than one Coroner should be in the County.

Teste – P. D. Dawe Cl Cur

Prince William County Court, Dumfries, Va. May 18th 1822
Box #6, Folder 8, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Petition for Jesse Davis

To the Governor and Council of Virginia

We the undersigned (many of us) who witnessed the trial of Jesse Davis who was convicted and sentenced to one years imprisonment in the Public Jail and Penitentiary House of Virginia under the act to Reduce into one act the several acts against malicious or unlawful shooting, stabbing, maiming and disfiguring, for shooting one Cumberland Pearson, beg leave to represent that we consider the said Davis a fit subject for the mercy of the Executive because we consider that the said Jesse Davis although he was not justified under the strict letter of the first section of that statute (which is very broad in its terms) that still from the wanton and unprovoked abuse and violence which was offered to the wife of the said Davis on the same day and in his own house as appeared from evidence on the trial that he the said Davis did not do more than other men would have done who had a proper respect for the character and feelings of a wife. The undersigned would further represent to your Honorable body that they consider the aged father of the convicted person has some claims upon your clemency so far as it is consistent with the duty imposed on you by the office you occupy; he having been a soldier in the Revolution, and in those times which tried men's souls, sustained the part allotted him with credit to himself and faithfulness to his Country. The prisoner was also unanimously commended to mercy by the vani---- who convicted him on the return of their verdict.

John Gibson Jr.	Phil D. Dawe	Danl. Thornberry
Barnaby Cannon	M. B. Sinclair	Nathaniel Tyler
Bern. Hooe Jr.	John Hamill	Jess Paterson
Wm. King	John Mitchell	Wm. S. Jones
Enoch Calvert	Daniel Carter	John Tansill D.S.
Francis Ware	Samuel Barron	Reuben Calvert
H. Barron	Elijah Thornberry	John Barron
James Thornberry	Nathaniel English	Mathias Dade
Wm. Linton	William Fairfax Jr.	William Brawner
Enoch Renoe	Elias Grimsley	Philip Langfitt
Richard Scott	Jno. Merchant	Lewis Johnson
W. Brammill	Geo. W. Dulaney	Joseph R. Gilbert
Joseph Jones	Elijah Green	William Thompson
William Dawe	George Huber	Samuel Anderson
John Stith	Love Scott	Thomas Merchant
William Merchant	Joseph Merchant	Jas B. Hays
Wm. D. Dowell	James Allen	Moses Lynn
Compton Arrington	Andrew Smith	Evan Arrington
Colin Hayes	B. C. Payne	-----
Thos. Cockrell	Robert Boley	-----
Isham E. Hedges	James Howison	John Warden
Keland Moss	Arch Lawson	-----
Wm Harrison	Wm. Mayhew	Alex Lawson
Joseph Peddish	James Reid	Wm. Crosby
-----	-----	James Carter

Jas B. C. Thornton
H. M. Smoote
Edmd R. Voss
D. K. Forzie
Henry W. Carrol
Thornton Mountjoy
A. M. Clarke
J. Merchant
Wm. Washington
John B. Cannon
Wm. Carter
Redmon Foster
John Paterson
Thomas Chapman
Thomas Maddux

Hugh C. Davis
Saml. Milstead
Allen Muschett
John Carney
Jesse Paterson
Elias Adams

John W. Fitzgerald
Thos -----

John Kincheloe
Wm. B. -----
Jeremiah Chappel
George Williams
T. Lawson

Theron Davis
Jno. W. Williams
Arrington Evans
Wantsford Evans
Thomas Nelson
John Webster
George Boswell
Samuel J. Tebbs
Lewis Dickinson

D. Kincheloe
Robert Hooe
F. H. Muschett
Willoughby Tebbs

Prince William County Court, Dumfries Va. July 13th 1822
Box #7, Folder 1, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Notary Public

Dear Sir,

I take this liberty of asking your attention to a small matter in which we are somewhat inconvenienced in this place. There has not been a Notary Public in this place since 1812 when the office became vacant by the death of Robert Alexander. I will take it as a particular favour if you will interest yourself in having Mordacai B. Sinclair a very worthy and respectable young man appointed by the Executive to supply the vacancy. The law does not require the recommendations of the County Court as prerequisite to the appointment. I shall be pleased to hear from you on the receipt of this.

Yours Respectfully
H. Harrison

Prince William County Court, Dumfries Va. August 19th 1822
Box #7, Folder 3, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph

Thos. M. Randolph Esq., Sir, _____ position prevented me from qualifying as high sheriff of the County of Prince William at the last court having now recovered and intending to qualify at September court doubts have arisen whether I can qualify on the commission now in the Clerks Office, or whether a new commission must issue as two months will have elapsed on the 21st this month from the date. This is respectfully submitted for your answer which may be addressed to the Clerk of the County.

Your Obedient Servant
Philip Alexander
August 17, 1822

Prince William County Court, Dumfries Va. August 19th 1822
Box #7, Folder 3, Accession # 41887
Virginia Governors Executive Papers – Thomas M. Randolph
Prince William County, Va.

At a Court of Quarterly Sessions continued and held for Prince William County the 8th day of August 1822. Present, William Barnes, John Fox, William M. Craig and George W. Jackson, gentlemen justices.

Ordered that the magistrates of this county be summoned to the first day of the next court to recommend proper persons to be commissioned as Magistrates for the County of Prince William in the room of William A. Linton and James Foster who refused to qualify.

Teste P. D. Dawe Cl. Cur.

Sheriffs Returns – “In compliance to the within order I have summoned Robert H. Hooe and John Hooe, Gentlemen Justices.

James Fewell, Deputy Sheriff
for E. Brooke

“In compliance to the within order I have summoned Philip Alexander, Gerard Alexander Jr., Charles Ming, Washington J. Washington, Jesse Ewell, Robert H. Little, and Robert Hamilton which together with those summoned by James Fewell deputy are all the magistrates in that part of Prince William County above Cedar Run and Occoquan.

Wm. P. Cundiff D.S.
for E. Brooke

“Executed on John Fox, William M. Craig, George W. Jackson, Thomas T. Page, William Barnes, Michael Cleary, Zachariah Ward, William Smith, James W. Macrae, James Gallagher, John Linton & Thomas Chapman.
Jno Tansill D.S.

for E. Brooke

Teste P. D. Dawe Cl. Cur.

At a Court held for Prince William County, September 2nd 1822. Present, William Barnes, Philip Alexander, Jno Fox, William Smith, Thomas Chapman, John Hooe, Jesse Ewell, Michael Cleary, Gerard Alexander, Robert Hamilton, James Gallagher, George W. Jackson, James W. F. McCrae and Griffin Stith, Gentlemen Justices.

Ordered that the following Gentlemen be recommended to the Executive as proper persons to be commissioned as Magistrates for the County Viz: Richard Foote in the room of James Foster who refuses to accept and James Gwatkin in the room of William A. Linton who refuses to accept.

Teste P. D. Dawe Cl. Cur.

A List of Justices of the Peace in Prince William County

Robert H. Hooe	Charles Ewell *	William Barnes
Thomas T. Page	Washington J. Washington	Philip Alexander
Zachariah Ward	John Fox	Robert H. Little
Charles Ming	John Linton	William Smith
Thomas Chapman	John Hooe	Jesse Ewell
Griffin Stith	Michael Cleary	Wm. M. Craig
Gerard Alexander	Charles Hunton	George W. Jackson
Robert Hamilton	James Gallagher	James W. Macrae

Teste P. D. Dawe

- Charles Ewell is in the State of Kentucky at present consequently the Sheriff could not execute the order of Court upon him.

Philip D. Dawe Cl Cur.

At a Court held for Prince William County, September the 2nd 1822. Luke Cannon and George Williams are recommended to the Executive as proper persons to be continued as Inspectors of Tobacco at Quantico Warehouses.

Ordered that Joseph R. Gilbert and Henry Fairfax be recommended to the Executive as proper persons to be commissioned as additional Inspectors of Tobacco at Quantico Warehouses.

Teste P. D. Dawe Cl. Cur.

At a Court held for Prince William County, September 2nd September 1822. Ordered that Mordeaci B. Sinclair be recommended to the Executive as a proper person to be commissioned as Escheator for this County.

Teste P. D. Dawe Cl. Cur.

Prince William County Court, Dumfries, Va. October 17th 1822

Box #7, Folder 6, Accession # 41887

**Virginia Governors Executive Papers – Thomas M. Randolph
Inspector of Tobacco**

To Thomas M. Randolph Esq., Governor of Virginia, Richmond

Prince William County Court, October 7th 1822 Joseph R. Gilbert is nominated to the Executive as a proper person to be commissioned as Inspector of Tobacco at Quantico Warehouse in the room of George Williams who has accepted an office under the Government of the United States.

Teste P. D. Dawe Cl Cur

Prince William County Court, Dumfries Circuit Court, May 18th 1822

Box #8, Folder 1, Accession # 41887

**Virginia Governors Executive Papers – Thomas M. Randolph
Commonwealth of Virginia vs Jesse Davis – Venire to Mercy**

We the Jury find the Prisoner Guilty of the First Court in the Indictment and sentence him to one years imprisonment in the Penitentiary.

We each and all of us further recommend him to the mercy of the Executive.

Joseph R. Gilbert, foreman

Thos. Lawson C.C.

This paper was presented to the Court by the Venire on the trial of Jesse Davis this day & is by direction of the Judge to be filed among the papers in the case, and the clerk is authorized to give a copy thereof to the Prisoner if required – which is accordingly done.

Thos. Lawson C.C.

Prince William County Court, Dumfries, 1822

Box #9, Folder 33, Accession # 41887

Virginia Governors Executive Papers – Thomas M. Randolph

To his Excellency the Governor & to the Honorable member of the council of the Commonwealth of Virginia.

The memorial of the subscriber respectfully sheweth that at the last October monthly term of Prince William County court, an order was made to summon the Justices of the peace for said county to attend at the Court House of said County on the first day of November court to supply such vacancies as existed in the Militia, by recommending to your Honorable body fit and suitable persons to be commissioned as officers of the same.

In obedience to the said order twelve only of the Justices of said County did repair to the Court House for the purpose above specified and proceeded to recommend to the Executive, certain persons to be commissioned as officers of the 36th Regt. Virginia Militia. Among their vacancies which existed was that of Lieutenant Colonel, rendered so but two days before the aforesaid recommendations were made, by the resignation of Philip Alexander Esq. who had been commissioned as the Lieut. Col of the 89th Regt. Before the late consolidation of the 36th and 89th Regts. was effected. By the _____ pursued by the court, that part of our county which heretofore constituted the 89th Regt. would be wholly without an officer taken from their own body, and they would be placed under the command of men with whom they have but a partial acquaintance.

Your memorialist begs leave respectfully to state that when the court proceeded to make these nominations, he was necessarily absent from the county, attending a relative who was ill & whose recovery was despaired of, and an effort was made to sustain his pretensions in his absence, by a friend who though him worthy of the promotion. There were three candidates for the appointment of Lieut. Cols., and your memorialist having served as an officer in the militia for several years without any impetration of disqualification as he believes, and feeling the pride of a soldier, cannot but acknowledge his mortification that the successful candidate for the favour of the court was taken from the ranks without more military experience than your memorialist & placed above him.

Your memorialist considers that the pretensions of Major Chapman and himself were placed on equal grounds by a nomination made to your Honorable body by the court of this county in August last, by reference to which, it will appear that Thomas Chapman was recommended as Lieut. Col. to the 36th and your memorialist as Lieut. Col. to the 89th Regt. by the unanimous vote of a full court, at which time too, Mr. Gibson was an unsuccessful candidate for the station now sought by him since that time the consolidation of the two regiments has

been effected, and as your memorialist verily believes, was produced by a schism which unhappily exists in the county, growing out of its peculiar situation, and has contributed to produce very great and general discontent.

Prince William County is divided into two distinct parts by natural boundaries, the considerable streams of Cedar and Occoquan Runs, and if the claim of either Major Chapman or Mr. Gibson is sustained by the Executive, it will be a source of great dissatisfaction to all those who inhabit the upper section of this county for, as Col. Linton the commandant of the Regt. lives in Dumfries, the officers and soldiers in that part of the Regt. lately known as the 89th will consider it oppressive, and will calculated to alienate their affections from the lower part of their county, if the second officer in command be also selected from the same point, thereby giving to that little town as much control over the military, as she has for a long time exercised over the civil concerns of the county. Your memorialist thinks it due to himself to state that Mr. Gibson lives in Dumfries and Major Chapman within a few miles thereof, while your memorialist lives in the upper section of the said county, Twenty miles from Dumfries and near the centre of the county: this statement is respectfully submitted to shew the views with which the late nomination was made, and the temper by which the Honorable Justices seem to have been actuated. There were three ballots before an Election was made, which stood thus on the ballots respectively viz.

1. Chapman 4	Hooe 4	Gibson 4
2. Chapman 3	Hooe 4	Gibson 5
3. Withdrawn	Hooe 5	Gibson 7

thus securing Mr. Gibson's Election but by one vote.

Your memorialist begs leave respectfully to state that there were but FOUR Justices present from the upper part of the county, and EIGHT from Dumfries and its vicinity, and the friends of Major Chapman, after he was withdrawn, determined to have a Town's Man in preference to any officer in the upper section of the county however well qualified, threw their interest in the scale of Mr. Gibson, who as before observed, was taken from the ranks, and placed above your memorialist who feels much military pride & has studiously endeavored to honour the commission of which he has been thought worthy and has not wished or expected to derive any nominal honour from empty and high sounding titles. Major Chapman has attained that period of life which exempted him from the performance of militia duty, whilst your memorialist, aged twenty five years, hopes and expects to be enabled to render much service to his country, should it be her misfortune to be again involved in war. Your memorialist begs leave to add toward the maintenance of his claim, that he is the oldest commissioned officer in the late 89th Regt. now known as one of the Battalions of the 36th Regt. under the late unfortunate consolidation, which seems to have been effected thru the agency of a discontented few, to oppress the many who have not been willing to acknowledge their supremacy.

Your memorialist therefore prays, that taking the premises fully into consideration, you will be pleased to refer the case again to the Court of Prince William, or pursue that course which to your Honorable body seems best calculated to afford a proper stimulus to martial pride, and to produce a well organized militia, who having confidence in their officers, may be usefully employed, to defend, when necessary, the rights of an invaded or insulted country.

John Hooe Jr.