

**WILLIAM HARVEY and ELIZABETH STANTON FAMILY
CULPEPER and MADISON COUNTY, VIRGINIA**

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WILLIAM HARVEY

Born: c1730, of Culpeper Co, VA
Married: c1755, Culpeper Co, VA to ELIZABETH STANTON
Died: Bet. Jun 1798 - Apr 1799, Madison Co, VA

ELIZABETH STANTON – Daughter of Thomas Stanton Sr.

Born: c1730; Died: Bet. 3 Apr - 23 Jun 1809, Madison Co, VA

CHILDREN of WILLIAM HARVEY and wife ELIZABETH

Francis (Frank), William (Jr), Sally, Margaret (Peggy), Nancy, Elizabeth (Betsy)
[Proved by the wills of Elizabeth Harvey and son Francis Harvey - see below]

1) **FRANCIS HARVEY** - b. c1758, Culpeper Co, VA; d. Jan 1804, Madison Co, VA

Note:

Francis Harvey (also recorded as Frank Harvey) died unmarried between 14 Dec 1803, when he wrote his will, and 26 Jan 1804, when his will was proved. His father William Harvey Sr., who died intestate in late 1798 or early 1799, is proved by Culpeper Personal Property Tax records. Frank's will names his mother Elizabeth Harvey, his only brother William Harvey (Jr), and three of his four sisters. (See will and probate records below)

2) **WILLIAM HARVEY** (Jr) - b. c1760, Culpeper Co, VA
Marr: Sally (maiden name unknown) - c1784, Culpeper Co, VA

Note:

William Harvey Jr.'s oldest son was JOHN HARVEY, b. c1785, Culpeper Co, VA.
No other sons age 16+ appear on the Madison Personal Property Tax Lists through 1806.
William Harvey and son John Harvey leave the Madison PP Tax Lists after 1806 and before 1809.
William's son John Harvey presumably is still alive in Feb 1808 when his payment to Francis Harvey's estate is recorded in the estate accounts. *[MWB2:158]*
William is alive 3 Apr 1809 when he is named in his mother Elizabeth Harvey's will. *[MWB2:209]*
William Harvey and John Harvey were sued for debt by Cudden Davis in Madison County Court on 13 Feb 1810. *[MOB4]* The jury found for the plaintiff and awarded the sum of £8 15s plus interest from 1 Jul 1808, but neither William nor John is recorded as a resident of Madison after 1808.
William Harvey's wife is named Sally in a Madison deed William signed for inherited land that was recorded 23 May 1811. *[MOB4:158]* (The original deed with date signed has not been obtained.)

3) **SALLY HARVEY** - b. c1765, Culpeper Co, VA; d. 1830-1840, Madison Co, VA
Marr: George WILHOIT - 23 Aug 1804, Madison Co, VA *[Madison Marr. Bonds 1799-1804. LVA Reel 68]*
(George Wilhoit - b. c1748, Orange Co, VA; d. 1830-1840, Madison Co, VA
m1 Elizabeth Utz, c1778, Culpeper Co, VA, m2 Sally Harvey, 23 Aug 1804, Madison Co, VA;)

Note:

George Wilhoit's marriage bond is dated 20 Aug 1804. "George (x) Cristler" signed as security. Sally Harvey signed her own consent by signature on 20 Aug 1804. Witnesses to her consent were Blakey Eddins (her brother-in-law) and John Harvey (her nephew). George Crisler also attested that Sally was over 21. (This appears to be merely *pro forma*, since Sally is listed as age 45 or over in the 1810 and 1820 census.) [*Madison Marriage Bonds 1799-1804. LVA Reel 68*]

4) **MARGARET HARVEY** ("Peggy") - b. c1770, Culpeper Co, VA; d. 1830-1840, Madison Co, VA
 Marr 1: Churchill EDDINS - 18 Aug 1791, Culpeper Co, VA
 Marr 2: Leroy SIMPSON - 5 Jan 1808, Madison Co, VA (Bond: 24 Dec 1807)

[*Marriage dates from Vogt & Kethley's Culpeper Marriages 1780-1853 and Madison Marriages 1792-1850*]

Note:

An entry in the accounts of Francis Harvey's estate notes cash paid to "Churchill Eddins & his adms't at diff't paymt's" from 28 Feb 1804 through 28 Dec 1804. This indicates Margaret Harvey's first husband died during this time period. [*MWB2:158*]

Churchill Eddins' brother Blakey Eddins married Margaret's sister Nancy Harvey Crisler in 1800. Margaret's second husband Leroy Simpson's cousin William Simpson (Jr) married Margaret's sister Elizabeth Harvey in 1803.

Leroy Simpson's brother Julius Simpson on 19 Nov 1818 married Lucy Harvey, daughter of Elijah Harvey (b. 1764) and Mary Jarrell.

The family of William Harvey and the family of Elijah Harvey were the only Harvey families recorded in the area of Culpeper that became Madison County from at least 1755 through 1830. Their relationship to each other is not yet known, but it appears they probably were related.

5) **NANCY HARVEY** - b. c1771, Culpeper Co, VA

Marr 1: Abraham CRISLER - 20 Dec 1792, Culpeper Co, VA

Marr 2: Blakey EDDINS - 23 Dec 1800, Madison Co, VA (Bond: 22 Dec 1800)

[*Marriage dates from Vogt & Kethley's Culpeper Marriages 1780-1853 and Madison Marriages 1792-1850*]

Note:

Abraham Crisler died before 24 Dec 1795 when his wife's brother Francis Harvey was granted administration of his estate. Abraham was the son of George Crisler, who was security on Blakey Eddins marriage bond when Blakey married Abraham's widow, Nancy Harvey Crisler. George Crisler was also security on George Wilhoit's marriage bond to wed Nancy's sister Sally Harvey.

Blakey Eddins was the brother of Churchill Eddins, first husband of Margaret Harvey who later married Leroy Simpson, cousin of William Simpson who married Elizabeth Harvey.

6) **ELIZABETH HARVEY** ("Betsy") - b. c1775, Culpeper Co, VA; d. 1810-1820, Madison Co, VA

Marr: William SIMPSON (Jr) - 10 Feb 1803, Madison Co, VA [*Madison Marr. Bonds 1799-1804. LVA Reel 68*]

Note:

Marriage bond was posted 10 Feb 1803. Security on the bond was Joel Crisler (son of George Crisler and brother of Abraham Crisler, first husband of Nancy Harvey Crisler Eddins).

Bond signed: William (x) Simpson (his mark); Joel Crisler (by signature)

[*Madison Marriage Bonds 1799-1804. LVA Reel 68*]

MARY ____ SOUTHER – Daughter of Elizabeth Harvey by a previous marriage

Note:

Elizabeth Harvey's will of 1809 names Mary Souther as her daughter as well as the other daughters and surviving son William (Jr) listed above. In 1803, Mary Souther and Margaret Eddins (ie, Margaret Harvey, then wife of Churchill Eddins) were the only daughters of Elizabeth not named in the will of Elizabeth Harvey's son Francis (Frank) Harvey with his other siblings. However, in the 1804 final settlement of Francis Harvey's estate, his sister Margaret's husband Churchill Eddins was paid cash equal to the spouses of Frank's other sisters whom he did name in his will (apparently per inheritance laws), yet Mary Souther or her husband was not. This indicates that Mary was not Frank's legal heir but only a half-sister, both children of Elizabeth but by different fathers.

Mary's father would have to be by a first marriage for Elizabeth, and thus Mary was born c1750-1755. She appears to be Mary, the wife of Michael Souther, the only older Souther in Madison County at the time of Elizabeth Harvey's will and the only Souther named in this Harvey family's records.

Michael Souther was recorded Feb 1804 as having paid to Francis Harvey's estate. Michael is the only Souther in Madison in the 1810 census and the only Souther in 1814 Madison land taxes, where he had land adjacent to Linn Banks who witnessed Elizabeth Harvey's will and who was co-administrator of her estate. Unsourced online files say Michael Souther's wife was Mary Elizabeth Fisher, daughter of Ludwig Fischer and Anna Barbara Blankenbaker, but veteran researcher John Blankenbaker states he has studied this family at length and found no evidence for this claim.

RECORDS for WILLIAM HARVEY and FAMILY DEEDS / PERSONAL PROPERTY TAX & LAND TAX / WILLS & PROBATE

DEEDS

The following are Culpeper County, VA deed records found between 1755-1789 for a William Harvey. They all appear to related to the same William Harvey who died c1799, given the locations, associated families, tax records, and the wills of William's wife Elizabeth and son Francis.

From at least 1782 when personal property and land tax records began, William Harvey Sr. was the only older male Harvey in Culpeper/Madison County. The only other Harvey family in early Culpeper/Madison was that of Elijah Harvey, b. 1764. Elijah's mother, also named Elizabeth, was widowed by 1782, and her Harvey husband is not yet known. However, there are indications that her husband could be a brother of William Harvey Sr. [*See Elijah Harvey report at <www.joanhorsley.org>*]

1755 – Deed to William Harvey for land inherited by his wife Elizabeth Stanton, daughter of Thomas Stanton Sr., deceased, and sister of the grantor Thomas Stanton Jr.:

Date: 31 Mar 1755

From: Thomas Stanton of Brumfield Parish, Culpeper County

To: WILLIAM HARVEY of same

For: £5 current money

Description: 200 acres that fell by will to Elizabeth Stanton by Thomas Stanton, deceased, alias now Elizabeth Harvey...on the south side of Stanton River, corner to Leonard and Thomas Stanton...on a

branch...on a ridge...by the road...on the river...in Brumfield Parish, part of a patent to Thomas Stanton, deceased, for 400 acres 26 Jun 1731...

Signed: Thos. Stanton

Witnesses: William Stanton, Jeremiah (J) Early, Jno. Hume, George Hume Junr.

Recorded: 17 Apr 1755

[Culpeper Deed Book B, p. 320. J. Frederick Dorman, Culpeper County Virginia Deeds, Vol. 1 (Wash. DC: 1975) p. 80.

Abstract reformatted by J. Horsley]

Note:

Thomas Stanton Sr.'s will is dated 4 Oct 1741 and names daughter Elizabeth Stanton, then a minor. According to probate records for Elizabeth and her son Francis, Elizabeth had a daughter Mary by a marriage previous to William Harvey. *[See Notes for Mary Souther above and will Notes below]*

1756 - On 21 Aug 1756, WILLIAM HARVEY witnessed a Culpeper deed from Nicholas Holt to William McDonough (of Orange). Other witnesses were Thos. Stanton, John Hume, George Hume Jr.

[Culpeper Deed Book B, p. 518. Abstract in Dorman, Vol 2 (1755-1762), p. 13]

1762 – On 6 Feb 1762, WILLIAM HARVEY witnessed a Culpeper deed from William and Ann Stowers to Thomas Graves for 160 ac. on the south side of Stanton River. Other witnesses were Thos. Stanton, Richd. Stanton, John Hume, Benja (x) Smith

[Culpeper Deed Book C, p. 654, Abstract in Dorman, Vol 2 (1755-1762), p. 77]

1763 - On 15 Dec 1763 WILLIAM HARVEY witnessed a Culpeper deed from Isaac Smith to Zachary Lewis (of Spotsylvania). Witnesses included Thomas Graves. (Here William signed by mark "W")

[Culpeper Deed Book D, p. 534. Abstract in Dorman, Vol. 3 (1762-1765), p. 43-44]

1778 - William Harvey obtained a grant adjacent to Isaac Smith, whose 1763 deed William Harvey witnessed.

Grantee: WILLIAM HARVEY

Date: 13 Nov 1778

Location: Culpeper County, VA

Description: 208 acres in a line of Isaac Smith and Jeremiah Earley [Early], crossing Bushes Run at the mouth of the Marsh Branch.

[Northern Neck Grants R, 1778-1780, p. 18-19 (Reel 297). LVA images online]

1787 – Deed to William Harvey for land in the same area.

Date: 19 Feb 1787

From: William Stanton and Lucy his wife of Culpeper Co.

To: WILLIAM HARVY [Harvey] of same

For: £21 15s. current money of Virginia

Description: 7 acres in Culpeper County at the Great Mountains [Blue Ridge] on the Rappadanne [Rapidan] River on the south side of Stanton River

Bounds: Adam Banks

Signed: William Stanton [wife Lucy's dower release ordered but not recorded]

Witnesses: none; Recorded: 19 Feb 1787

[Culpeper Deed Book N, p. 549. Ruth Sparacio. Culpeper County Deeds 1787-1788, p. 15. Abstract reformatted by J Horsley.]

On the same day, William Stanton and wife Lucy sold an adjacent tract to Adam Banks, and the bounds in that deed were Joel Early, Stanton's old patent, Thomas Graves, and WILLIAM HARVEY, all names found on previous deeds with William Harvey. [CDBN:535; Sparacio, p. 12]

1789 – Deed to William Harvey from Henry Shorter

Date: 19 Feb 1789

From: Henry Shorter and wife Elizabeth of Culpeper County

To: WILLIAM HARVEY of same

For: £165 current money of Virginia

Description: 329 acres in Culpeper County

Bounds: metes and bounds included but no adjacent landowners or landmarks given

Signed: Henry (x) Shorter (his mark), Elizabeth (x) Shorter (her mark)

Witnesses: Thomas Graves Junr., Adam Banks, Francis Kirtley, Dan: Hollenback, Frank Harvey

Release of Dower: Elizabeth Shorter released her dower in presence of William Walker and Mordecai Barbour, Gentlemen Justices of Culpeper County - 27 Mar 1789

Partially proved 15 Jun 1789 by oaths of Thomas Graves Jr. and Frank Harvey

Fully proved 20 Jul 1789 by oath of Adam Banks

Recorded: 20 Jul 1789

[Culpeper Deed Book P, p. 139. Ruth Sparacio. Culpeper County Deeds 1788-1789, p. 118. Abstr. reformatted by J Horsley.]

By 1793, when the Madison County land tax lists began, William Harvey Sr. had also purchased 220 acres from Joel Early in the same location as his other land. William is taxed consistently for 200 acres (from his wife's inheritance) plus 200 acres (his land grant) plus 7 acres (from William Stanton) plus 329 acres (from Henry Shorter) plus 220 acres (referenced by deed from Joel Early). With a total of 956 acres and around 20 slaves at his death, William Harvey Sr. had very significant wealth for his time and place.

William Harvey's land was primarily in an area just northwest of Graves Mill, VA and near the boundary of today's Shenandoah National Park. This is also where Orange County Road Orders show a Francis Harvey was living in 1743, and it seems likely this Francis Harvey was William Sr.'s father, as discussed in the last section of this report.

PERSONAL PROPERTY TAX & LAND TAX William Harvey & Family

The following tax lists are for William Harvey Sr. and his family, one of only two Harvey lines living in Culpeper/Madison County during this time frame. The other was the family of Elijah Harvey (b. 1764), whose lists are in a separate report since Elijah is proved not to be a son of William Harvey Sr., but there are indications that the families were related. Note that women do not appear in tax lists unless they were widows or unmarried adults with male tithables in the household or who owned slaves or other taxable property for which they were the responsible taxpayer.

Culpeper County, VA Personal Property Tax Lists 1782-1802

Reel 89, Library of Virginia, Richmond, VA

Legend:

wt = free white males of varying ages

B16- = slaves ages 12 - 16

B16+ = slaves ages 16 and over

h = horses

c = cattle

1782

William Harvey w Fra'c Harvey & Wm Harvey [2 sons 21+] - 3 wt 21+, 0 slaves, 4 h, 29 c

1783

William Harvey w Francis Harvey & William Harvey - 3 wt 21+, 1 slave [name illegible], 4 h, 19 c

1784

William Harvie - 2 wt 21+, 1 wt 16-21, 2 B16+, 2 B16-, 6 h, 28 c

Note:

According to the two previous years, both of William Harvey's sons were age 21 or over by 1782, as specified by the column headings for those years. The younger male could be an overseer, based on later tax lists.

1785

William Harvey - 4 wt 21+, 3 B16+, 2 B16-, 7 h, 26 c

1786

William Harvey - 3 wt 21+, 3 B16+, 2 B16-, 8 h, 23 cattle

1787-1792

Culpeper PP Tax Lists 1787-1792 and Culpeper Land Tax Lists for Harvey not yet obtained.

The area of Culpeper where the above Harvey's lived became Madison County in 1793

Madison County Personal Property Tax Lists 1793 - 1818

Reel 220, Library of Virginia, Richmond, VA

Madison County Land Tax 1793-1829

Reel 184. Library of Virginia, Richmond, VA

PP Tax - Legend according to tax list column headings:

wt = white tithes ("free white males age 16 and over" - after 1796: "white tythes")

B16- = slaves age 12 to 16 ("Blacks age 12 to under 16" or "Blacks under 16")

B16+ = slaves age 16 and over ("Blacks over 16")

h = horses - cattle were taxed only in 1815

Dates are when the tax lists were received by tax official

1793

May 8 - William Harvey Sr. - 3 wt, 5 B16+, 1 B16-, 7 h [prob. 2wt are son Francis & overseer]
 William Harvey Jr. - 1 wt, 2 h

Land:

Wm Harvey - 200 acres, 200 acres, 7 acres, 329 acres (of Shorter), 220 acres (of Joel Early)

Note:

Notations such as "of Shorter" means the land was obtained by deed from Shorter

1794

Jun 6 - William Harvey Jr. - 1 wt, 2 h
 [William Sr. and son Francis missing]

Land:

Wm Harvey - 200 ac, 200 ac, 7 ac, 329 ac (of Shorter), 220 ac (of Joel Early)

1795

Jun 4 - William Harvey [Sr] & son Francis - 2 wt, 7 B16+, 1 B16-, 7 h
 William Harvey Jr. - 1 wt, 2 h

Land:

Wm Harvey - 200 ac, 200 ac, 7 ac, 329 ac (of Shorter), 220 ac (of Joel Early)

Francis Harvey - 68 ac (of A [Adam] Banks)

1796

Apr 21 - William Harvey Sr. & son Francis - 2 wt, 6 B 16+, 2 B16-, 7 h
 William Harvey Jr. - 1 wt, 2 h

Land:

Wm Harvey - 200 ac, 200 ac, 7 ac, 329 ac (of Shorter), 220 ac (of Joel Early)

Francis Harvey - 68 ac (of A Banks), 410 ac (of Kirtleys Exec)

1797

Mar 30 - William Harvey Sr & son [Francis] & C. [Churchill] Eddins - 3 wt, 8 B16+, 1 B16-, 10 h
 William Harvey Jr. - 1 wt, 2 h

Note:

Churchill Eddins married Margaret Harvey in 1791 and died before 1808 when she married Leroy Simpson.

Land:

Wm Harvey - 200 ac, 200 ac, 7 ac, 329 ac (of Shorter), 220 ac (of Joel Early)

Francis Harvey - 68 ac, 410 ac, 61 ac (of Duval)

1798

Jun 1 - William Harvey Sr.[& son Franc w overseer] - 3 wt, 8 B16+, 1 B16-, 2 h
 William Harvey Jr. - 1 wt, 1 h

Land:

Wm Harvey - 200 ac, 200 ac, 7 ac, 329 ac (of Shorter), 220 ac (of Joel Early)

Francis Harvey - 68 ac, 410 ac, 61 ac (of Duval)

1799

Apr 10 - William Harvey [Jr] - 1 wt, 2 h
 24 - Francis Harvey - Fran'c & ovs [2 overseers] - 3 wt, 9 B16+, 1 B16-, 8 h

Note:

William Harvey Sr. died between 1 Jun 1798 and 24 Apr 1799, as shown by his leaving the personal property tax lists. However, his land remained in his name until 1806, as commonly occurred (so long as someone was paying the taxes) until formal notification or a will or land transaction was recorded.

Land:

Wm Harvey [Sr, dec'd] - 200 ac, 200 ac, 7 ac, 329 ac (of Shorter), 220 ac (of Joel Early)
Francis Harvey - 68 ac, 410 ac, 61 ac (of Duval)

1800

Apr 23 - Francis Harvey & [2] overseers - 3 wt, 8 B16+, 2 B16-, 9 h
May 19 - William Harvey [Jr] - 1 wt, 2 h

Land:

Wm Harvey [Sr, dec'd] - 200 ac, 200 ac, 7 ac, 329 ac (of Shorter), 222[sic] ac (of Early)
Francis Harvey - 68 ac, 410 ac, 61 ac (of Duval)

1801

July 27 - William Harvey [Jr] - 1 wt, 2 h
[Francis missing in PP taxes this year]

Land:

Wm Harvey [Sr, dec'd] - 200 ac, 200 ac, 7 ac, 329 ac (of Horton[sic]), 220 ac (of Early)
Francis Harvey - 68 ac, 410 ac, 61 ac (of Duval)

1802

[Francis & William Jr. missing in PP taxes this year]

Land:

Wm Harvey [Sr, dec'd] - 200 ac, 200 ac, 7 ac, 329 ac, 220 ac
Francis Harvey - 68 ac

1803

Mar 9 - William Harvey [Jr] & son - 2 wt, 1 B16+, 3 h [son John b. c1785]
Apr 22 - Francis Harvey - 1 wt, 11 B16+, 8 h

Land:

Wm Harvey [Sr, dec'd] - 200 ac, 200 ac, 7 ac, 329 ac, 220 ac
Francis Harvey - 68 ac

1804

Apr 14 - William Harvey [Jr] & son - 2 wt, 2 B16+, 3 h
Elizabeth Harvey - 4 B16+, 3 h [widow of Wm Harvey Sr]
Sally Harvey - 2 B16+, 2 B16-, 1 h [daughter of Wm Harvey Sr]

Note:

Francis Harvey died between Dec 1803 and Jan 1804. (Will recorded 26 Jan 1804)
Francis' sister Sally Harvey married George Wilhoit in August this year.

Land:

Wm Harvey [Sr, dec'd] - 200 ac, 200 ac, 7 ac, 329 ac, 220 ac
Francis Harvey D'd [deceased] - 68 ac

1805

Mar 28 - William Harvey [Jr] & son - 2 wt, 2 B16+, 3 h

May ___ - Elizabeth Harvey - 4 B16+, 2 h

Land:

Wm Harvey [Sr, dec'd] - 200 ac, 200 ac, 7 ac, 329 ac, 220 ac

Francis Harvey D'ed - 68 ac

1806

Apr 13 - William Harvey [Jr] - 1 wt, 2 B16+, 2 h

John Harvey - 1 wt [son of William Jr., b. c1785]

Note:

By spring 1809, William Harvey Jr. and son John Harvey no longer reside in Madison Co.

Land:

Wm Harvey [Sr] dec'd - 160 ac, 200 ac, 7 ac, 329 ac, 220 ac [Wm. Sr, died c1799]

Elizabeth Harvey - 195 ac (of F Harvey) [devised by her son Francis/Frank Harvey's will]

1807

[PP Tax film unreadable]

Land:

Wm Harvey [Sr] dec'd - 160 ac, 200 ac, 7 ac, 329 ac, 220 ac

Elizabeth Harvey - 195 ac (of F Harvey)

1808 - No taxes levied this year

1809

Apr 5 - Elizabeth Harvey - 4 B16+, 4 h, 2 carriages

Land;

Wm Harvey [Sr] D'd - 160 ac, 200 ac, 7 ac, 329 ac, 220 ac

Elizabeth Harvey D'd [deceased] - 195

Note:

Elizabeth Harvey wrote her will 3 Apr 1809 and died before 23 Jun 1809, when her will was recorded. PP tax lists were collected in spring, and by the time land taxes were due later in the year, Elizabeth's will had been recorded and her death officially noted. However, Harvey land remains for several years longer on the land tax lists until all is disposed by bequests and executor sales.

After 1809, the only Harvey family residing in Madison County was that of Elijah Harvey, with sons Larkin, Lemuel, and Landon also appearing on personal property tax records. As of the 1830 census, no Harvey families remained.

1810 - Land Tax Only

Wm Harvey [Sr] D'd - 160 ac, 200 ac, 7 ac, 329 ac, 220 ac

Elizabeth Harvey D'd - 128 ac

1811 - Land Tax Only

Wm Harvey [Sr] D'd - 160 ac, 200 ac, 7 ac, 329 ac, 220 ac

Elizabeth Harvey D'd - 83 1/2 ac

1812 - Land Tax Only

William Harvey [Sr] D'd - 323 ac

Note:

Last year this Harvey family appears on the land tax lists. Only family of Elijah Harvey remain.

WILLS & PROBATE
Francis Harvey and Elizabeth Harvey

1803 - WILL of FRANCIS HARVEY - Madison Co, VA

Date Written: 14 Dec 1803

Legatees: mother Elizabeth Harvey (certain land and slaves were for life); Blakey Eddins, sister Sally Harvey, brother William Harvey, sister Elizabeth Simpson, sister Nancy Eddins

Executors: my two friends Francis Kirtley and Charles Hume

Signed: Frank Hervey [sic]

Witnesses: Merry Walker, Adam Banks, Abraham Eddins, Thomas Eddins

Date Proved: 26 Jan 1804

[Madison Will Book 1, p. 426-427 (Indexed as Will of Frank Hervey)]

26 Jan 1804 - Executors Bond (\$10,000)

Francis Kirtley and Charles Hume, executors of the estate of Francis Harvey deceased, posted bond with securities William Harvey, Blakey Eddins, and William Simpson.

[Madison Will Book 1, p. 427-428]

4 Feb 1804 – Inventory and Appraisal of Estate of Francis Harvey

Total value not given. Included 23 slaves.

Signed: Mich'l Wallace junr, Joel Graves, Joseph Eddins, Theophilus Eddins

Recorded: 26 Jan 1805

[Madison Will Book 2, p. 24-25]

Settlement of the Estate of Frank Harvey - Recorded 24 Mar 1808

[Madison Will Book 2, p. 158-159]

Final estate accounts of Francis Kirtley and Charles Hume, executors of Frank Harvey dec'd, lists credits and debits from Feb 1804 through Dec 1805.

Among the accounts, Blakey Eddins was paid as guardian of the orphans of Abraham Crisler and was also paid wages as overseer. The sum of £3 was owed the estate by Michael Souther, £4 by John Harvey, and £5 by William Simpson, all noted as paid 28 Feb 1804.

On 28 Dec 1804, entries were made for total cash payments of about £130 each to these heirs (or their spouses) of Frank Harvey

Elizabeth Harvey [Frank's mother], William Harvey [Frank's brother], George Wilhoit [husband of Frank's sister Sally], Churchill Eddins [husband of Frank's sister Margaret] "& his adms't", Blakey Eddins [husband of Frank's sister Nancy Harvey Crisler Eddins], and William Simpson [husband of Frank's sister Elizabeth].

[Note: Frank did not name his sister Margaret Harvey or her then-husband Churchill Eddins in his will, yet they were paid an share equal to the other siblings who were named in the will, presumably based on then-current laws of inheritance. Also, Frank did not name Mary Souther in his will, but she was named as a daughter in Frank's mother Elizabeth Harvey's 1809 will. Since Mary Souther was not paid from Frank's estate like Margaret's husband Churchill Eddins was, this indicates Mary Souther was Elizabeth Harvey's child by an earlier marriage, thus not Frank Harvey's heir-by-law.]

1808 - Final estate accounts of Francis Kirtley and Charles Hume, executors of the estate of Francis Harvey deceased, were examined and submitted to the Madison County Court by Mich. Wallace Jun [Michael Wallace Jr.], Merry Walker, and Edm'd Gaines [Edmund Gaines] dated 18 Feb 1808. Approved and recorded 24 Mar 1808, Madison County Court.

1809 - WILL of ELIZABETH HARVEY - Madison County, VA

Date Written 3 Apr 1809

Legatees: grandson Gabriel Christler [Crisler]; granddaughter Julia Christler [Crisler]; son-in-law Blakey Eddins; daughter Mary Souther; children William Harvey, Sally Wilhite [Wilhoit], Elizabeth Simpson, Peggy Simpson, Nancy Eddins

Executors named: my two friends Francis Kirtley, Charles Hume [Blakey Eddins & Linn Banks served]

Signed: Elizabeth (x) Harvey (her mark)

Witnesses: Linn Banks, Polly (x) Henderson (her mark)

Date Proved: 22 Jun 1809, Madison County Court, by Linn Banks

[Madison Will Book 2, p. 209]

24 Aug 1809 - Madison County Court

Administration of the estate of Elizabeth Harvey dec'd granted to Blakey Eddins and Linn Banks with the will annexed. [MWB2:209]

24 Aug 1809 - Administrative Bond (\$5000)

Administrators Blakey Eddins and Linn Banks with securities Joseph Early and George H. Allen [Madison Will Book 2, p. 214]

1811 - Deed Recorded from Harvey Heirs

23 May 1811 - Court of Madison County, VA

An Indenture of bargain and sale between William Harvey and Sally his wife, George Wilhoit and Sally his wife, Blakey Eddins and Nancy his wife, William Simpson Jr. and Elizabeth his wife, Leroy Simpson and Peggy his wife, of the one part and Robert Baker Sen. of the other part was produced into Court and proved by the oaths of John Graves, David Snyder, and Michael Snyder witnesses thereto as to Blakey Eddins, Leroy Simpson and William Simpson, and acknowledged by George Wilhoit and ordered to be recorded as to them.

[Source: Madison Order Book 4 1808-1815, p. 158. Reel 24. Library of Virginia, Richmond, VA]

Note;

This court entry shows only the date the deed was recorded. The original deed is needed to know when the deed was written and signed. The residence of William Harvey Jr. and his son John Harvey is not known after they leave Madison County PP Tax Lists between 1806-1809.

FUTURE RESEARCH FATHER of WILLIAM HARVEY SR

A systematic search for the father of William Harvey Sr. was not part of this present research project. However, there are good indications that William's father may be FRANCIS HARVEY named in the following records. These Orange County records relate to land that became Culpeper County in 1749 and Madison County in 1792. They show Francis Harvey in exactly the same location and among the same people as the records for William Harvey Sr. beginning in 1755, shortly after William married Elizabeth Stanton. (Thomas Stanton in these records is her brother, Thomas Jr.) So far, this Francis is the only early Harvey found in the area that became Culpeper, then Madison County, VA.

25 Nov 1743 – Orange Co, VA

On the Petition of Isaac Smith for a Bridle Road through the Land of Jeremiah Early into the Main road in Order for rolling tobo. &+ Its Ordered that Thomas Stanton, John Delaney and FRANCIS HARVY view & Lay off the same and make Return to ye next Court. (OOB4:32)

[Source: Ann Brush Miller. Orange County Road Orders 1734-1749 (Virginia Highway & Transportation Research Council, Charlottesville, Virginia, July 1984, Revised April 2004) Electronic Edition. p. 93]

27 Feb 1745/6 – Orange Co, VA

Francis Harvey, signing by mark as FRANC (x) HARVIE, witnessed a deed recorded this date between Thomas Stanton of Orange County and Michael Pierson for land then in Orange Co. bounded by Stanton's River, Cabbin Branch, and Jeremiah Early. George Hume also witnessed.

[Source: Orange Deed Book 10, p. 273. Ruth Sparacio. Deed Abstracts of Orange County Virginia 1743-1759 (McLean, VA: Antient Press, 1985) p. 56]

11 Jan 1745/6 [sic?] - Thomas Stanton of Culpeper Co. to FRANCIS HARVEY of same. Lease of land...corner to Jeremiah Early on the river...to the Yellow Banks, a place so called, to the patent line. For 21 years from Micklemus next ensuing. Yearly rent on the feast of St. Luke, 18 Oct, 450 pounds of tobacco. The tenant in possession shall not work above three labouring tithables.

/s/ Thos. Stanton, FRANCES (x) HARVEY (his mark)

Witnesses: John Simpson, Joseph Ham, Spencer Haynie

Acknowledged **15 Nov 1753** by Thomas Stanton and FRANCIS HARVEY

[Culpeper Deed Book B, p. 30. J. Frederick Dorman, Culpeper County Virginia Deeds, Vol. 1 (Wash. DC: 1975) p. 57]

Note:

This deed is problematic. At first glance, it seems to be referring to Francis Harvey of the previous two records. However, at the date it was supposed to be written, 11 Jan 1745/6, Culpeper County was not yet formed. How could Thomas Stanton be "of Culpeper County" before the county came into existence in 1749? Thomas Stanton made other such deeds of lease both in 1745 and in 1753 (the year this deed was acknowledged in court). Each of the other leases was recorded within a short time period; thus, this 1745 date may be an error. If so, this Francis could be a brother of William Harvey.

In any case, this deed shows that in November 1753, a Francis Harvey (the same or a son) was still living in the same part of Orange County that became Culpeper. Whether Francis was to own this land at the end of the lease term is not clear. No later deed was found for this land.

Orange County deeds 1743-1759 and Orange County road orders 1734-1749 include a John Harvey, and the road orders also name a Thomas Harvey. Neither John nor Thomas had recorded land in the part of Orange that became Culpeper. However, John Harvey witnessed a deed of 27 Oct 1735 from John Eddins to William Eddins for land later in Culpeper/Madison [ODB1:192], which may indicate a Harvey relationship, since two daughters of William Harvey Sr. later married Eddins descendants.

The fact that this Francis Harvey in the 1740's was the only early Harvey found in what later became Culpeper and Madison also could indicate that the father of Elijah Harvey might be a son of Francis and a brother of William. (Elijah's was the only other Harvey line beside William's in Culpeper and Madison records). Two land grant surveys made in Culpeper in the 1770s name a Francis Harvey, who may be William's brother and Elijah's father. William Harvey was chain carrier in Francis' 1770 survey for land near William. (For details, see report on Elijah Harvey and wife Mary Jarrell at: <www.joanhorsley.org>)

Although having similar names is not reliable evidence by itself, here it seems noteworthy. William Sr.'s eldest son was named Francis, called Frank in his will and probate. Elijah Harvey's only known sibling was a sister named Frankey, the usual nickname for Frances, and the names Francis and Frances continued down through Elijah Harvey's line.

More research is needed, but perhaps these leads for the father of William Harvey Sr. will help pave the way.

Joan Horsley - November 2011
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