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THE YEARS 1795-1800



1795 - POLL TAX LISTS: **Burke County**

Captain Thomas Lain's Company

Martin Davenport
John Browning Sr.
William Wiseman
Benjamin White
John Baker
David B...
Martin Browning Jr.
Thomas Wiseman
Martin Wiseman

Captain Connelly's Company

Barlow Baker

Captain Austin's Company

Henry Baker

(several names illegible)
(several names caught in binding)

Source: Edith Warren Huggins, *Burke County, North Carolina, Records, Vol. IV* (Easley SC: Southern Historical Press, reprint 1985), 113-114

1795 – JUSTICE OF THE PEACE: Justices of the peace at Raleigh included **William Davenport** (notation: removed). [Edith Warren Huggins, **Burke County, North Carolina Land & Misc. Records, Vol. III** (Easley SC: Southern Historical Press, reprint 1985), 137]

January 1795 – DEED RECORDED: Deed dated 1794 from **David, John, James** and **Charles Baker** to Bruce Collins, 130 acres, proved by William White. [Court Minutes abstracted in Edith Warren Huggins, **Burke County, North Carolina, Records, Vol. IV** (Easley SC: Southern Historical Press, reprint 1985), 22]

17 February 1795 – Settlement: Estate of Thomas Peyton, paid out accounts to various individuals including John Strother (who is listed as having “paid **David Baker** Mallerys Bond”), James Browning, John Strother Jr., Henry Menifee [**Culpeper County** Will Book D, pp. 146-150]

- 19 March 1795** – WILL: John Strother, naming wife Mary and seven children Joseph Strother, John Strother, Mary Browning, Sarah Hughes, Lucy Covington, Elizabeth Browning and Mildred Covington. [**Culpeper County** Will Book D, pp. 154-156]
- July 1795** – JURORS: Jurors selected in **Burke County** Court (appointing at April term) included **Henry Baker**. [Edith Warren Huggins, *Burke County, North Carolina, Records, Vol. IV* (Easley SC: Southern Historical Press, reprint 1985), 135]
- 22 August 1795** – LAND GRANT: **William Wiseman**, 100 acres in **Burke County**, North Carolina, on the waters of Clear Creek. (*North Carolina Land Grants, North Carolina Archives*, File No. 2294, Grant# 1353).
- 6 September 1795** – BIRTH: **Susannah Baker**, daughter of **David Baker** and **Dorothy Wiseman**, most likely in Burke County, North Carolina. [Bible of Josiah Baker, son of David and Dorothy Baker; see image at 3 June 1749, above.]
- October 1795** – DEED RECORDED: William Bright to William Mays, 50 acres, proved by **William Wiseman**. [Court Minutes abstracted in Edith Warren Huggins, **Burke County, North Carolina, Records, Vol. IV** (Easley SC: Southern Historical Press, reprint 1985), 25]
- October 1795** – ROAD PETITION: Petition for road on the Toe and Linville River from John Wagley's on Linville River to Jos. Jones on Toe River, nearest and best for a wagon road, signed by **Thomas Wiseman, John Baker, William Wiseman, Martin Wiseman, James Wiseman, Davenport Wiseman, William Wiseman** [Jr.], Alexander Cole, John Browning, **Martin Davenport, Thomas Davenport**, John Browning [Jr.], John Wagley. [Edith Warren Huggins, **Burke County, North Carolina Misc. Records, Vol. II** (Easley SC: Southern Historical Press, reprint 1985), 143]
- November 1795** – JUSTICE OF THE PEACE: Justices of the peace selected for **Burke County** included **William Davenport** (notation: removed), **Charles Baker** (notation: not qualified). [Edith Warren Huggins, *Burke County, North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 138]
- 20 December 1795** – DEED: (First Name Missing) Baker to William Fullwood, 100 acres, proved **January 1796** by **William Davenport**. [Court Minutes abstracted in Edith Warren Huggins, **Burke County, North Carolina, Records, Vol. IV** (Easley SC: Southern Historical Press, reprint 1985), 27]
- 1796** - POLL TAX LISTS: **Burke County**

Captain Austin's Company
Henry Baker

Captain Moore's Company
John Webb
William Webb

Thomas White
James Crittenden Webb
William White

Captain John Fox's Company
Reuben White
Thomas White

(several names illegible)

Source: Edith Warren Huggins, *Burke County, North Carolina, Records, Vol. IV* (Easley SC: Southern Historical Press, reprint 1985), 115-118

- 1796** – HOUSE OF COMMONS: Members of the House of Commons elected for **Burke County** included William White. [Edith Warren Huggins, *Burke County, North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 142]
- 18 January 1796** – DEED: Benjamin White to Stephen Piercy, 100 acres, proved by Thomas White. [Court Minutes abstracted in Edith Warren Huggins, **Burke County, North Carolina, Records, Vol. IV** (Easley SC: Southern Historical Press, reprint 1985), 27]
- January 1796** – DEED RECORDED: Deed dated 20 June 1795, **Charles Baker** to Stephen Piercy, 200 acres, proved by Thomas White. [Court Minutes abstracted in Edith Warren Huggins, **Burke County, North Carolina, Records, Vol. IV** (Easley SC: Southern Historical Press, reprint 1985), 27]
- 28 January 1796** – DEED: **David Baker** to Thomas White, 200 acres and 112 q., acknowledged by **David Baker**. [Court Minutes abstracted in Edith Warren Huggins, **Burke County, North Carolina, Records, Vol. IV** (Easley SC: Southern Historical Press, reprint 1985), 26]
- 30 January 1796** – OFFICIAL'S BOND: John McGimsey as sheriff, with William White as one of his securities. [Edith Warren Huggins, **Burke County, North Carolina Misc. Records, Vol. II** (Easley SC: Southern Historical Press, reprint 1985), 118]
- April 1796** – ROAD ORDER: John Browning to be overseer of road from the top of the Blue Ridge to Joseph Jones on the Toe River and all hands on Grassy Creek, Linville Cove and Toe River from John Mullings up road (listing **Martin Davenport** and **William Wiseman** on the reverse side). [Edith Warren Huggins, **Burke County, North Carolina Land & Misc. Records, Vol. III** (Easley SC: Southern Historical Press, reprint 1985), 32]
- 23 December 1796** – LAND GRANT: **David Baker**, 300 acres in **Burke County, North Carolina**, on the north side of Cane Creek. (*North Carolina Land Grants, North Carolina Archives, File No. 3000, Grant# 2745, Entry # 3212, 29 October 1796*).

26 December 1796 – LAND GRANT: **William Davenport Jr.**, 150 acres in **Burke County**, North Carolina, on White Oak Creek. (*North Carolina Land Grants, North Carolina Archives*, File No. 2371, Grant # 2196, Entry # 2388, 4 Jul 1795).

January 1797 – JUSTICE OF THE PEACE: Justices of the peace selected for **Burke County** included **David Baker**, who appeared before the Burke County Court of Pleas & Quarter Sessions, took the necessary oaths of office as justice of the peace in the county of Burke [Daniel D. Swink, *Minutes of the Court of Pleas and Quarter Sessions, Burke County, North Carolina, July 1795 (partial)-October 1798* (Lawndale, NC: Swink, 1987), p. 40]

Those then serving as Justices of the Peace nominated candidates whose names they send to the Governor for confirmation, whereupon a commission would issue. In practice, the Governor always ratified the selection of the local justices. Baker's appointment was a lifetime appointment.

1797 - POLL TAX LISTS: **Burke County**

Captain John Fox's Company
 William Davenport
 Henary Baker
 Randel Davenport
 James Baker

(several names illegible)

Source: Edith Warren Huggins, *Burke County, North Carolina, Records, Vol. IV* (Easley SC: Southern Historical Press, reprint 1985), 119-120

March 1797 – JURORS: Jurors selected in **Burke County**, North Carolina, included William White, **David Baker**, **William Davenport**. [Edith Warren Huggins, *Burke County, North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 136]

April 1797 – ROAD ORDER: Jury ordered to lay off road from Joseph Jones on Toe River up to line of the Tennessee State line, including **Thomas Wiseman**, **William Wiseman Sr.**, **Davenport Wiseman**, John Browning Sr., **Martin Davenport**, **Thomas Davenport**, and Benjamin White. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 33]

April 1797 – ROAD ORDER: Jury ordered to view and mark a road the nearest and best way from Alexander Cole's on the Toe River to the upper end of Linville Cove, including **Martin Davenport**, John Browning, **Thomas Wiseman**, Ben White, **William Wiseman**, Martin Browning, and **Thomas Davenport**. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 33]

1 July 1797 – ROAD ORDER: Jury returned road from Joseph Jones on Toe River up to line of the Tennessee State line, including **Thomas Wiseman**, **William Wiseman**, John Browning, **Martin Davenport**, **Thomas Davenport**, and

Benjamin White. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 33]

- 1 July 1797** – ROAD ORDER: Jury returned road from Alexander Cole's to Linville Cove, including John Browning, **William Davenport**, Benjamin White, and Thomas Davenport. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 33]
- 8 July 1797** – ROAD ORDER: Jury appointed to view road from head of Upper Creek to the ford and mark road from head of upper creek below Beck's Mill, including **Henry Baker**, (on reverse) **Thomas Wiseman**. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 34]
- **July 1797** – ROAD ORDER: Stephen Pursy named overseer from **Charles Baker**'s towards the North Cove about six miles, in room of Jacob Beck. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 34]
- **July 1797** – ROAD ORDER: Simon Ramsey named overseer from Nathan Duton's to Cain Creek in room of **David Baker**. Returned: William McKinney or John Gouch [Gouge]. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 34]
- 27 July 1797** – OFFICIAL'S BOND: John McGimsey as sheriff, with William White as one of his securities. [Edith Warren Huggins, **Burke County**, *North Carolina Misc. Records, Vol. II* (Easley SC: Southern Historical Press, reprint 1985), 118]
- 25 October 1797** – LAND GRANT: **Henry Baker**, 100 acres in **Burke County**, North Carolina, on Middle Little River. (*North Carolina Land Grants, North Carolina Archives*, File No. 2535, Entry # 3298, 21 December 1795).
- November 1797** – ROAD ORDER: Jury returned after viewing road from Joseph Jones to the Tennessee line, including John Browning, **Martin Davenport**, **Thomas Davenport**, and Benjamin White. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 34]
- 9 December 1795** – BIRTH: **Martin Alexander Baker**, son of **David Baker** and **Dorothy Wiseman**, most likely in Burke County, North Carolina. [Bible of Josiah Baker, son of David and Dorothy Baker; see image at 3 June 1749, above. Note that Martin's tombstone in Baker Cemetery, Long Creek, Parker County, TX, shows that he was age 68 when buried in November of 1868, which would represent a birth year of 1799. Numerous other records, however, such as census and similar records, suggest that the 1797 date is correct.]
- 1798** - POLL TAX LISTS: **Burke County**

Captain England's Company
Henry Baker

(probably Captain Lain's Company)

Arthur Buckhanon
 William Wiseman Sr.
 William Wiseman Jr.
 James Wiseman
 Thomas Wiseman
 Benjamin White

Captain John Fox's Company

Randel Davenport
 William Davenport

(several names illegible)

Source: Edith Warren Huggins, *Burke County, North Carolina, Records, Vol. IV* (Easley SC: Southern Historical Press, reprint 1985), 122-123

1798 – JUSTICE OF THE PEACE: Justices of the peace selected for Burke included William White. [Edith Warren Huggins, **Burke County, North Carolina Land & Misc. Records, Vol. III** (Easley SC: Southern Historical Press, reprint 1985), 138]

April 1798 – ROAD ORDER: Jury ordered to lay road from William White's to the Horseford Road, including Thomas White and Reuben White. [Edith Warren Huggins, **Burke County, North Carolina Land & Misc. Records, Vol. III** (Easley SC: Southern Historical Press, reprint 1985), 35]

July 1798 – ROAD ORDER: Samuel Parks overseer of road from sign post at **Charles Baker's** place to North Cove, six miles, in room of Stephen Pearce. [Edith Warren Huggins, **Burke County, North Carolina Land & Misc. Records, Vol. III** (Easley SC: Southern Historical Press, reprint 1985), 36]

26 July 1798 – OFFICIAL'S BOND: Thomas McEntire as sheriff, with William White as one of his securities. [Edith Warren Huggins, **Burke County, North Carolina Misc. Records, Vol. II** (Easley SC: Southern Historical Press, reprint 1985), 118]

September 1798 – JURORS: Jurors selected in **Burke County**, North Carolina, included **Thomas Davenport**. [Edith Warren Huggins, **Burke County, North Carolina Land & Misc. Records, Vol. III** (Easley SC: Southern Historical Press, reprint 1985), 136]

4 September 1798 – FINE REMITTED: **Thomas Davenport**, appointed to serve as a jurymen for **Burke County**, prayed for remission of a fine for non-attendance, stating under oath "That on Monday morning he was on his Way coming to attend Court sufficiently early as he believes to have come to Court in due time... had he not met with High water That when he came to Silver Creek, it was so high that he did not think it prudent to ford it, on Horse back." He stated he had taken an alternate route and arrived in court before the first cause was called but was told his non-attendance was noted and he had been fined. Fine remitted. [Weynette Parks Haun, *Morgan District, NC, Superior Court of Law & Equity, Book III, Misc. Records* (Durham, N.C.: p.p., 1987), 101]

24 September 1798 – DEPOSITIONS: William White as a surveyor of property, Joseph Dobson as chain carrier called to testify before the subscribing justices for **Burke County William Davenport**, Alexander Cole and **David Baker**, at the house of James McEntire. [Weynette Parks Haun, *Morgan District, NC, Superior Court of Law & Equity, Book II, Land Records* (Durham, N.C.: p.p., 1987), 84-85]

23 October 1798 – ROAD PETITION: Petition for want of a wagon road from heads of Johns River to Great Road at Copeny's Branch, beginning at Guyer's Hill to cross Johns River by **Henry Baker's**, road by William Sherrill's, follow dividing ridge to crossing lower ford on Winkler's Creek to Copeny's Bridge. Signed by, among others, **John Menafee Baker, Henry Baker, William Wiseman** and **William Davenport**. [Edith Warren Huggins, *Burke County, North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 36]

21 December 1798 – LAND GRANT: William McKinney, 100 acres in **Burke County**, North Carolina, on the headwaters of **David Baker's** Mill Creek waters of the Toe River. (*North Carolina Land Grants, North Carolina Archives*, File No. 2541, Grant# 2330, Entry # 3224, 25 January 1797).

David Baker's daughter Mary later married Reuben McKinney, almost assuredly a son of this neighboring family.

21 December 1798 – LAND GRANT: **Charles Baker**, 100 acres in **Burke County**, North Carolina, on the west side of the Toe river on the west side of a small creek in his old line. (*North Carolina Land Grants, North Carolina Archives*, File No. 2545, Grant# 2334, Entry # 3287, 7 September 1797).

21 December 1798 – LAND GRANT: **David Baker**, 100 acres in **Burke County**, North Carolina, on Cane Creek. (*North Carolina Land Grants, North Carolina Archives*, File No. 2549, Grant# 2338, Entry # 3239, 27 January 1797).

21 December 1798 – LAND GRANT: **William Wiseman**, 60 acres in **Burke County**, North Carolina, on the Toe River joining his own survey on the side of a hill in his old line. (*North Carolina Land Grants, North Carolina Archives*, File No. 2549, Grant# 2550, Entry # 2339, 25 Jul 1798).

1799 - POLL TAX LISTS: **Burke County**

(probably Captain Robert Kirkpatrick's Company)

Absolom Baker
Henry Baker
William Webb
James Webb
Thomas White
W. White

(several names illegible)

Source: Edith Warren Huggins, *Burke County, North Carolina, Records, Vol. IV* (Easley SC: Southern Historical Press, reprint 1985), 123-124

22 January 1799 – ROAD PETITION: Petition for a road from Morganton to Flemings be altered by widow Farrell's cutting off $\frac{3}{4}$ mile. Signed by, among others, **James Baker**, **William Davenport**, **Henry Baker**. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 36]

January 1799 – ROAD ORDER: Jury ordered to view road from Gyer's Hill near Charles Wakefield's, crossing Johns River near **Henry Baker's**, to William Sherrill's, following the ridge, crossing the lower ford on Winkler's Creek to Corpenny's Bridge, including **Henry Baker**, Thomas White. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 37]

January 1799 – JURORS: Jurors selected in **Burke County**, North Carolina, included James Webb, John White. [Edith Warren Huggins, *Burke County, North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 136]

March 1799 – JURORS: Jurors selected in **Burke County**, North Carolina, included William White, **William Davenport**. [Edith Warren Huggins, *Burke County, North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 136]

4 April 1799 – LAND GRANT: **Randal Davenport** [not sure if this is a Pamunkey Davenport], 150 acres in **Burke County**, North Carolina, on the left hand fork of the Three Mile Creek. (*North Carolina Land Grants, North Carolina Archives*, File No. 2657, Grant# 2446, Entry # 105, 4 Sep 1789).

13 April 1799 – ROAD ORDER: Jury to view road from Gyer's Hill to **Henry Baker's**, crossing the lower ford of Winkler's Creek to Corpening's Bridge, find it a convenient useful road. One from William White's to William Davis' and one from Thomas Coleman's by George Tucker's reported as "impracticable and should be disannulled." Jurors included Thomas White, **Henry Baker**. **Henry Baker** recommended as overseer. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 37-38]

7 June 1799 – LAND GRANT: Joseph Buchanan and Arthur Buchanan, 100 acres in **Burke County**, North Carolina, on Georges Creek waters of Cane Creek. (*North Carolina Land Grants, North Carolina Archives*, File No. 2771, Grant# 2560, Entry # 621, 6 Mar 1794).

These Buchanans are most likely cousins of William Buchanan, who later became the father-in-law of David Baker's eighth child overall, the second child and first son by his second wife Dorothy Wiseman, when William's daughter Elizabeth Buchanan married David's son Martin Alexander Baker.

July 1799 – JURORS: Jurors selected in **Burke County**, North Carolina, included Reuben White. [Edith Warren Huggins, *Burke County, North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 136]

11 August 1799 – BIRTH: **Dorothy Baker**, daughter of **David Baker** and **Dorothy Wiseman**, most likely in Burke County, North Carolina. [Bible of Josiah Baker, son of David and Dorothy Baker; see image at 3 June 1749, above.]

October 1799 – ROAD PETITION AND ORDER: Petition of Richard Hight for road to be turned around some parts of his plantation on Franklin creek and prays for jury to view. Jury appointed included Thomas White, Reuben White. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 38-39]

October 1799 – ROAD ORDER: Hugh Fox named overseer from Nathan Austin's to Jones Mill in room of **Henry Baker**. [Edith Warren Huggins, **Burke County**, *North Carolina Land & Misc. Records, Vol. III* (Easley SC: Southern Historical Press, reprint 1985), 39]

6 December 1799 – LAND GRANT: **John Baker**, in **Burke County**, North Carolina, on the waters of Reedy branch. (*North Carolina Land Grants, North Carolina Archives*, File No. 1596, Grant# 1498, Entry # 134).

6 December 1799 – LAND GRANT: **David Baker**, 200 acres in **Burke County**, North Carolina, on Big Rock Creek. (*North Carolina Land Grants, North Carolina Archives*, File No. 2898, Grant# 2643, Entry # 3531, 16 Jan 1799).

6 December 1799 – LAND GRANT: **David Baker**, 50 acres in **Burke County**, North Carolina, on the waters of Mine Creek. (*North Carolina Land Grants, North Carolina Archives*, File No. 2934, Grant# 2679, Entry # 3527, 16 Jan 1799).

6 December 1799 – LAND GRANT: **Thomas Wiseman**, 50 acres in **Burke County**, North Carolina, on both sides of the Toe River. (*North Carolina Land Grants, North Carolina Archives*, File No. 2910, Grant# 2655, Entry # 3445, 4 Oct 1798).

24 December 1799 – LAND GRANT: Waightstill Avery, 100 acres in **Burke County**, North Carolina, on Cane Creek below **David Baker** and above his former survey. (*North Carolina Land Grants, North Carolina Archives*, File No. 3006, Grant# 2751, Entry # 103, 2 Feb 1778).

Waightstill Avery (1741-1819) was a Princeton-educated lawyer who came to North Carolina around 1770 and settled in Burke County. He was a Colonel in the Continental Army during the Revolutionary War, a member of North Carolina state legislature, 1776, 1782-83, 1793, the first North Carolina Attorney General, 1777-79; and a member of North Carolina state senate, 1796. Avery County-- the 100th and last county formed in North Carolina, in 1911, from portions of Mitchell, Watauga and Caldwell Counties-- was named for Waightstill Avery.

See **APPENDIX E – UNDATED TAX LISTS**

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