

REALTY BOOK H
RICHMOND COUNTY

George Walton
To
Watkins, et al
Robert and George
and
Joseph Clay.

Georgia.

This indenture made the twenty-fourth day of August in the year One thousand eight hundred and one, and in the 26th year of sovereignty and independence of the United States of America. Between George Walton of Meadow Garden in the county of Richmond and State above mentioned of the one part, and Robert Watkins of Rosney and George Watkins of Augusta, both in the county and state aforesaid, and Joseph Clay, the younger, of the county of Bryan and state aforesaid, of the other part.

WHEREAS, the said George Walton in the month of September, which was in the year of our Lord, One thousand seven hundred and seventy-eight, intermarried with his present wife, then Dorothy Camber, daughter of Thomas Camber, of the Retreat in the province, now state, of South Carolina, then deceased, and Dorothy, the elder, his relict.

AND WHEREAS before the solemnization of the nuptials of the said Thomas Camber, in his life time, with the said Dorothy, who was then Dorothy Butler, that is to say, on the tenth day of April, which was in the year One thousand seven hundred and sixty-two, the said Thomas Camber did join in, and make and execute, a certain deed of three parts, commonly called a marriage settlement, by which certain slaves, therein expressed, belonging to, and possessed by, the said Dorothy Butler, were made over to certain persons therein named, in trust for her, the said Dorothy Butler, after she should become the wife of said Thomas Camber, and to use, hire or otherwise employ the said negroes during overture, as she might see fit, independent of her said husband: but that in case of her dying before him, the said negroes should survive to the husband.

AND WHEREAS, the said Dorothy, the wife of the said Thomas Camber, did survive her said husband upwards of four years, he having departed this life in the year of One thousand seven hundred and seventy-four, leaving two daughters by the said marriage, the oldest being the present wife of the said George Walton; and leaving also his own estate not more than sufficient to pay his just debts: by which the care, raising and expense of education of the issue of the marriage devolved upon, and was sustained and defrayed wholly and solely by the said relict and mother and by the use, service and profits of her own slaves.

AND WHEREAS at the time of the intermarriage of the said George Walton and the said Dorothy Camber, relict and survivor aforesaid, had made no disposition of her said negroes by apportionment, delivery, deed or settlement to or between her said two daughters, she being at the time sick and low in health, insomuch as to be unable to attend the marriage ceremony, although in the same house.

AND WHEREAS at the time last before mentioned, the War between the United States and Great Britain, raised in the said State of Georgia; and before any apportionment and delivery of the estate of the said Dorothy Camber to her two daughters, the issue of the said marriage with the said Thomas Camber, then deceased, the Town of Savannah, where the said George Walton and Dorothy, his wife, then resided, and at whose house the said Dorothy Camber was nursed and taken care of in her sick and low state, was, on the twenty-ninth day of December in the said year One thousand seven hundred and seventy-eight, attacked by the enemy and carried by assault, Dorothy, the wife of the said

George Walton, having been previously removed into the State of South Carolina, for safety, leaving her said mother with her own domestic slaves, she being unable to be removed, and in which attack the said George Walton being then a full Colonel on duty, wounded and made prisoner of War.

AND WHEREAS, while the said George Walton was confined as such in the State of Georgia, the said Dorothy, his wife, and Ann Sarah, her sister, being in the state of South Carolina, and the Town of Savannah being in the hands of the enemy, the said Dorothy Camber, their mother, languished and died without will, or if any she did make, the same was lost or destroyed by the enemy, so as never to have come to light, and who, immediately upon her decease, took possession of the house, furniture and effects:

AND WHEREAS, the said Dorothy, the wife of the said George Walton, did shortly thereafter come over from the said State of South Carolina to recommend and comfort her said husband during his affliction and confinement; and application being made to some of the friends and relatives of the deceased Dorothy Camber, information was received of the designation and apportionment attended or made between her said two daughters, of the negro slaves which had belonged or appertained to her in her life time by virtue of the said marriage settlement; and being in want of servants, the commanding officer of the British Troops was applied to by the said George Walton, stating that it being always the will and intention of the deceased Dorothy Camber, that the negroes aforesaid should be held by her respective daughters, independent of their husbands where they should both have them, agreeable to the original contract of marriage between the said Thomas Camber and Dorothy Butler before and preparatory to marriage. And upon which ground, the said commanding officer did give up the said slaves to the said George Walton in trust for said wife and the said Ann Sarah, her sister.

AND WHEREAS the said George Walton, in the latter part of the year One thousand seven hundred and seventy-nine, being duly exchanged according to the laws of nations at War, was ordered from the place of his confinement to the American Camp before Savannah, by which he was obliged to send his said wife Dorothy with the slaves aforesaid, to see, with the intent to reach the port and town of Charleston, then in the hands of the United States, & where she had friends and relatives: but so it was, the vessel in which they embarked was captured by a British Frigate and carried to the West Indies, where three of the said negroes, namely, Clarissa, Cloe and Charles of the apportionment of the said Dorothy, were condemned as lawful prize, notwithstanding they had been so given up by the first captors; but the said last mentioned captors, in consideration of the sex and rank of the said Dorothy, the wife of the said George Walton, did give up to the said Dorothy the negro woman named Cloe, and sold and delivered to the said Dorothy the child of the negro Cloe named Charly for the sum of five English guineas, and retaining and exposing the said Clarissa to public sale.

AND WHEREAS the several recitals herein before contained, or of remote date, and may be the multiplied deaths of individuals ceased to be remembered and known, to the injury of the said Dorothy, the wife of the said George Walton, and their heirs, within their said marriage, he the said George Walton being advanced in age and infirmed. In order, therefore, to make manifest, and to secure the right and title, use and benefit of the said slaves, consisting of Whan, aged about 80 years, Cloe about 60, Newberry about 50, their son Charles about 22, Rhinah about 30, and her young children, Johnny, Caroline and Adelaide, the children also of Nanny deceased, named Charlotte, Saunders, Sylvia and Nanny, to the said Dorothy, the wife of the said George Walton, and the issue of their marriage, together with the future issue and increase of said slaves, whilst the said George Walton is in life, and competent so to do – It being also but reasonable and just, that, for so much as the girl Clarissa was captured and kept in the West Indies, and of then child Charles sold and bought in, the former being of great value and might have had many children, the loss ought not to be sustained and felt by the said Dorothy and her heirs, on account of the part the George Walton took in the said War – the said George Walton doth agree to put and place in the room of Clarissa his negro Jacob, husband to the said woman

Rhinah and about 40 years old, and on account of the purchase and sale of Charles, a little female negro named Roscella, the daughter of Charles.

Now it is, therefore, that this indenture witnesseth by virtue of the premises aforesaid, and for the consideration of one dollar to whom in hand paid by the said Robert Watkins, George Watkins and Joseph Clay, the younger, or one of them, hath aliened, released, given up, and delivered the negroes first before mentioned, in and by these presents doth alien, release, give up and delivered the same; and hath also bargained and sold, aliened, released, given up and delivered the two last mentioned negroes, and in and by these presents doth bargain and sell, alien, release, give up and deliver the same, for the consideration before mentioned, to the said Robert Watkins, George Watkins and Joseph Clay, the younger, and to the survivors or survivor of them, and to the executors, administrators, or assigns of the last survivor of them, all the right, claim, interest, use or benefit of the said negro slaves herein before mentioned as having been the property of the said Dorothy Camber and apportioned by her to the said Dorothy, the wife of the said George Walton, her daughter; and also all the right, claim, interest, use and benefit of Jacob and Roscella last mentioned. To have and to hold all the said negro slaves herein before first and last named with their future issue and increase, to them the said Robert Watkins, George Watkins and Joseph Clay, the younger, their survivors or survivor, and to the representatives of the last survivor of them – In Trust, and for the intent, uses and purposes as herein are particularly mentioned and expressed; that is to say, the said negroes shall be held and employed by the said trustees, and the survivors or survivor of them or the representatives of the last survivor of them, for the benefit, use and support of the said Dorothy, the wife of the said George Walton, during her natural life; and at and after her decease with their future issue and increase to go to and descend to the heirs of her body by and within the marriage of her and the said George Walton:

Provided, the said negro slaves be not removed from Meadow Garden plantation until the present crop is saved; when then with the concurrence of two of the trustees, with the consent of the said Dorothy expressed in writing.

In witness of all which the said George Walton has hereto set his hand and seal the day and year first above written.

(Signed) Geo. Walton LS

Sealed and delivered
In presence of us

Rd Lubblock,
Joseph Hutchinson,
J.P.

Received the sum of one dollar within mentioned paid by the hands therein named.

(Signed) George Walton

Witness:
Joseph Hutchinson

Recorded 24th August, 1801.

