

I have been challenged to explain how it was that a Daniel McDaniel was in Carteret County in 1723.

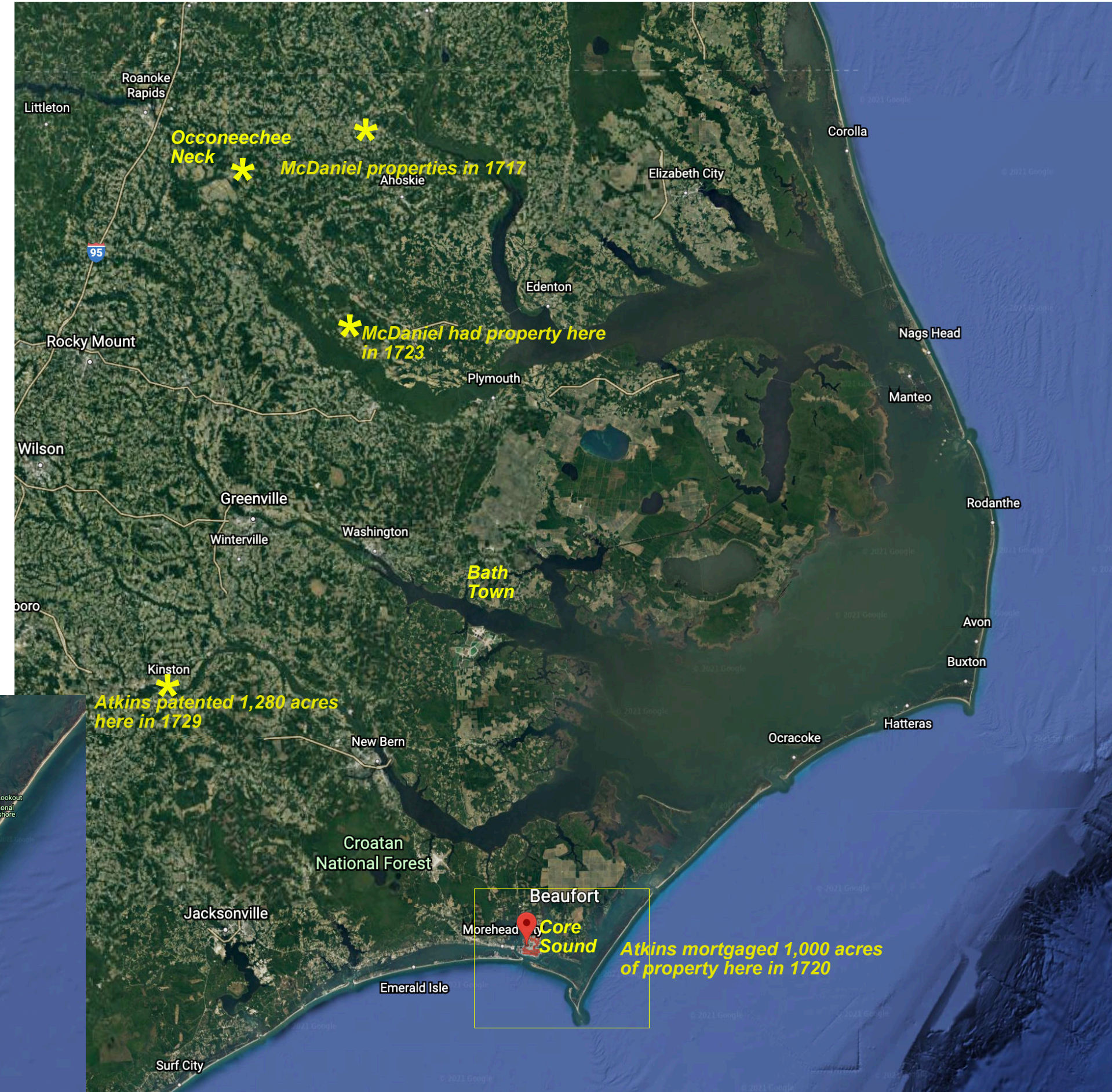
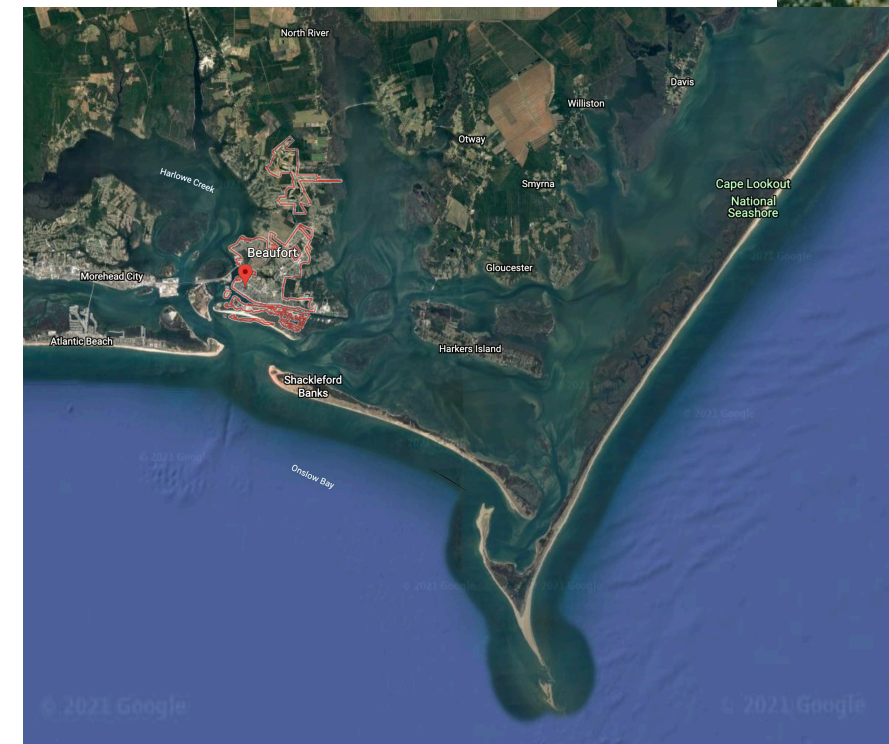
A List of Jurymen in Carteret Precinct.

Cap't. Jno. Nelson	1	Jn'o. Simpson	11	Rich'd. Caneday	21
Rich: Rustull, Esq'r	2	Tho: Gillikin	12	Char. Coxdell	22
Enoch Ward	3	Rob't. Strey	13	Wm. Wills	23
Rich: Whitehouse	4	Rob't. Atkins	14	Levi Cressey	24
Jos. Hulford	5	Rich'd. Harvey, Jr	15	Jn'o. Shaw	25
Ed. Ward	6	Edm'd Ennitt	16	Jn'o. Fraser	26
Ross Bell	7	Mich. Packquell	17	Jn'o. Hatten	27
Wm. Shubridge	8	Rob't. Osborn	18	Wm. Noble	28
Jn'o. Jarret	9	George Coxdell	19	Daniel Mackdaniel	29
Rich: Williamson	10	David Shepert	20		

Acts of the North Carolina General Assembly, 1723
 North Carolina. General Assembly
 November 23, 1723
 Volume 25, Pages 184-209

My explanation is that he was not in the Chowan nor the Bertie County jury pools in 1723. I figure he just happened to be in Carteret at that time. Perhaps he still had business dealings with Atkins. Perhaps he was running from the law as has been speculated. McDaniel's neighbor in 1723 in Bertie County was John Blackman who was on the Bertie list... McDaniel is noticeably missing.

<https://docsouth.unc.edu/csr/index.php/document/csr25-0015>



John Lawson's 1709 Map



Note that in 1709 Occoneechee Neck was notorious enough for Lawson to point it out. My supposition is that it was a concentration of actual Traders who went in the field and merchants and tradesmen who facilitated the enterprise. I have identified 2 "factories" from there... Foltera and Toter Fort.

Lawson was tortured and killed by these Indians in 1711. They subsequently massacred dozens of whites in Bath Town and down to Core Sound. Not surprisingly, the retaliation was brutal.

Frederick Jones patented 4,565 acres here in 1707. He was the chief justice who presided over the initial trials of Atkins. He was not a man to mess with... as Atkins would come to find out...

<https://www.ncpedia.org/biography/jones-frederick>

This interesting account of Atkins is by the author Charles R. Holloman. He wrote a book published 1954 concerning the history of Kinston and Lenoir County. I have not read it... perhaps he has footnotes which elaborate his specifics.

Robert Atkins, adventurer, trader, and land developer, of unknown origin, arrived in Bath County in 1715, just after the close of the Tuscarora Indian War, which had reduced Bath County's powerful Tuscarora tribes to insignificance. Most of their remnants had fled to New York, leaving the vast and virtually uninhabited Neuse River basin, their former domain, open to explorers, prospectors, adventurers, and eventually settlers.

Atkins soon became engaged in the small craft commerce conducted by boats in the coastal sounds and rivers too shallow, too sparsely settled, or too uncharted to be served by ships. He acquired an interest in trading posts at Bath, New Bern, and Core Sound (later Beaufort).

In 1718, Atkins moved to his trading post at New Bern. The following year, he began a major new venture by entering a tract of 609 acres up the Neuse River, some 40 miles farther west than the closest settlers on the river above New Bern. His plan was to prove the superiority for cultivation of the lands far inland, to acquire large grants of choice lands for himself, and to establish a river transportation service that would develop with the influx of new settlers moving into the abandoned back country.

<https://www.ncpedia.org/biography/atkins-robert>

NARRATIVE: Robert Atkins was issued 640 acres of land on 16 Dec 1729 in Bath County, located "N. side of Neuse river". This was recorded in Land Patent Book 97

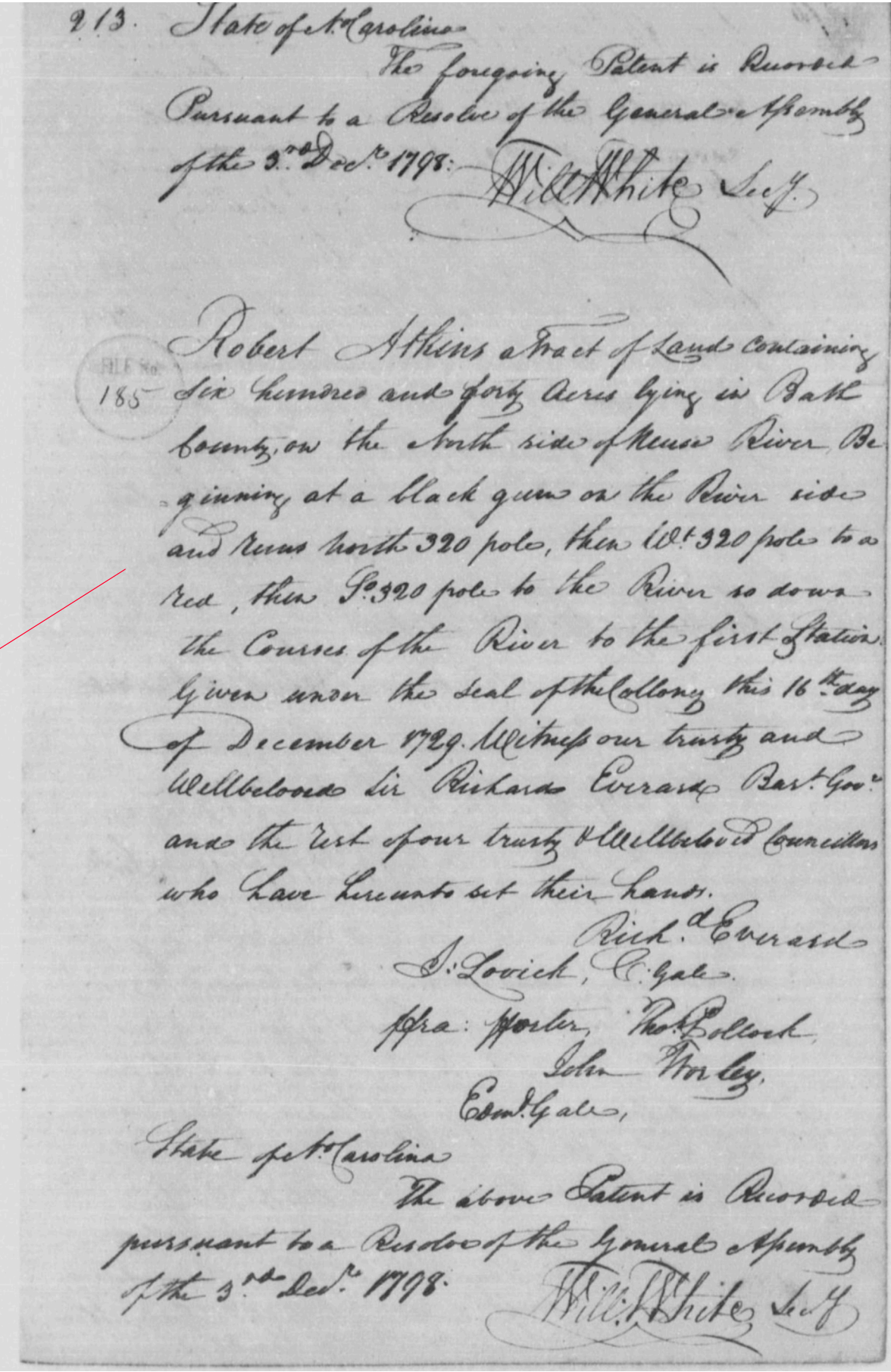
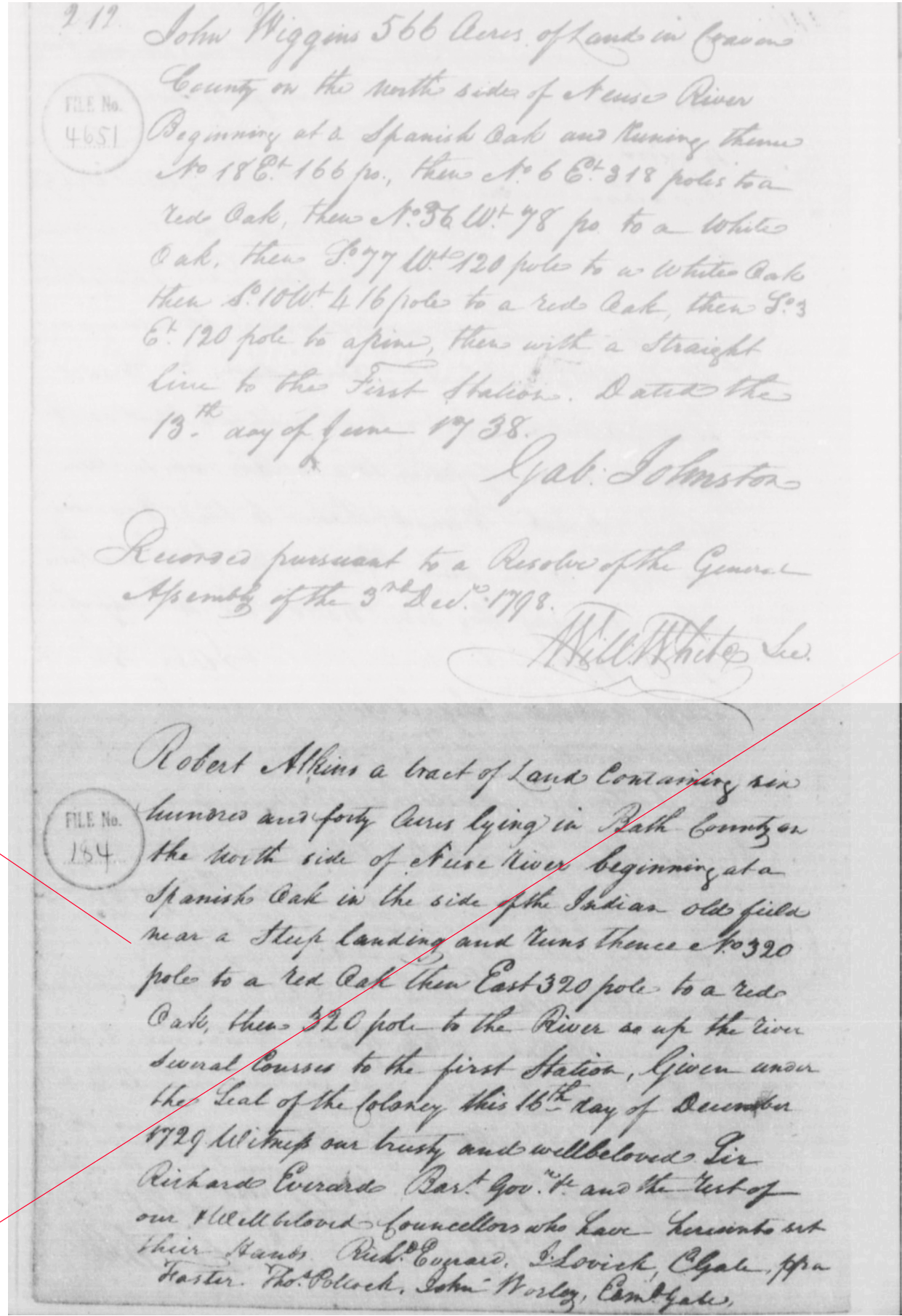
page 212 as Bath County Grant # . Alerts-Archivist Notes at bottom From PATENT BOOK Issued: 16 Dec 1729 County: Bath Book: 97 pg: 212 From WARRANT / PLAT Entered: (no date) Other Identifiers:

I have no idea of any details of how Atkins acquired the 1,000 acres of land at the nebulous area of Core Sound in 1720. Perhaps any records are lost? I think Core Sound at the time was just a vague undefined area. So we really don't know where he was living... I remain curious?

Bath County Robert Atkins 640 ac 1729 "near a steep landing" Neuse River

"Atkins died young, quite unexpectedly and without a will. In fact, he appears to have been killed. His last attorney, Martin Franck—a German Palatine and noted leader of the de Graffenried colonists at New Bern—took his corpse to Atkins's Bank for burial and administered his estate." Holloman article

Robert Atkins 640 ac 1729 Neuse River



Minutes of the General Court of North Carolina North Carolina. General Court March 31, 1724 - April 04, 1724 Volume 02, Pages 542-551

The final disposition of the case against Atkins in 1724

William Little Esqr his Majestys Attorney Genl comes to prosecute a Bill of Indictment found by the Grand Jury against Robert Atkins for obstructing and contemning the Authority of this Government in these words vizi

North Carolina—ss. To the Honoble Christopher Gale Esqr Cheif Justice & to the rest of the Justices of the Generall Court &c.

The Jurors for our Sovereign Lord the King on their Oath present that Robert Atkins of Carteret princt in the County of Bath in the province aforesaid planter maliciously intending to move sedition and to obstruct and contemn the lawfull authority of this Government Vizl in the Parish of St John's in the princt of Carteret & County of Bath aforesaid on the eleventh day of ffebruary one thousand seven hundred & twenty three John Simpson Constable of the said parish by virtue of a lawfull warrant to him directed by Joseph Bell Esq; one of his Majesty's Justices of the said princt the said Robert Atkins according to Law apprehending he the Said Robert then & there did resist and utterly refuse to yield obedience thereto and did publicly then & there seditiously and contemptuously say the said Joseph Bell (the aforesaid Justice meaning) had nothing to do to grant a warrant for him and that the Authority (the Authority of this Government meaning) was good for nothing. And further scurrilously & in Contempt did say the Authority (the Authority of this Government again meaning) might kiss his Arse and that he (the said Constable) might kiss his own Arse and he the said Robert then & there by force & Armes with the assistance of his Servants & doggs with sticks staves & weapons the aforesaid John then & there in the Execution of his office being, violently & seditiously did assault and drove away and utterly obstructed and resisted. And that thereupon the said John Simpson complaining of the assault and contempt aforesaid to the Honoble Christopher Gale Esq; Cheif Justice of this province who by his warrant required the said John the Constable aforesaid with such aid as he thought necessary to apprehend the said Robert Atkins the aforesaid assault & contempt of Authority aforesaid to answer & in pursuance thereof he the said Constable the aforesaid Robert Atkins apprehending vizl in the parish aforesaid on the fourteenth day of the said Month of February He the said Robert Atkins maliciously and in utter defiance of the Authority of this Government did take his gun and present the same at the said Constable & his aid these following threatning words & speches seditiously then & there uttering. Stand off at your perill or else by God I will shoot you (the said Constable & his Ayd meaning) and again Go farther off or by God I will blow your Brains out (then again the said Constable & his aid then & there in the Execution of their office meaning) opprobriously calling the said & his aid Rogues & doggs with divers other threats & menaces and utterly resisted the said Constable and him violently & seditiously in the Execution of his office did obstruct & hinder by force & Armes to the great contempt of the Authority of this Government manifest danger of raising sedition & contention & subverting the good and wholesome Laws and Constitution against the peace of our Lord the King that now is his Crown & dignity & Contrary to the form of the Laws & statutes in such case provided &c.

To which Indictment the said Robert Atkins pleaded not Guilty but being called to the Barr a second time in Order for his tryall he prayed leave to withdraw his plea which being granted he then pleaded Guilty and humbly moved the Court for Mercy: Whereupon it was Considered and adjudgd that he pay a fine of fourty pounds & further that he give good & Sufficient security in the sum of one hundred pounds that he be of the Peace & good behaviour for twelve months & one day and pay costs, and that he stand committed till this Sentence is performed

At a Councill held at Edenton April the fifth 1722 Present the Honble Thomas Pollock Esqr President &c William Reed Esqr Lords Deputy Richd Sanderson Esqr Lords Deputy Christophr Gale Esqr Lords Deputy John Lovick Esqr Lords Deputy Thos Pollock Junr Esqr Lords Deputy Collo Fredrick Jones having been Orderd to appear before this Board this day by Ten a clock upon the Petition of John Walker &c which he not complying with, nor sending any satisfactory message:

It's the Opinion of this Board that the money lodged in the said Collo ffredk Jones hands late Cheif Justice for the appearance of Robert Atkins and Daniel Mackdaniel at the genl Court ought to have been delivered to the present Cheif Justice with the Genl Court Papers & Records

Orderd that the said Collo ffredrick Jones late Cheif Justice doe immediately pay to Christopher Gale Cheif Justice or his Order whatever moneys he has in his hands lodged as aforesaid for the security of the appearance of the said Robert Atkins and Daniel Mackdaniel at the genl Court and for so doing this shall be his Warrant and in case of failure hereof the Attorney Genl is hereby Orderd to take proper measures for the recovery thereof

A Copy J. LOVICK Secry To which Order Collo ffred Jones Answerd that he would not deliver the money therein mentiond but to whom he should think fitt and as for the Kings Attorney he might take what measures he pleases for he shall take noe Notice thereof Test THOMAS HARVEY Provost Marshll &c.

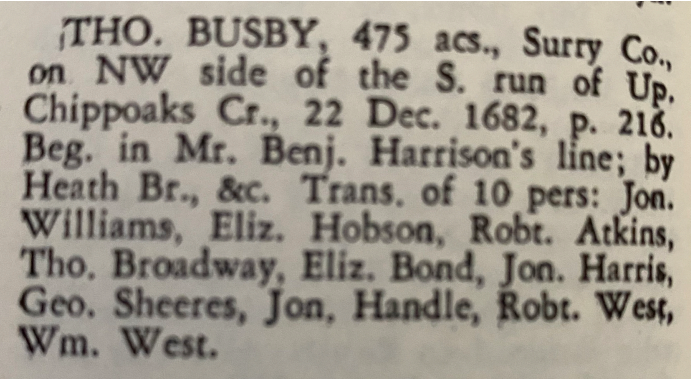
Upon motion of Daniel Richardson Esqr Attorney Genl made in obedience to the foregoing Order of Councill Orderd that a Scire ffacias do issue out thereby requiring the aforesaid ffredrick Jones Esqr to be and appear at the next Genll Court to be held for this Governmt at the Court House in Edenton on Queen Annes Creek the last Tuesday in July next then & there to render an Accot upon Oath what money he recd from Robert Atkins and Daniel Mackdaniel aforesaid as security for their appearance &c to answer &c as by Recognizance Dated the sixteenth day of June 1720 doth appear and likewise to shew cause (if any he has) why the money so recd by him as Cheif Justice is by him detained and refused to be deliverd in disobedience to the aforesaid Order of Councill &c.

and then Adjourned to the next Court in Course C. GALE Ch. Just. Test W. Badham Clk.

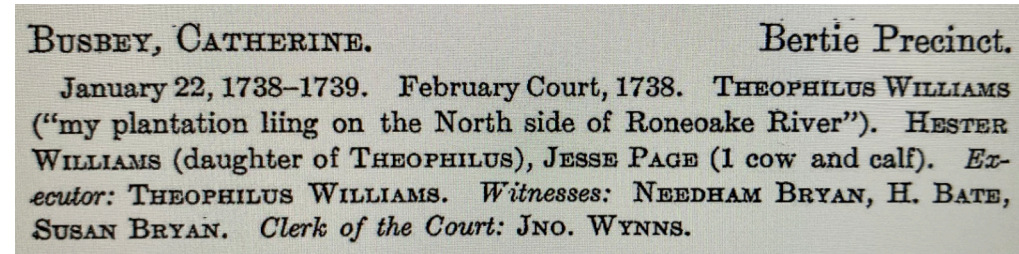
Both Robert Atkins and chief justice Frederick Jones told the Court to "kiss their arse" in effect... it did not work in Atkin's case... I'm not sure if it worked out for Jones?

Is this Robert Atkins who died 1731 in North Carolina?

Cavaliers and Pioneers, Nugent



Busby's wife?



http://www.batbox.org/books/GoingWest-Chapter-1-and-2-and-3-and-4-and-5.pdf

THOMAS BUSBY (AN INDIAN) BORN 1674

In addition to interpreting for the Indians, and selling a

few of them, Lt. Thomas Busby also provided the complete

name for one.

Thomas Busby, "an Indian boy," was adjudged 10

years old in a court order affirming his indenture to Mr.

Robert Caufield, 1 July 1684:

(Surry County Orders, Part 2, 1671-1691, p. 444)

Haun 1989:164

Thomas Busby

Payment

7 9br. 1682

Southwarke

Certificate is granted in next Assembly for 1,000 (?) lbs. tobo & cask

For his charge of __ for ye __ fort (?) of the Tuskarora (?) Indians and __ at his house of him & __ attendants & the sd. Busby's going w/ them to James City by Gov.'s Special Order.

Haun 1990:49

George Jordan

Complaint

6 July 1686

Southwarke

King & four great men to appear in next court to answer complaint.

The Nottoway Indians have done great harm to him by damaging his cattle & hogs. Mr. Thomas Busby to order the King & 4 great men to appear in next court.

Haun 1990:51

George Jordan

Complaint

16 (?) 7br. 1686 [sic]

court

They confessed that they killed his shoat, etc. & offer to pay him for also taking a young calf in the woods to towne (until it died). They to pay in full of all trespass & 10 "good well drest doe skins."

Claimed that the Nottoway Indians had killed his hogs and a shoat-proved the latter. Also claimed that they took his calves from the cows & marked them. Thomas Busby, the Interpreter is to order the King & 4 great men of the Nottoways to appear in court and answer sd. complaint.

Haun 1989:104

Thomas Turner & Lt. Thomas Busby

Judgement

6 May 1679 Southwarke

Share of plunder

Thomas Turner to have his share of the plunder that he and Busby took from the Chickahominy Indians. The balance is 190 lbs. of tobo. & cask.

A list of the Tythables in South Warke p'ish Anno 1668 ffrom Coll. Jordans

upwards as they have been given to him & he Informed June the 10 1668.

Mr. John Barker.....06 John Rogers & Atkins..... 02

Wm Shorte.....02 Wm Carpenter.....02

Tho. Stephens.....01 Mr Wm Rookings.....03

Wm. Heath.....02 ffran. Howgood.....01

Tho. Greene.....01 Mr Wm Norwood.....02

Mr. Tho. Busby.....03 Joh: Kipping.....02

Tho. Bentley.....01 Tho. Hux.....02

Jerremy Ellis.....01 Maurice Burchen.....01

Henry ffrancis.....03 Robt Burges.....01

Richard Rogers.....02 Mr. Nath Knt wth Dick and

Geo. Midleton.....01 Dankes.....03

Ralph Rachell.....01 Mr John Cary.....04

Mr Tho. Clarke saith 2, his Mr Arthur Jordan.....04

neighbors saith.....03 Capt Tho. ffood.....04

Marmaduke Beckwith.....01 Lt Coll. Jordan.....03

Mathew Rolfe.....01 John Emerson.....01

John Rawlinger.....01 Michael Mischanny.....01

Mr Barkers Plantation.....01 Hezekiah Bunell saith 1, his

Mr Ben Harrison.....05 Neighbors.....02

Mr Hen Brigs.....02 Ralph Creed.....02

John King.....01 Mr Nicholas Meriwether.....06

John Legrand.....01 ____

Wm. Scarbrough.....01 102

Robt Dennis.....01

Robt House.....02 Edwd Ellis & Mr Moulson,

Mr Wm Simmons.....06 to P'ish Levy.....02

Robrt Carthrage.....04 Taken by Mr. George Jordan

Wm Newit and Orchard..02

(William & Mary Quarterly, Series 1, Vol. 8-9, or 1899-1901, pp. 162, 163)

(s) Thomas Busby an Indian (born 1674)
He was identified in 1984 as being 10 years old in 1680, he was identified as being a white for the first time, which was precisely or how, would be ten was 10 years old.
(s) Thomas Busby (died in North Carolina ca. 1736)
He and his wife (presumably Catherine (Piper)?) had at least one daughter, who married Jesse Page, Jr. prior to 1728. Another presumed daughter, Hester, married Theophilus Williams.
Business land transactions in Surry County court included the name of Thomas Busby in the period, ca. 1728-1738.
Thomas Busby witnessed the drawing of George Clements will in 1728.
Other records mentioning Thomas Busby and other Busby's in North Carolina include:
1715 John Busby died in Surry County, N. C., in 1715. Inventory of his estate is recorded in North Carolina State Wills 1712-1722, Book 2, pp. 208-09.
1712-1722 Robert Falk, Clerk, presented, made a will which was witnessed by Thomas Busby, John Page, Jr. in South Carolina, Falk and Busby families lived in the same section. Benjamin Clement Busby married Eva Falk (widow of Wm. Green, 1680-1760, p. 171).
SCALE OF THE ADDRESS AND THE BEST FRIENDS 200 VOLUME 1: BEYOND THE OLD WORLD
1725. Thomas Busby bought 174 acres on the east side of Carys Swamp.
From Henry Hester, of Surry County.
Abstract of Surry County Deeds, Vol. 2, p. 553.
"Busby's lot" was used to describe a land grant to John Dew by the Lords Proprietors. Another adjacent property owner was John Burch. 1 February 1725 Thomas Busby's land was adjacent to 500 acres sold to Robert Miller to Francis Parker for 10 pounds. Other neighbors was John Burch. 3 January 1725. Thomas Busby, Needham Bryan and John Pines witnessed the sale of 200 acres on Horse Creek and adjacent to John Page and his wife. Home to Samuel Garland. 9 November 1725.
Thomas Busby and George Smith witnessed the sale of 400 acres on Mt. Roke, a branch of Catawba adjacent to Robert Gardner, John Claxton and Thos. Williams. 25 October 1725. Thomas Busby's land was used to describe the sale of land by Henry Hester and wife Elizabeth to James Burch. 8 August 1725. In the same entry of the court, Busby sold 170 acres to Thomas Busby for 10 pounds on the east side of Carys Swamp. Owen O'Garra and James Murry witnessed the sale of the same tract. Henry Hester sold 100 acres on the same entry to their father, using Henry Hester and Thomas Busby's land for descriptive purposes.
(MS. A. 9. 10. 30.)
1728. Thomas Busby's land was used to describe land sold by William Ricks and wife Esther to Thomas Killy, Sr., 2 May 1728.
1728. Busby line was mentioned in the sale of land by Henry Hester and wife of Owen Francis to John Page. February 1728. Thomas Busby's land on the branch of Carys River was mentioned as a boundary in the sale of 440 acres to James Dutton of Hatteras County to Richard Manning. 14 May 1728. Also in 1728, Thomas Busby gave 170 acres to John Page, Jr. for "one good well and affluence have and do bare toward my loving son in law John Page, Jan. .". The land was 83 Carys Swamp. Witnesses: John Duffield, John Page, Sr. August 1728.
(MS. A. 9. 10. 30, p. 77).
1728. The will of George Clement, granted a Will. Clerk, 1728, was witnessed by Thomas Busby, George French, William Smith. The will of George Clement was Benjamin and George, later on, a presumed grandson of Thomas Busby, who, John Busby, in South Carolina, was named as son of Benjamin Clement Busby and another in the generation was to be named Clark.
Busby (Abstract of Wills, 1680-1760, p. 74).
1728. The will of Thomas Busby and John Burch was used to describe the sale of 400 acres on the west side of Horseback River by Francis Parker (of Hating creek in Edgecombe precinct) to Henry Eward. 12 February 1728). The lawyers apparently don't seem to be using. They said it to Joseph Thomas for 10 pounds. 10 dollars. 12 May 1728.
(Surry County Clerk, Abstracts, vol. 2, p. 153).
The will of Thomas Busby made Thomas Busby and George Williams, Sr. the executors of the estate of his son in Surry County, George Williams, Jr., was based in the will a grandson.
Abstract of Wills, 1680-1760, Green, p. 238.
1728. Thomas Busby's land was used to describe the sale of 200 acres at Jumping Run and Flagg Run by Owen McClellan to Edward Toon. 1 August 1728.
1728. Thomas Busby's land was used to describe the sale of 200 acres on 85 Horseback River by Lillian Spaw to Esau Thomas. 13 November 1728.
(Surry County Deeds, Vol. 2, Abstracts, p. 168, p. 169).
1728. The will of Catherine Busby, given to land to Belle Franklin in February 1728, with "my plantation lying on the North side of Horseback River, to Theophilus Williams, husband of my daughter, Hester." An abstract of the will by Green is forthcoming. To Theophilus Williams ("my grandchild living on the North side of Horseback River") Hester Williams (daughter of Theophilus), Jesse Page (17 and wife), Esau Thomas, Theophilus Williams, Witnesses: Needham Bryan, H. Bate, Susan Bryan. 1 January 22, 1728. Catherine may have been the daughter of Hester Bryan, and probably the wife of Thomas Busby. Thomas SCALE OF THE ADDRESS AND THE BEST FRIENDS 200 VOLUME 1: BEYOND THE OLD WORLD
Busby's name if any) are not known, but a member in the Pines family speculate that one of Thomas' grandsons was Needham Busby born 1752 in Johnston County, N. C.
Abstract of Wills, 1680-1760, Green, p. 371.
Wm. County, N. C., records declare the presence of Thomas, Sr., Thomas, Jr., Henry, James, James, James, and William Busby during the period 1751-1794.
1762. Thomas Busby (born ca. 1722) made his mark on marriage licenses issued 29 May 1762 between Winwood Busby (b. ca. 1747) and Robert Thomas, on 14 May 1762 between Thomas Busby, Jr. (b. ca. 1747) & 1810, and Henry Pines. In the earlier wedding, the other who signed on the bond were Jeremiah Horvick and Robert Reason. In the bond with Thomas, Jr., the other sign was Nicholas Adams.
1815. The date of death of Thomas, Sr., is not indicated. However, the will of Thomas, Jr., was dated 29 September 1815 in Wake County, N. C., about 13 years after his wife, Catherine, died.
Lines included among the North Carolina side of the mid 1700s in North Carolina is a Patent for 800 acres of land to Nathaniel Busby, Patent, in Johnston County, on 13 January 1761. Patent of St. Patrick on a branch of Swift Creek, called White Oak.
(Some of this data was compiled by Mrs. Mary Chalmers Riggs, Charleston, S. C.)