

From the Chester District Genealogical Society, THE BULLETIN, Vol XIII -- March 1990

"Notes on WESTBROOKS" by Mary Carr Westbrook White

----- Added data: Research by Virginia Turner

"WESTBROOKS IN CHESTER COUNTY, SC"

The 1790 Census of Chester County, SC, has NO WESTBROOKS listed. Jacob Westbrook first shows here when he purchased land in Chester County, SC, from Henry Dye -- 28 Sept 1799, which deed was recorded in Deed Book H, pp. 82 & 83 on 16 January 1800. It seems likely that the WESTBROOKs came to South Carolina from North Carolina, and probably from Northampton County of Halifax District.

WESTBROOKs appear there in the 1790 census, along with MARSHALLs and HOWELLs all of whom show up later in Chester County, SC, though the specific relationships are not apparent. In his first land purchase here, Jacob Westbrook states that he is "of Chester County, SC" and no record has yet been found that has told his place of residence prior to his settling in Chester County.

Westbrook information here supplied by: Virginia Turner, Used with her permission.

=====DEED of Henry Dye to Jacob Westbrook

**Corrections made by Sherri Sontag to text Transcription from a copy of the original document obtained by Sherri Sontag from the South Carolina State Archives in Columbia, SC.**

No..45

State of South Carolina

Chester District, Chester County

Know All Men by these presents that I Henry Dye of the State District and County Aforesaid for & in consideration of the sum of two hundred and fourteen dollars and twenty five cents to me in hand paid by Jacob Westbrook of the State, District and County aforesaid have granted buy and sell and released and by these presents do grant, buy and sell & release unto the said Jacob Westbrook all that plantation or tract of land containing one hundred acres as being a part of a Grant originally granted unto Joseph Thompson under the hand of his Excellency, the Right Honorable William Moultrie Esqr., Governor and Commander in Chief bearing date the twenty second day of January (1783). Situate on the waters of Rocky Creek bounded by the land of Joseph Thompson – granted and released by indenture by one James Hemphill & said Ja. Hemphill granted & released by indenture unto Jonathan Hemphill & by the said Jonathan Hemphill granted unto Henry Dye by indenture bearing date the twenty first day of January (1795) & recorded in said County of Chester in Clerk's Office in Book D, Page (228) & the boundaries of the one hundred acres are as follows: to Wt. The said boundary line was made by & between the said Jonathan Hemphill & said Henry Dye peacably, bounding on the North east side of said Hemphills land but now Thomas Thorn's land bounding on a certain Alexanders land & on land surveyed for Rice Hughes & the dividing line on the N.E. side the said Hemphill land & runs eleven rods and six sticks toward the SW beginning on a Black Jack from thence to the stake and from said stake to said Rice Hughes corner upon a Black oak saplin Together with all & singular. The rights Members hand laments & appertences to the said premises belonging on many wise indent or appertinary to have & to hold all & singular the premises before mentioned unto the said Jacob Westbrook, his heirs & assigns forever & I do hereby bind myself, my heirs, Executors and administrators to warrant & for ever defend all & singular the said premises unto the said Jacob Westbrook his heirs & assigns against myself my heirs & against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Witness my hand & Seal this Twenty eighth day of September in the year of our Lord one thousand seven hundred and ninety nine & in the twenty fourth year of the Independence of the United States of America.

Witness Present}

Robt. Robinson}

Henry Dye (SEAL)

John Robinson}

his

David (M) Bandy}

mark

South Carolina}

Chester District} Robert Robinson appeared before me & being duly

Sworn on oath says that he saw Henry Dye sign, assign his seal & deliver the said Deed of Conveyance to Jacob Westbrook for use and purposes herein mentioned and also that he saw John Robinson sign and seal and make his mark.

To the same as subscribing witnesses with himself. Sworn to this 16th day of January 1800.

John McCreary, J. Q. Robert Robinson

The State of South Carolina

I John McCreary, a Justice of the Quorum, for the District of Chester do hereby certify to all whom it may concern that Anney Dye, wife of the within name Henry Dye did this day appear before me & upon being privately & Socially examined by me – did declare that she freely & voluntarily, without any competition, dread, or fear of any person or persons whomsoever renounces, released & forever relinquishes unto the within named Jacob Westbrook, his heirs & assigns forever – all of her right & title and also all of her interest of Estate & Claim of Dower of or to all & singular of these premises within granted and released.

Given under my hand and seal 16th Day of January 1800.

John McCreary J. Q. (SEAL) her

Anney X Dye

mark

===1800 Chester Co, SC Census Records===

W231 CHESTER CO, SC WESTBROOK Jacob

M-032 047 80 - 02101-52110-03

Living in the household of Jacob Westbrook in 1800 were

2 males of 10 and under 16 yrs.

1 male of 16 and under 26 yrs.

1 male over 45

5 females under 10 yrs.

2 of 10 and under 16 yrs.

1 of 16 and under 26 yrs.

1 of 26 and under 45 yrs.

3 slaves

===1810 Chester Co SC Census Records===

2 males 0-10

1 male 16-26

1 male 45 +

2 females 10-16

3 females 16-26

1 female 26-45

1 female 45 +

Jacob Westbrook signed his will 3 January 1816

No proven date

File #72-1130, Chester County, SC

Names in his will:

Nancy....."beloved wife" and Executrix

James.....son and Executor.... "has received \$8 more than his share"

Howell.....son.... "has received \$91.40 extra..."

". . .all my children are to have an equal share when the youngest comes of age . . ."

Witnesses:

John Westbrook Jr

Lucy Westbrook

Jarrat [X] Westbrook

\*NOTE\*: Witnesses to Jacob's will were--

John Jr., relationship unknown unless he is son of Jarret;

Jarrat Westbrook, brother to Zachariah Westbrook, however, relationship to Jacob unknown;

Lucy Westbrook, wife of Jarrat Westbrook--maiden name Blake. Jarret Westbrook was the son of Joshua Westbrook of Southampton Co VA and brother to Zachariah Westbrook.

=====WILL OF JACOB WESTBROOK=====

In the Name of God Amen. I Jacob Westbrook of South Carolina Chester District being in a low state of health but of a sound mind and memory. Since having a knowledge of the mortality of man and the certainty of death, do make and ordain this my last will and testament in the manner and form here mentioned. First of all I recommend my soul unto Him that created me and my body to my friends to be disposed of in Christian burial and as for my worldly goods to be disposed of in the following manner: That is after my death a sale to be made of all property which shall serve necessary and useful in order to

satisfy the demands against the Estate if needed and if not to be equally divided among my children. The rest of any property to remain in the hands of my beloved wife Nancy Westbrook to support her and to raise and educate my children and at her death when the youngest child shall come of age an equal division of my Estate then to take place except such part of the same as shall go to fully support my wife while she lives and then when my youngest child comes of age those which have rec'd nothing from the estate except their raising and education to be allowed forty dollars more than those which are married except James and Howell Westbrook, James having rec'd extra eight dollars and Howell ninety one dollars and 40 cents which they are to suffer a deduction for at that time if not paid by them to the Estate before the division.

And I do hereby revoke and disannual every other Will heretofore made by me and do constitute and appoint this to be my last will and Testament.

And lastly I do appoint my son James Westbrook with my beloved wife Nancy Westbrook to execute this my last Will and Testament. In witness thereof I hereunto set my hand and seal this 3rd of January in the year of our Lord, Eighteen Hundred and Sixteen.

Jacob [His X Mark] Westbrook [seal]

Witnesses:

John Westbrook Jr

Lucy Westbrook

Jarrat [his X mark] Westbrook

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When this will was submitted for probate the witnesses swore they had not witnessed the will, had not sg. their names and had not seen the testator sign his name. No probate was allowed for the will, but the legatees [heirs] reached an agreement among themselves, and each received a share for which he or she signed.

The death date of Jacob Westbrook does not show in the file. The earliest receipt sg. for a share of the estate was 6 January 1826.

The heirs: Nancy Westbrook the widow [amount not shown]

Children:

Samuel Stinson [wed Elizabeth, a dtr].....	\$448.00
sg. 6 January 1826	
Philemon Beckham [wed Mary, a dtr].....	\$448.00
[ Abner Beckham sg. by P. of A. 12 Jan 1826]	
Joseph Stinson [wed Nancy a dtr].....	\$448.00
sg. 2 March 1826	
Abner Beckham [wed Lucretia, a dtr].....	\$448.00
sg. 11 January 1826	
William Westbrook ..... sg 2 March 1826.....	\$461.38
Cathrin Westbrook..... sg 2 March 1826.....	\$461.38
Jacob Westbrook.....sg 2 March 1826.....	\$461.38
James Westbrook.....sg 2 March 1826.....	\$448.00
James Campbell.....[wed Margaret, a dtr].....	\$448.00
sg. 2 March 1826	
Howell Westbrook.....	\$448.00
William Gunthorp.....[wed Sarah, dtr].....	\$448.00
sg. 26 January 1827	
John Westbrook.....sg 23 Feb 1827.....	\$448.00

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From 'The Revolutionary Soldiers of Catholic Presbyterian Church Chester, South Carolina' by Mary Wylie Strange 1949 and reprinted in 1978 on page 126 you will find mention of a deed:

Recorded in Chester County, SC

Book W, p. 116, February 17, 1825:

State of South Carolina, . . . "We Cecia Beckham, Mary Beckham, Philemon Beckham, Nancy Stinson, Joseph Stinson, Margaret Campbell, James Campbell, John Westbrook of the State of North Carolina, Rutherford County -- all being heirs to the estate of Jacob Westbrook late deceased, sold for \$100.00 to Jacob and William Westbrook our undivided part lately surveyed by Hugh Simpson . . . Situated on the Waters of Rocky Creek, Chester District, South Carolina. Bounded S. by James Kell's land, E. by Samuel Little's land, N. by James Martin's land and W. by R. Cooper.

*In presence of:  
Robert Eckles  
John Cherry  
Howell Westbrook  
James Westbrook*

*John Westbrook  
Catherine Westbrook  
Nancy Stinson  
Joseph Stinson  
Margaret Campbell  
James Campbell  
Sarah Gunthrop  
William Gunthrop  
Abner Beckham  
Elizabeth Stinson  
Samuel Stinson*

*Wives of the above all signed their dower Jan. 6, 1825 before John Cherry, J. Q.*

*Notation by Sherri Sontag:*

*The Dye Family has a standing relationship with the Beckham and Westbrook Families.  
There is a Beckham Dye.*