

DAY.008 (WAS DATA.004) A POWER OF ATTORNEY BY JOSEPH & WILLIAM KIRKLAND OF SOUTH CAROLINA TO THOMAS WOODWARD OF FAIRFAX COUNTY VIRGINIA. DATED 7TH FEBRUARY 1756. (FAIRFAX CO. DEED BOOK D, PAGES 357-358)...FOLLOWED BY AN INDENTURE BETWEEN THOMAS WOODWARD OF FAIRFAX COUNTY VIRGINIA FOR JOSEPH & WILLIAM KIRKLAND OF SOUTH CAROLINA ON 16TH NOVEMBER 1756.

Source: Photo Copy obtained from Fairfax County Courthouse in October 1986, copied into the computer by Robert R. Hill Sr. in November 1986.

KNOW ALL MEN by these presents that we the subscribers hereof JOSEPH KIRKLAND & WILLIAM KIRKLAND of South Carolina, LABOURERS, do hereby assign constitute and ordain (an?) on our steads and place do put, appoint and deputize of friend THOMAS WOODWARD to be our true and lawful deputy of attorney for us and in our names and to our own proper use and behoof to ask demand and require due for recover and receive all such Legacies monies due upon pay bill or otherwise and all other demands and dues whatsoever as now are or shall hereafter become due and payable belonging or to be delivered unto Either of us JOSEPH KIRKLAND and WILLIAM KIRKLAND by or from any Power or Persons whatsoever or wheresoever and to contract for demand, set or sell (word not legible?) Lands, tenements or hereditaments whatsoever and for default of Payment or delivery of Sum of money or other thing or things to one or either of us due or to be due or belonging to, To use all Lawful ways and means for the recovery thereof by action suit bill plaint (plaintiff?) dis--? reentry or otherwise as fully and amply in all way respect as we ourselves might or could do if we were personally present or to sue implea make answer prosecute and defend in any Court of Law or Equity and before any Judge or Justice in any such matter or cause with us for us or against us as the cause shall require to seal intermeddte?? in all ackn---- (acknowledged?) suits or business any ways touching or concerning us or agent or factor or otherwise giving and by these presents granting to OUR POWER OF ATTORNEY full whole and lawful authority in the Execution of all and singular (tho or the??) Premises and to substitute and appoint one or more ATTORNEY OR ATTORNEYS in any of the Premises and the same at his Pleasure again to revoke and make void and to make and give any acquittance release or discharge upon the recovery and receipt of any debt sum or sums of money or any other thing whatsoever as the cause shall require and general to say and Execute compound conclude agree determine and finish all and every other act and acts thing or things whatsoever which in or about the Premises shall be (needfull??) TO be had made or done and that in a Large and ample manner and as fully and effectually to all intents and purposes as we ourselves might or could if Present in our own

Persons do ratifying confirming and allowing for form
Effectual and irrevocable all and whatsoever my Power (of)
ATTORNEY shall do or cause to be done in and about the
Premises by value of these Presents IN WITNESS WHEREOF
hereunto we set our hands and seals the seventh (7th) day of
FEBRUARY in the TWENTY EIGHT (28TH) year of the reign of our
sovereign LORD GEORGE THE SECOND BY THE GRACE OF GOD OF GREAT
BRITAIN, FRANCE AND IRELAND, KING DEFENDER OF THE FAITH and
in the year of our LORD GOD 1756.

SIGNED BY JOSEPH KIRKLAND (LS)
WILLIAM KIRKLAND (LS)

SIGNED, SEALED & DELIVERED IN THE PRESENCE OF US:
TESTIE: WILLIAM MOORE, AB. (ABRAHAM?) REID

At a Court held for the County of Fairfax 16th November 1756
This letter of Attorney was proved by the oaths of the
Witnesses and admitted to record.

Teste:
G. (?) WAGONER COURT CLERK

THIS IS AN INDENTURE BETWEEN THOMAS WOODWARD OF FAIRFAX CO.,
VA. AND JAMES WARDEN. WOODWARD WAS REPRESENTING JOSEPH AND
WILLIAM KIRKLAND OF S.C. BY THE AUTHORITY OF THE ABOVE POWER
OF ATTORNEY.

THIS INDENTURE made the 16th day of November in the year of
our Lord One Thousand Seven Hundred and Fifty Six (1756)
BETWEEN THOMAS WOODWARD of the County of Fairfax, ATTORNEY in
fact for JOSEPH KIRKLAND and WILLIAM KIRKLAND of the Province
of South Carolina, On this occasion (especially?) appointed
of the one part and JAMES WARDEN of Charles County in the
Province of Maryland of the other part WITNESSETH that the
said THOMAS WOODWARD for and in consideration of the sum of
Fifteen pounds current money, to him for the use of the said
JOSEPH and WILLIAM in hand, Paid at and upon the sealing and
delivery of these presents, the receipt whereof the said
THOMAS WOODWARD by these presents doth acknowledge and the
said JAMES WARDEN form every part and parcel thereof both
acquit axonerate and discharge hath bargained, sold and
alien, enfeoff?? (enforced?) and confirmed and by these
presents both bargain, sell, alien, enforce and confirm unto
the said JAMES WARDEN and to his heirs and assigns for ever
all that tract or parcel of land containing by Estimation Two
Hundred and Fifty Acres (250 acres) be the same more or less,
situate in the county of Fairfax aforesaid on the branches of
Pope's Head and Bull run (Bull Run) and being part of a
larger tract formerly granted to WILLIAM KIRKLAND, father of
the said JOSEPH & WILLIAM KIRKLAND, now deceased, and JAMES
SMITH by patten from the Possession of the northern (tract?)
Bearing date the second day of September 1741 and by the said
WILLIAM KIRKLAND (devised?) to (his?) sons JOSEPH & WILLIAM
KIRKLAND, Parties to these Presents as by his Last Will and
Testament, recorded among the records of the County Court of

_____relation being (paper torn here) unto? had may
more fully and at large appear and is bounded on followeth-
Beginning at (edge of paper torn on both side causing words
to be missing) Red Oak corner to the land of the Reverend
ALEXANDER SCOTT and HANCOCK LEO, Gentleman, occur--(paper
tore here on both side).LEE'S line North 5 degrees East 88
poles to D then North 60 degrees 30 (minutes?) West 1 or 10
(poles?) (paper torn here again on both sides)

(DOCUMENT IS INCOMPLETE..

Note: There are several miss spelled words, mistakes
etc...they have not been changed or corrected, but copied
just as is on the photo copy, which was incimplete.

R. Hill

end of data.