

Jones, Marmaduke ^[1]

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by Donald R. Lennon, 1988

ca. 1724–1787

My Lord

The Death of M^r Heron and M^r Eustace M^r Culloh's resignation of his Seat in Council, making two Vacancies in His Majesty's Council of this Province, I take the Liberty to recommend for the Kings Nomination the three following Gentlemen, as properly qualified to sit at that Board, V^{ts}

Colonel Hugh Waddell,¹ M^r Marmaduke Jones and Sir Nathaniel Dukenfield.²

Colonel Waddell had the Honor to see Your Lordship about two Years since in England. He Honorably distinguished Himself last War while He commanded the Provincials of this Province against the Cherokee Indians, possesses an Easy Fortune, and is in much Esteem as a Gentleman of Honor and Spirit; He has I confess endeavored Himself to my Friendship by the Generous Offer He made Me but last Week of His voluntary Services against the Insurgents of this Province.

M^r Marmaduke Jones stands very fair in my good Opinion of Him: As I have in former Recommendations certified to Your Lordship, and Lord Shelburne, His Abilities and Utility in Council shall not repeat them Here.

Sir Nathaniel Dukenfield came last Year into this Country to visit large possessions near Edenton, left Him by His Father, which turns out so much to His Satisfaction that He has acquainted Me of His Intention of making some stay Here, and His Desires of obtaining the Honor of a Seat in His Majesty's Council. I most readily promised to recommend Him to His Majesty, through Your Lordship, as I am sensible His Rank and worthy Character will be an Ornament to the Council Board.

I am with great Respect
My Lord
Your Lordships most Obedt. hble Servant
W^m Tryon

Letter from Gov. William Tryon to the Earl of Hillsborough referencing Marmaduke Jones, 1771. Image from Internet Archive.

Marmaduke Jones, colonial official, was the nephew of Sir Marmaduke Wyvell, high sheriff of Yorkshire. Educated in England, he was in [Wilmington](#) ^[2] by 1753, perhaps arriving from Jamaica. He served as assistant judge of the [General Court](#) ^[3] (1760), Wilmington borough recorder (1760–66), attorney general of the colony (1766–67) by appointment of Governor [William Tryon](#) ^[4], and member of the governor's Council (1771–73) by appointment of King George III. On one occasion Jones described himself as a "merchant and Eminent Lawyer" and apparently he was, indeed, considered to be an exceptional lawyer. Governor Tryon in 1768 described him as "a gentleman not inferior to any of his profession in this country." In 1770 Tryon wrote that Jones was "a gentleman of the first eminence at the bar here. . . . He possesses a genteel and easy fortune, and his abilities I am persuaded will be serviceable in Council." During 1771 Jones was requested to assist in the prosecution of insurgents at Hillsborough after the [Battle of Alamance](#) ^[5], and in the same year he was appointed to a committee to correspond with and advise North Carolina's agent in England.

In 1772 Jones returned to England where he remained for two years, undoubtedly in connection with the illness and death in 1774 of his childless uncle, Sir Marmaduke, whose rank and property he expected to inherit. Due to this long absence, he resigned from the Council in 1773.

From London [Alexander Elmsley](#) ^[6] wrote to a friend in North Carolina: "'Tis but too true that M^r Jones is obliged to resume the practice of Law, his relations here treated him with a strange indifference and blasted all his hope of succeeding to the Wyvel Estate by suffering a recovery and conveying to a stranger." The baronetcy became dormant because Jones, the oldest surviving male heir, was "domiciled" in America, and the estate was awarded to Sir Marmaduke's half-sister. At her death in 1783 it passed to her husband. Jones returned to North Carolina, but had to reside in the colony a year before he could again be licensed to practice.

Although once more practicing law in Wilmington in 1774, he sold his real estate and personal property the following year. His movements during the American Revolution are vague. Aside from an appearance in 1779 as an attorney in the New Hanover County Court, he disappears from the record until 1783, when he was reported in London, preparing to return to Wilmington. He probably was again in England trying to reclaim his uncle's estate following the death of its most recent owner. In 1784 William Hooper wrote: "I have seen Marmaduke Jones: He is the greatest coxcomb alive."

Between 1784 and 1787, when he died, Jones pursued an active career as a Wilmington attorney. His will, dated 29 Aug. 1787, was proved in October. He was survived by one daughter, Elizabeth, who married Francis Brice. Apparently his wife was Judith Simmonds, sister of Peter Simmonds of [Bladen County](#) ^[7]. She died in 1772, and afterwards he evidently married a widow Ivy, who had two daughters by her previous marriage (Ann Ivy Moore, wife of James Moore, and Mary Ivy De Rosset Boyd, wife of Dr. [Moses John De Rosset](#) ^[8] and then of [Adam Boyd](#) ^[9]).

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^[10] (accessed October 7, 2013).

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